

Note: The House Journal now reflects "with reservations" votes in committee reports. Previous years "with reservations" votes are available in the legislative website's online measure status pages.

SCRep. 1 Labor & Public Employment on H.B. No. 520

The purpose of this measure is to exempt from the Hawaii Public Procurement Code contracts by governmental bodies to procure goods or services for the Office of Intercollegiate Athletics of the University of Hawaii at Manoa with moneys from the University of Hawaii at Manoa Intercollegiate Athletics Special Fund.

The University of Hawaii System; Kai Hawaii; and several concerned individuals supported this measure. The State Procurement Office opposed this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 520, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 520, H.D. 1, and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 2 Labor & Public Employment on H.B. No. 976

The purpose of this measure is to protect the public and promote worker safety by requiring electrical contractors, pole and line contractors, high voltage electrical contractors, and electronic systems contractors to possess a trade license or an electrical engineering degree from a duly accredited college to perform electrical work in Hawaii.

The International Brotherhood of Electrical Workers Local Union 1186, AFL-CIO; IBEW 1260, AFL-CIO; and Electrical Contractors Association of Hawaii supported this measure. Custom Electronic Design & Installation Association and a concerned individual opposed this measure. The Contractors License Board and General Contractors Association of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Removing provisions that would have exempted employees of a public utility or community antennae television company from the licensing requirements imposed by this measure; and
- (2) Changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 976, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 976, H.D. 1, and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 3 Labor & Public Employment on H.B. No. 208

The purpose of this measure is to authorize the Director of Labor and Industrial Relations (Director) or the Director's designee to issue and serve an employer with a stop-work order prohibiting the use of employee labor by the employer until the employer complies with the provisions of section 386-121, Hawaii Revised Statutes, to ensure the employer has the required workers' compensation coverage.

Hawaii Construction Alliance, Hawaii Regional Council of Carpenters, and Pacific Resource Partnership testified in support of this measure. The Department of Labor and Industrial Relations and Hawaii Laborers-Employers Cooperation and Education Trust testified in support of the intent. The Society for Human Resource Management-Hawaii Chapter testified in opposition. The Chamber of Commerce Hawaii, General Contractors Association of Hawaii, and Building Industry Association of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Changing the number of days to request a hearing, hold a hearing, and issue a written decision to unspecified periods; and
- (2) Changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 208, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 208, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 4 Labor & Public Employment on H.B. No. 978

The purpose of this measure is to:

- (1) Allow an employee to have a chaperone present and use a recording device during medical examinations relating to a work injury under workers' compensation; and
- (2) Specify the required qualifications for a physician or surgeon who may accompany an employee to a medical examination.

The ILWU Local 142, Work Injury Medical Association of Hawaii, Workstar Injury Recovery Center, Vocational Management Consultants, Inc., and several individuals testified in support of this measure. The City and County of Honolulu Department of Human Resources, Chamber of Commerce Hawaii, Hawaii Insurers Council, General Contractors Association, and Society for Human Resource Management Hawaii Chapter testified in opposition. The Department of Labor and Industrial Relations and Department of Human Resources Development provided comments.

Your Committee has amended this measure by:

- (1) Deleting language that specified the required qualifications for a physician or surgeon who accompanies an employee to a medical examination;
- (2) Requiring the consent of the employer's physician before an employee may record an examination;
- (3) Clarifying that an employee's designated chaperone is prohibited from disrupting an examination in the same manner and subject to the same penalties as the employee; and
- (4) Changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 978, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 978, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Matsumoto). Noes, none. Excused, none.

SCRep. 5 Agriculture on H.B. No. 96

The purpose of this measure is to transition from an industrial hemp pilot program to the regulated cultivation of industrial hemp on a permanent statewide basis.

Hawaii Farmers Union United and numerous concerned individuals supported this bill. The Department of the Attorney General and Hawaii Farm Bureau submitted comments.

Your Committee has amended this measure by deleting the preamble and amending--instead of repealing--the industrial hemp pilot program as follows:

- (1) Allowing an application to grow industrial hemp to be submitted at any time during the year in which the applicant plans to grow industrial hemp;
- (2) Deleting provisions requiring that an application for movement permit be submitted prior to moving industrial hemp from a permitted location, and directing compliance with reporting requirements established by the Board of Agriculture;
- (3) Deleting requirements for the use of case hardened locks and chains, marking equipment and plants, and blocking private access roads; and
- (4) No longer requiring industrial-hemp licensees to employ a physical barrier to isolate industrial hemp from other plants.

Technical, nonsubstantive amendments were also made for clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 96, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 96, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 6 Health on H.B. No. 916

The purpose of this measure is to encourage health care professionals to provide services to underserved regions statewide by appropriating funds to be expended by the Department of Health in coordination with the John A. Burns School of Medicine for the Health Care Professionals Loan Repayment Program. Funds appropriated by this measure shall be expended only if matched dollar-for-dollar by funds from a private or other public source.

Your Committee received testimony in support of this measure from the Department of Health, University of Hawai'i, Healthcare Association of Hawaii, Lanai Community Health Center, Hawai'i Pacific Health, The Queen's Health Systems, Hawaii Medical Association, Hilo Medical Center Foundation, East Hawaii Region of Hawaii Health Systems Corporation, Na Lei Wili Area Health Education Center, and numerous individuals. Your Committee received comments on this measure from the Hawaii Medical Board.

Your Committee has amended this measure by:

- (1) Replacing the \$250,000 appropriation with a blank amount; and
- (2) Changing its effective date to July 1, 2090, for purposes of further discussion.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 916, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 916, H.D. 1, and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 7 Energy & Environmental Protection on H.B. No. 228

The purpose of this measure is to authorize the designation of invasive plants as pests and to simplify the process for listing invasive plants on the restricted plants list and the noxious weeds list by including high risk plants, as rated by the Hawaii Pacific Weed Risk Assessment, on those lists, thereby preventing the importation, sale, and uncontrolled spread of invasive species.

The Member representing the Third District on the Hawaii County Council, Big Island Invasive Species Committee, Sierra Club of Hawai'i, Conservation Council for Hawai'i, and a few individuals supported this measure. The Department of Agriculture supported the intent of this measure. The Department of Land and Natural Resources and the Coordinating Group on Alien Pest Species provided comments.

Your Committee has amended this measure by:

- (1) Permitting the sale of otherwise prohibited invasive plants if such sale is permitted by the Department of Agriculture and the Hawaii Invasive Species Council; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 228, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 228, H.D. 1, and be referred to your Committee on Agriculture.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Fukumoto).

SCRep. 8 Energy & Environmental Protection on H.B. No. 184

The purpose of this measure is to address the obstacles posed by the advance disposal fee program in the Department of Health (Department) by requiring the Department to implement the recommendations made by the Auditor in a 2014 audit.

The Office of the Auditor and the City and County of Honolulu, Department of Environmental Services testified in support. The Department of Health and Western Counsel provided comments.

Your Committee has amended this measure by changing the effective date to January 28, 2081, to encourage further discussion.

Technical, nonsubstantive amendments were also made for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 184, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 184, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Fukumoto).

SCRep. 9 Energy & Environmental Protection on H.B. No. 606

The purpose of this measure is to authorize the counties to enter private property to control or eradicate invasive species and pests.

The Department of Land and Natural Resources, Mayor of the County of Maui, the Hawaiian Electric Companies, and a few individuals supported this measure. The Department of Agriculture and the Hawaii Association of Realtors supported the intent of this measure. Best Friends Animal Society, Kauai Community Cat Project, and an individual opposed this measure. The West Hawaii Humane Society and an individual provided comments.

Your Committee has amended this measure by authorizing agents of state departments or counties to enter private property to control or eradicate invasive species that are found on the premises and have been identified by the Hawaii Invasive Species Council for control or eradication.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 606, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 606, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Fukumoto).

SCRep. 10 Energy & Environmental Protection on H.B. No. 749

The purpose of this measure is to require the Department of Health and the counties to consider waste-to-energy energy production as a potential solid waste management practice and processing method in implementing the Hawaii Integrated Solid Waste Management Act.

The Department of Environmental Services of the City and County of Honolulu and the American Chemistry Council supported this measure. The Department of Health opposed this measure.

Your Committee has amended this measure by:

- (1) Categorizing waste-to-energy energy production as a distinct priority; and
- (2) Placing waste-to-energy after recycling and bioconversion, including composting, in the list of priorities to be considered for solid waste management practices and processing methods.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 749, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 749, H.D. 1, and be referred to your Committee on Health.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Fukumoto).

SCRep. 11 Labor & Public Employment on H.B. No. 347

The purpose of this measure is to clarify how the Department of Labor and Industrial Relations (Department) determines whether an individual is an independent contractor and not covered under Hawaii's employment security law by:

- (1) Changing references to the common law relationship of "master and servant" to "employer and employee";
- (2) Clarifying criteria used by the Department to determine whether an individual is an independent contractor, including by specifying twenty factors to be used as guidelines for the Department's determination;
- (3) Requiring the Director of Labor and Industrial Relations to submit a report to the Legislature prior to the convening of the Regular Session of 2018 on the guidelines developed by the Unemployment Insurance Coverage Committee to assist auditors during investigations; and
- (4) Requiring the Director of Labor and Industrial Relations to submit an annual report to the Legislature regarding independent contractor and covered employment determinations.

The Maui Chamber of Commerce, Envisions Entertainment & Productions, Inc., and Society for Human Resource Management-Hawaii Chapter testified in support of this measure. The Department of Labor and Industrial Relations, Hawaii State AFL-CIO, ILWU Local 142, and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in opposition.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 347, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 347, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 12 Human Services on H.B. No. 693

The purpose of this measure is to help reduce youth violence and delinquency in the State by appropriating funds to the Department of Human Services (DHS) for the operational costs of an organization providing therapeutic prevention and mental health programs for high risk youth.

Hawaii Children's Action Network, Democratic Party of Hawaii, and numerous individuals testified in support of this measure. The City and County of Honolulu Department of the Prosecuting Attorney, Office of Youth Services, Adult Friends for Youth, Hawaii Youth Services Network, and several individuals commented on this measure.

Your Committee has amended this measure by:

- (1) Redirecting the appropriation of funds to specify the operational costs of an organization providing prevention, intervention, and group and individual counseling for high risk youth;
- (2) Changing its effective date to July 1, 2075, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity and consistency.

Your Committee notes that the Office of Youth Services approximates that it will cost \$100,000 for each year of Fiscal Biennium 2017-2019 to provide prevention, counseling, and other services for high risk youth as envisioned in the measure.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 693, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 693, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Belatti).

SCRep. 13 Human Services on H.B. No. 674

The purpose of this measure is to:

- (1) Require all child care providers to:
 - (A) Obtain and maintain liability insurance coverage as a condition of licensure, temporary permission, or registration to operate a child care facility;
 - (B) Disclose liability insurance coverage information to parents or guardians applying to have their child cared for at a child care facility; and
 - (C) Disclose to the parents or guardians any changes to the provider's liability insurance coverage; and
- (2) Authorize the Department of Human Services to suspend or revoke a provider's license, temporary permit, or certificate of registration if the provider does not comply with the insurance coverage and disclosure requirements.

Numerous individuals testified in support of this measure. The DHS, Hawaii Children's Action Network, and three individuals commented on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2075, to facilitate further discussion; and
- (2) Making a technical, nonsubstantive amendment for clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 674, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 674, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Belatti).

SCRep. 14 Human Services on H.B. No. 684

The purpose of this measure is to strengthen the Safe Sleep Policy by requiring:

- (1) Child care operators and employees to place a child less than a year of age on the child's back for sleeping unless a written waiver is obtained and to complete training in safe sleep practices annually;
- (2) Child care operators to discuss the policy with the child's parent or legal guardian before the child enrolls in the child care facility, with the parent or guardian attesting that a copy of the policy was received and discussed; and
- (3) Child care facilities to promptly report to the Department of Human Services (DHS) the death of a child less than a year of age that occurs in a child care facility.

Numerous individuals testified in support of this measure. The DHS opposed this measure. The Hawaii Children's Action Network and three individuals commented on this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2075, to facilitate further discussion.

Your Committee notes that DHS is in the process of addressing issues and concerns regarding deaths associated with sudden unexpected infant death and sudden infant death syndrome through changes to its administrative rules. On January 4, 2017, DHS issued proposed amendments to Section 17-891.1, Hawaii Administrative Rules, Registration of Family Child Care Homes, and Section 17-895, Licensing of Infant and Toddler Child Care Centers. The public hearing on the proposed rules is scheduled for February 6, 2017.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 684, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 684, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Belatti).

SCRep. 15 Agriculture on H.B. No. 186

The purpose of this measure is to help protect the coffee industry in Hawaii by extending for an additional two years the sunset date of the pesticide subsidy program for coffee farmers who purchase pesticides containing *Beauveria bassiana*, a naturally occurring fungus known to cause high rates of mortality in coffee berry borers.

The Hawaii Farm Bureau; Hawaii Coffee Company; ILWU Local 142; Greenwell Farms; Hawaii Farmers Union United; Kona Coffee Farmers Association; Sugai Kona Coffee Products, Inc.; Hawaii County Council members representing districts 6 and 8; and numerous concerned individuals supported this measure. The Hawaii Coffee Association supported the measure with amendments. The Department of Agriculture supported the intent of the measure.

Your Committee has amended this bill by making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 186, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 186, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 16 Agriculture on H.B. No. 781

The purpose of this measure is to support the continuing efforts of the P-20 Agriculture Education Working Group (Working Group) in the development of an implementation strategy and recommendations for the creation of a statewide coordinated framework of support for preschool through post-secondary agriculture education by:

- (1) Establishing the position of coordinator of the Working Group;
- (2) Outlining the duties of the Working Group and opening participation in the Working Group to certain additional persons and entities; and
- (3) Appropriating funds for the hiring of the Working Group coordinator and for interisland travel and operating expenses of the Working Group.

The Department of Agriculture, College of Tropical Agriculture and Human Resources of the University of Hawaii at Manoa, Farm to Keiki, Hawaii Farm Bureau, Hawaii Farmers Union United, Ka Ohana O Na Pua, and many concerned individuals supported this measure. One concerned individual provided comments.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 781 and recommends that it pass Second Reading and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 17 Agriculture on H.B. No. 783

The purpose of this measure is to establish and appropriate funds for a two-year Agricultural Theft and Vandalism Pilot Project to examine the effectiveness of prosecuting agricultural theft and agricultural vandalism in the County of Hawaii.

The Hawaii Cattlemen's Council; Ponoholo Ranch Limited; Kaye Family Farms; Company Rum, LLC; Hawaii Coffee Company; Hawaii Farm Bureau; W.H. Shipman; Hawaii Floriculture and Nursery Association; Hawaii Farmers Union United; Hawaii Crop Improvement Association; and many concerned individuals supported this measure. The Department of Agriculture supported the intent of this measure. A concerned individual provided comments.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 783 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 18 Agriculture on H.B. No. 1007

The purpose of this measure is to:

- (1) Establish a Korean Natural Farming Pilot Program (Pilot Program) within the Department of Agriculture to explore the feasibility of using Korean natural farming techniques to combat various agricultural pests in Hawaii;
- (2) Authorize the use of funds from the Agricultural Development and Food Security Special Fund for the purpose of the Pilot Program; and
- (3) Appropriate funds from the Agricultural Development and Food Security Special Fund to establish one full-time Korean natural farming coordinator position to implement the Pilot Program.

Ho'omana Pono, LLC.; Hawaii Farmers Union United; and many concerned individuals supported this measure. The Department of Agriculture supported the intent of this measure. The Department of Taxation and a concerned individual provided comments.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1007 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 19 Agriculture on H.B. No. 1013

The purpose of this measure is to increase the efforts and resources in addressing invasive species in the State by restructuring the Hawaii Invasive Species Council into a new entity, the Hawaii Invasive Species Authority, attached administratively to the Department of Agriculture.

The Department of Agriculture, Department of Land and Natural Resources, University of Hawaii, Office of Environmental Quality Control of the Department of Health, Democratic Party of Hawaii, Big Island Invasive Species Committee, Conservation Council for Hawaii, Hawaii Cattlemens Council, Coordinating Group on Alien Pest Species, Hawaii Farm Bureau, Local Food Coalition, Ponoholo Ranch Limited, Ka Ohana O Na Pua, Nature Conservancy of Hawaii, and several individuals testified in support of this measure. The Best Friends Animal Society testified in opposition to this measure.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1013 and recommends that it pass Second Reading and be referred to your Committee on Energy & Environmental Protection.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 20 Agriculture on H.B. No. 1017

The purpose of this measure is to increase the cap on the amount of moneys from the Pesticide Use Revolving Fund that may be used by the Department of Agriculture to carry out its mandate in section 149A-13.5, Hawaii Revised Statutes, relating to the Department's Pesticide Program.

The Department of Agriculture, Hawaii Cattlemens Council, Hawaii Center for Food Safety, Ponoholo Ranch Limited, Western Plant Health Association, Hawaii Farm Bureau, Hawaii Crop Improvement Association, CropLife America, Dow Agroscience, and two individuals testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1017 and recommends that it pass Second Reading and be referred to your Committee on Energy & Environmental Protection.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 21 Agriculture on H.B. No. 780

The purpose of this measure is to promote a diversified agriculture model of farming by:

- (1) Appropriating funds for the establishment of a Nutrient Cycling Center Pilot Project (Pilot Project) on Maui; and
- (2) Requiring the Department of Agriculture to report to the Legislature on the operational and economic efficacy of the Pilot Project.

The Hawaii Center for Food Safety, A'a Li'i Farm, Hawaii Farmers Union United, and many concerned individuals supported this measure. The Department of Agriculture supported the intent of this measure. The Department of the Attorney General, Hawaii Farm Bureau, Western Plant Health Association, and a concerned individual provided comments.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 780 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 22 Energy & Environmental Protection on H.B. No. 427

The purpose of this measure is to preserve the quality of Hawaii's night sky by reducing light pollution. Specifically, this measure establishes a Dark Night Skies Protection Advisory Committee (Advisory Committee) to assist the Department of Business, Economic Development, and Tourism in the development of a statewide dark night skies protection strategy.

The Department of Business, Economic Development, and Tourism, Department of Land and Natural Resources, University of Hawaii, and a few individuals supported this measure. The Department of Transportation and the Land Use Research Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Authorizing the chairperson of the Advisory Committee to invite a representative of the Occupational Safety and Health Administration to advise the Advisory Committee; and
- (2) Dissolving the Advisory Committee on June 30, 2027.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 427, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 427, H.D. 1, and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Fukumoto).

SCRep. 23 Energy & Environmental Protection on H.B. No. 904

The purpose of this measure is to create a mechanism for the rapid response to invasive species threats by establishing the Invasive Species Rapid Response Special Fund within the Department of Land and Natural Resources.

The Department of Agriculture; Conservation Council for Hawaii; Coordinating Group on Alien Pest Species; Sierra Club of Hawaii; and several individuals testified in support of this measure. The Best Friends Animal Society and an individual testified in opposition to this measure. The Department of Land and Natural Resources provided comments.

Your Committee has amended this measure by changing its effective date to January 28, 2081, to encourage further discussion.

Should the House Committee on Finance deliberate on this measure, your Committee requests inserting an appropriation amount of \$300,000.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 904, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 904, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Fukumoto).

SCRep. 24 Education on H.B. No. 255

The purpose of this measure is to promote locally grown food in communities in Hawaii by:

- (1) Establishing the Farm to School Grant Program within the Department of Education to provide grants to farmers participating in the Hawaii Farm to School Program under section 141-11, Hawaii Revised Statutes;
- (2) Creating the Farm to School Grant Program Special Fund; and
- (3) Making applicable appropriations.

The Department of Education, Hawaii Farm Bureau, Hawaii Pacific Health, Hawaii Center for Food Safety, Malama Kauai, and a few concerned individuals supported this measure. The Department of Agriculture supported the intent of the measure. The Department of Budget and Finance submitted comments.

Your Committee has amended the measure by:

- (1) Establishing a full-time Farm to School Grant Program Coordinator position within the Department of Education to work in collaboration with appropriate stakeholders;

- (2) Establishing a full-time Farm to School Grant Program Special Fund Manager position within the Department of Education to oversee the Farm to School Grant Program Special Fund and to work in collaboration with appropriate stakeholders;
- (3) Making unspecified appropriations to fund the Farm to School Grant Program Coordinator and Farm to School Grant Program Special Fund Manager positions;
- (4) Changing the effective date to July 1, 2051, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 255, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 255, H.D. 1, and be referred to your Committee on Agriculture.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Onishi). Noes, none. Excused, 1 (Ing).

SCRep. 25 Education on H.B. No. 547

The purpose of this measure is to establish an income tax credit for host families of foreign exchange individuals.

The International Hospitality Center and numerous concerned individuals supported this measure. The Department of Taxation and Tax Foundation of Hawaii submitted comments.

Your Committee has amended this measure by changing its effective date to July 1, 2051, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 547, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 547, H.D. 1, and be referred to your Committee on Veterans, Military, & International Affairs, & Culture and the Arts.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ing).

SCRep. 26 Education on H.B. No. 470

The purpose of this measure is to allow the Board of Education to contract for private groundskeeping services for public library properties.

The Hawaii State Public Library System and a concerned individual supported this measure. The United Public Workers, AFSCME Local 646 AFL-CIO, opposed the measure.

Your Committee has amended this measure by changing its effective date to July 1, 2051, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 470, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 470, H.D. 1, and be referred to your Committee on Labor & Public Employment.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Creagan). Noes, none. Excused, 1 (Ing).

SCRep. 27 Economic Development & Business on H.B. No. 398

The purpose of this measure is to require retailers and vendors that do not pay or collect general excise or use tax to:

- (1) Send notifications to all purchasers in the State by January 31 of each year to inform them that they may be required to pay use tax on certain purchases; and
- (2) File an annual statement showing the total amount paid for purchases by purchasers in the State.

The Hawaii Association of Public Accountants, Retail Merchants of Hawaii, the Chamber of Commerce of Hawaii, and an individual supported this measure. The Internet Association opposed this measure. The Department of Taxation and the Tax Foundation of Hawaii commented on this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2038, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for purposes of style and clarity.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 398, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 398, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 28 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 910

The purpose of this measure is to appropriate funds for the Hawaiian studies program cultural personnel resources in the Office of Hawaiian Education of the Department of Education.

The Hawaiian Affairs Caucus of the Democratic Party of Hawaii, Kamehameha Schools, and several individuals testified in support of this measure. The Center for Hawaiian Sovereignty Studies and one individual testified in opposition to this measure.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 910 and recommends that it pass Second Reading and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Thielen).

SCRep. 29 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 908

The purpose of this measure is to provide the Office of Hawaiian Affairs with the right of first refusal for any disposition of public lands classified as remnants under section 171-52, Hawaii Revised Statutes.

The Department of Transportation, Office of Hawaiian Affairs, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, and numerous individuals testified in support of this measure. The Center for Hawaiian Sovereignty Studies and Hoomana Pono, LLC testified in opposition to this measure. The Department of Land and Natural Resources commented on this measure.

Your Committee notes that concerns were raised as to whether the Office of Hawaiian Affairs is the most appropriate agency to be given the right of first refusal for remnant lands. In addition, your Committee finds that further discussion is necessary to determine:

- (1) Whether the Department of Hawaiian Home Lands should be incorporated into this process; and
- (2) Whether this measure will impact the preservation of water rights.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 908 and recommends that it pass Second Reading and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 6; Ayes with Reservations (DeCoite, LoPresti). Noes, none. Excused, 1 (Thielen).

SCRep. 30 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 451

The purpose of this measure is to reduce the minimum Hawaiian blood quantum requirement of certain successors to lessees of Hawaiian home lands from one quarter to one thirty-second.

The Office of Hawaiian Affairs, Department of Hawaiian Home Lands, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, Waiohuli Undivided Interest Lessees, Kalamaula Homesteaders Association, Keaukaha Community Association, Panaewa Hawaiian Home Lands Community Association, Hoomana Pono, LLC, and numerous individuals testified in support of this measure. The Center for Hawaiian Sovereignty Studies testified in opposition to this measure. The Association of Hawaiian Civic Clubs commented on this measure.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 451 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6; Ayes with Reservations (LoPresti). Noes, none. Excused, 1 (Thielen).

SCRep. 31 Agriculture on H.B. No. 774

The purpose of this bill is to effectuate its title.

H.B. No. 774 was introduced as a short-form bill, which is sometimes referred to as a "vehicle" bill primarily used to introduce a bill containing only a general idea as to the purpose of the bill without specific details in the long form.

Your Committee has amended the bill to provide the substantive contents of the bill in long form so that a public hearing may be properly held on its substantive contents.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the action to report out H.B. No. 774, as amended herein, and recommends that it be recommitted to your Committee on Agriculture, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 774, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 32 Agriculture on H.B. No. 775

The purpose of this short-form measure is to amend the laws relating to agriculture.

H.B. No. 775 was introduced as a short-form bill, which is sometimes referred to as a "vehicle" bill primarily used to introduce a bill containing only a general idea as to the purpose of the bill without specific details in the long form.

Your Committee has amended the bill to provide the substantive contents of the bill in long form so that a public hearing may be properly held on its substantive contents.

As amended, this measure changes the procedures that must be followed prior to the sale of eggs imported from outside of the State. Specifically, this bill:

- (1) Repeals the requirement that permission from the Department of Agriculture is needed prior to the removal of the eggs from any dock or landing;
- (2) Repeals the requirement for a certificate from the Department of Agriculture that the eggs contained in a shipment are properly marked prior to being processed, sold, or offered for sale; and
- (3) Requires importation and other documents to be furnished to the Department of Agriculture prior to the eggs being processed, sold, or offered for sale.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the action to report out H.B. No. 775, as amended herein, and recommends that it be recommitted to your Committee on Agriculture, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 775, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 33 Agriculture on H.B. No. 776

The purpose of this bill is to effectuate its title.

H.B. No. 776 was introduced as a short-form bill, which is sometimes referred to as a "vehicle" bill primarily used to introduce a bill containing only a general idea as to the purpose of the bill without specific details in the long form.

Your Committee has amended the bill to provide the substantive contents of the bill in long form so that a public hearing may be properly held on its substantive contents.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the action to report out H.B. No. 776, as amended herein, and recommends that it be recommitted to your Committee on Agriculture, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 776, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 34 Agriculture on H.B. No. 778

The purpose of this short form measure is to amend laws relating to agriculture.

H.B. No. 778 was introduced as a short form bill, which is sometimes referred to as a "vehicle" bill primarily used to introduce a bill containing only a general idea as to the purpose of the bill without specific details in long form.

Your Committee has amended the bill to provide the substantive contents of the bill in long form so that a public hearing may be properly held on its substantive contents.

More specifically, your Committee has amended this measure by adding provisions that authorize multiple dwelling units on privately owned lands, within agricultural districts, having soils classified by the Land Study Bureau's detailed land classification as overall (master) productivity rating class C, D, or E, in proportion to acreage, with an upper limit of five dwelling units on agricultural lots larger than ten acres, and specifying that this authorization shall not be subject to regulation by a county.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the action to report out H.B. No. 778, as amended herein, and recommends that it be recommitted to the Committee on Agriculture, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 778, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 35 Human Services on H.B. No. 801

The purpose of this measure is to require:

- (1) Certain amounts of child support moneys collected by the Department of Human Services (DHS) for public assistance to a child to pass through to the family receiving the public assistance; and
- (2) DHS to disregard passed-through child support payments in determining the needs of an applicant or recipient of public assistance.

The DHS and Department of the Attorney General submitted comments on this measure.

Your Committee has amended this measure by changing its effective date to January 1, 2075, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 801, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 801, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Belatti).

SCRep. 36 Human Services on H.B. No. 385

The purpose of this measure is to provide a standardized framework and funding for after-school programs in Department of Education (DOE) and charter school public middle and intermediate schools by:

- (1) Establishing the R.E.A.C.H. (Resources for Enrichment, Athletics, Culture, and Health) Program within the Office of Youth Services (OYS);
- (2) Requiring OYS to provide funding to establish, support, or enhance after-school programs in the middle and intermediate schools, and report to the Legislature annually on the implementation of programs and use of funds under the R.E.A.C.H. Program; and
- (3) Establishing the R.E.A.C.H. Special Fund to supplement the costs of administering and operating the R.E.A.C.H. Program.

The Office of the Lieutenant Governor, Department of Education, Hui for Excellence in Education, Hawaii Children's Action Network, Family Programs Hawaii, Maui High School, Kapolei Middle School, and numerous individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2075, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 385, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 385, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Belatti).

SCRep. 37 Human Services on H.B. No. 609

The purpose of this measure is to support the State's growing elderly population by appropriating \$92,000 for each year of the 2017-2019 Fiscal Biennium for each of the following positions within the University of Hawaii at Manoa Center on Aging:

- (1) One full-time equivalent (1.0 FTE) associate professor position; and
- (2) One full-time equivalent (1.0 FTE) associate specialist position.

The University of Hawaii at Manoa Myron B. Thompson School of Social Work; University of Hawaii Center on Aging; Hawaii Family Caregiver Coalition; Policy Advisory Board for Elder Affairs; Kahala Senior Living Community, Inc.; AARP Hawaii; Kokua Council; Hawaii Pacific Gerontological Society; and several individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Deleting the appropriation amounts;
- (2) Changing its effective date to July 1, 2075, to encourage further discussion; and
- (3) Making a technical, nonsubstantive amendment for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 609, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 609, H.D. 1, and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Belatti).

SCRep. 38 Human Services on H.B. No. 388

The purpose of this measure is to promote school readiness by:

- (1) Re-establishing eligibility to the Preschool Open Doors Program to indicate that the program shall serve three-year-old children, in addition to four-year-old children;
- (2) Requiring the Department of Human Services (DHS) to report to the Legislature prior to the Regular Session of 2018 on the number of program applicants, applicants on the waitlist, geographic distribution of services, participating providers, and capacity and funding issues; and
- (3) Appropriating funds for subsidies for the program.

The Hawaii Children's Action Network, Kamehameha Schools, Hawaii Association for the Education of Young Children, Hawaii's Early Childhood Action Strategy, Waianae Coast Early Childhood Services, The Parent Child Development Center, and numerous individuals testified in support of this measure. DHS commented on this measure.

Your Committee has amended this measure by:

- (1) Amending the appropriation to an unspecified amount;
- (2) Changing its effective date to July 1, 2075, to facilitate continued discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should this measure be considered by the Committee on Finance, your Committee respectfully requests that it consider the following appropriation amounts:

- (1) \$12,000,000 for Preschool Open Doors Program subsidies to serve another 1,855 children and to increase the administrative oversight needed for the program; and
- (2) \$411,000 for each year of fiscal biennium 2017-2019 for administrative costs to implement the program at the level of additional funding and expend the full amount in the appropriate fiscal year.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 388, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 388, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Belatti).

SCRep. 39 Health on H.B. No. 665

The purpose of this measure is to require that health insurance coverage for mental health treatment includes coverage of case management services provided by licensed mental health providers to survivors of sexual violence.

Your Committee received testimony in support of this measure from the Hawaii State Commission on the Status of Women, Department of the Prosecuting Attorney of the City and County of Honolulu, Planned Parenthood Votes Northwest and Hawaii, Sex Abuse Treatment Center, the Hawaii Section of the American Congress of Obstetricians and Gynecologists, LGBT Caucus of the Democratic Party of Hawaii, Hawaii Women's Coalition, IMUAlliance, Hawaii State Coalition Against Domestic Violence, and several individuals. The Department of Human Services and Hawaii Medical Service Association submitted comments.

Your Committee has amended this measure by:

- (1) Clarifying the scope and specifying the allowable providers of case management services that shall be a covered benefit;
- (2) Permitting health plans the option of providing direct delivery and coverage of case management services rather than requiring that services be contracted out and reimbursable;

- (3) Specifying that the coverage requirement shall apply to all policies, contracts, plans, and agreements, including those connected with the Employer-Union Trust Fund, that are issued or renewed in the State on or after January 1, 2018;
- (4) Changing the effective date to July 1, 2090; and
- (5) Making technical, nonsubstantive amendments for the purpose of clarity.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 665, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 665, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 40 Agriculture on H.B. No. 474

The purpose of this measure is to appropriate funds for the prevention and eradication of rat lungworm disease.

Specifically, the measure makes separate appropriations to the University of Hawaii at Hilo, the Department of Health, the Department of Land and Natural Resources, and the Department of Agriculture to fund programs, studies, and activities related to the prevention and eradication of rat lungworm disease.

The University of Hawaii at Hilo, Department of Agriculture, Department of Land and Natural Resources, Hawaii Farm Bureau, Hawaii Farm to School and School Garden Hui, Big Island Invasive Species Committee, Hawaii Farmers Union United, Pele Lani Farm, LLC, Permaculture Foundation of Hawaii, Cirque Ohana, Bevolve LLC, and over forty concerned individuals testified in support of this measure. The Department of Health and sixteen concerned individuals provided comments.

Your Committee finds that the incidence of rat lungworm disease, a serious and relatively new pathogen to the State, has been steadily increasing in number and severity over the last fifteen years. Your Committee also finds that the disease can cause a rare type of meningitis for which there is no specific treatment, and that the meningitis is extremely painful, debilitating, long-lasting, and potentially deadly. Therefore, your Committee finds that sufficient funding is necessary to provide a comprehensive and coordinated approach to the research of rat lungworm disease and to educate the public about this food-borne illness in order to protect the health and well-being of residents and visitors.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 474 and recommends that it pass Second Reading and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 41 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 691

The purpose of this measure is to appropriate funds:

- (1) To be expended by the Judiciary to support the Veterans Treatment Court; and
- (2) For a grant-in-aid to the Department of the Prosecuting Attorney of the City and County of Honolulu to hire the necessary staff to support the Veterans Treatment Court.

The Office of Veterans Services, Judiciary, Department of the Prosecuting Attorney of the City and County of Honolulu, and a concerned individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 691 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Woodson).

SCRep. 42 Energy & Environmental Protection on H.B. No. 1570

The purpose of this measure is to provide persons renting cars in Hawaii with the opportunity to make a voluntary contribution toward the protection of the State's unique environment.

Specifically, this measure requires lessors of rental motor vehicles to include an option for the lessee in the rental agreement to contribute a sum to the Department of Land and Natural Resources for the preservation and protection of the environment.

The Department of Land and Natural Resources, Department of Transportation, Office of Hawaiian Affairs, Hawaiian Islands Land Trust, Sierra Club of Hawaii, The Trust for Public Land, and several individuals supported this measure. Enterprise Holdings opposed this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 1, 2020; and
- (2) Removing its sunset provisions.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1570, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1570, H.D. 1, and be referred to your Committee on Transportation.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 43 Energy & Environmental Protection on H.B. No. 1566

The purpose of this measure is to establish consistency in the review of utility mergers by:

- (1) Establishing substantial net benefit as the Public Utilities Commission's standard of review for a transfer or assignment of an electric utility; and
- (2) Specifying certain guidelines to address when examining whether a substantial net benefit exists in the transfer or assignment of an electric utility.

The Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs, Life of the Land, Hawaii Solar Energy Association, Sierra Club of Hawaii, and several individuals supported this measure. The Public Utilities Commission and Alliance for Solar Choice provided comments.

Your Committee has amended this measure by changing the effective date to January 28, 2018, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1566, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1566, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 44 Economic Development & Business on H.B. No. 626

The purpose of this measure is to promote the long-range planning and implementation of the development of State-owned assets near rail transit stations by, among other things:

- (1) Establishing a State Transit Oriented Development Authority (Authority) to plan and develop infrastructure capacity on state lands within a one-half mile radius of specified stations;
- (2) Encouraging the Authority to enter into public-private partnerships with private investors; and
- (3) Establishing a State Transit Oriented Development District, the district boundaries of which include a one-half mile radius around each of the following rail transit stations: University of Hawaii, west Oahu; Leeward Community College; Aloha Stadium; Kalihi; and Iwilei.

The Chamber of Commerce Hawaii, Building Industry Association of Hawaii, and a concerned individual supported this bill. The Department of Planning and Permitting of the City and County of Honolulu and a concerned individual opposed this measure. The Department of Taxation, Department of Transportation, and the Office of Planning submitted comments.

Your Committee has amended this measure by:

- (1) Requiring that the private developer member of the Authority have experience developing affordable housing projects in Hawaii;
- (2) Clarifying that the assessment lien on real property benefiting from bond-financed public facilities does not have priority over statutorily specified tax debts due the State, in addition to real property tax liens;
- (3) Amending the effective date to July 1, 2038, to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee respectfully requests the Committee on Finance to consider making this bill applicable to taxable years beginning after December 31, 2017. In addition, your Committee notes that many of the duties of the Authority in this measure currently overlap those of the Hawaii Interagency Council for Transit-Oriented Development established by section 226-63, Hawaii Revised Statutes.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 626, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 626, H.D. 1, and be referred to your Committees on Transportation and Housing.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 45 Economic Development & Business on H.B. No. 166

The purpose of this measure is to provide the University of Hawaii with express statutory authority to create, promote, and participate in new economic enterprises and expand workforce opportunities through the commercialization of inventions and discoveries generated by or at the university.

The University of Hawaii, Chamber of Commerce Hawaii, and Hawaii Business Roundtable Incorporated supported this bill. Common Cause Hawaii opposed this measure. The Department of Budget and Finance, Office of Information Practices, State Procurement Office, Hawaii State Ethics Commission, and The Civil Beat Law Center for the Public Interest submitted comments.

Your Committee has amended this measure by:

- (1) Deleting the provision that requires state laws, including the state ethics code, to be applied and construed in a manner that recognizes the public benefit created and state interests advanced by the Innovation and Commercialization Initiative Program established by this measure;
- (2) Changing its effective date to July 1, 2038; and
- (3) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 166, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 166, H.D. 1, and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 46 Agriculture on H.B. No. 55

The purpose of this measure is to protect dogs by prohibiting the use of certain restraints and tethers that endanger or deny sustenance to a dog and specifies penalties for violations.

Animal Rights Hawaii, Hawaiian Humane Society, Hawaii Island Humane Society, Humane Society of the United States, and numerous concerned individuals supported this measure. The Pacific Pet Alliance opposed this measure. Pele Lani Farm LLC and a few concerned individuals provided comments.

Your Committee has amended this measure by changing its effective date to July 31, 2150, to encourage further discussion.

Should the Committee on Judiciary deliberate this measure further, your Committee on Agriculture respectfully requests that it consider looking into House Bill No. 151, Relating to Offenses Involving the Confinement or Restraint of Dogs, and House Bill No. 1298, Relating to Animals, for additional amendments to further augment this measure. Your Committee notes, however, that this measure is the preferred vehicle to prevent the use of certain restraints and tethers for dogs.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 55, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 55, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 47 Agriculture on H.B. No. 485

The purpose of this measure is to support agriculture in Hawaii by authorizing the Director of Finance to issue general obligation bonds in an unspecified sum to finance capital improvement projects for irrigation systems.

The Hawaii Farm Bureau, Local Food Coalition, Hawaii Agriculture Research Center, Hawaii Farmers & Ranchers United, Maui County Farm Bureau, and a concerned individual supported this measure. The Department of Agriculture supported the intent of the measure.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 485 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 48 Agriculture on H.B. No. 1006

The purpose of this measure is to appropriate funds to the Hawaii Ant Lab of the Pacific Cooperative Studies Unit of the University of Hawaii for personnel and equipment to support mitigation of the little fire ant.

The Department of Agriculture, Hawaii Cattlemen's Council, Democratic Party of Hawaii, Hawaii Pest Control Association, Hawaii Farm Bureau, Coordinating Group on Alien Pest Species, Conservation Council for Hawaii, Hawaii Farmers Union United, and several concerned individuals supported this measure. The Department of Land and Natural Resources supported the intent of this measure.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1006 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 49 Agriculture on H.B. No. 1270

The purpose of this measure is to require the Board of Land and Natural Resources to enter into negotiations to acquire the property identified as Tax Map Key: (3) 6-8-001:030 Kamuela, Hawaii and appropriate funds out of the Land Conservation Fund to fund the acquisition.

The Department of Agriculture and Department of Land and Natural Resources supported the intent of this measure. Ho'omana Pono, LLC opposed this measure.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1270 and recommends that it pass Second Reading and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 50 Agriculture on H.B. No. 1324

The purpose of this measure is to authorize a tax credit equal to 20 percent of the qualifying business costs for the transportation of agricultural commodities between islands within the State.

The Maui County Farm Bureau, Hawaii Farm Bureau, Hawaii Cattlemen's Council, Hawaii Floriculture and Nursery Association, Hawaii Farmers and Ranchers United, and a concerned individual supported this measure. The Department of Agriculture supported the intent of this measure. The Department of Taxation, Department of Business, Economic Development, and Tourism, and Tax Foundation of Hawaii provided comments.

Should the Committee on Transportation deliberate on this measure, your Committee on Agriculture respectfully requests that it consider the concerns raised by the Department of Business, Economic Development, and Tourism and the Department of Taxation on the tax credits authorized by this measure.

Your Committee has amended this measure by changing its effective date to July 31, 2150, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1324, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1324, H.D. 1, and be referred to your Committee on Transportation.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 51 Agriculture on H.B. No. 1325

The purpose of this measure is to reaffirm the Legislature's finding that the implementation of the Department of Agriculture's Biosecurity Program is vital to the State. Specifically, this measure:

- (1) Clarifies the Department of Agriculture's authority to expend funds from multiple sources for the Biosecurity Program;
- (2) Requires the Department of Agriculture to establish parameters and construction requirements for biosecurity facilities; and
- (3) Appropriates funds to enable the Department of Agriculture to complete the implementation of the Biosecurity Program to include import replacement and pest management programs.

The Nature Conservancy, Maui County Farm Bureau, Hawaii Farmers and Ranchers United, Hawaii Agriculture Research Center, Friends of Clift Tsuji, Hawaii Floriculture and Nursery Association, Hawaii Farm Bureau, Local Food Coalition, and several concerned individuals supported this measure. The Department of Agriculture and Department of Land and Natural Resources supported the intent of this measure.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1325 and recommends that it pass Second Reading and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 52 Agriculture on H.B. No. 1475

The purpose of this measure is to enhance public access to locally-govern food and value-added products while enabling farmers to be economically sustainable by allowing farmers' markets and food hubs on agricultural lands.

The Hawaii Cattlemen's Council, Pele Lani Farm LLC, Hawaii Opaepa, and a concerned individual supported this measure. The Department of Agriculture and Hawaii Farm Bureau supported the intent of the measure. A concerned individual opposed the measure. The Land Use Commission submitted comments.

Your Committee has amended this measure by:

- (1) Defining "farmers' market"; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1475, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1475, H.D. 1, and be referred to your Committee on Economic Development & Business.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 53 Agriculture on H.B. No. 1482

The purpose of this measure is to appropriate funds for training teachers and school administrators in agricultural self-sufficiency through the K-12 Agriculture Workforce Development Pipeline Initiative.

The Department of Education, Department of Agriculture, Hawaii Agriculture Research Center, Hawaii Coffee Association, Hawaii Farm Bureau, and Hawaii Farmers & Ranchers United testified in support of this measure. The Department of Labor and Industrial Relations supported the intent of this measure.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1482 and recommends that it pass Second Reading and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 54 Agriculture on H.B. No. 784

The purpose of this measure is to expand the existing Enterprise Zone program by:

- (1) Allowing businesses that provide renewable energy infrastructure for agricultural producers and meet specified growth targets to participate in the Enterprise Zone program under the same terms as an agricultural producer;
- (2) Providing for the designation of up to six areas in each county as Agricultural Enterprise Zones until the state constitutional mandate of increased agricultural self-sufficiency has been achieved;
- (3) Specifying an additional metric for measuring growth of an agricultural producer for eligibility to participate in the Enterprise Zone program;
- (4) Reducing the length of time that manufacturers of tangible personal property can claim the Enterprise Zone business tax credit from ten years to seven years;
- (5) Allowing the Enterprise Zone business tax credit to be carried forward into future tax years; and
- (6) Allowing agricultural producers and businesses that provide renewable energy infrastructure for agricultural producers to claim eighty percent of the Enterprise Zone business tax credit as long as certain kinds of investments are made.

The Hawaii Farm Bureau, Hawaii Cattlemen's Council, Hawaii Crop Improvement Association, Maui County Farm Bureau, Ponoholo Ranch Limited, and numerous concerned individuals supported this measure. The Department of Agriculture supported the intent of the measure. The Department of Business, Economic Development, and Tourism and a concerned individual opposed the measure. The Department of Taxation, Tax Foundation of Hawaii, and two concerned individuals submitted comments.

Your Committee respectfully requests that your Committee on Energy & Environmental Protection, should it choose to hear this measure, consider the concerns raised by testifiers that the provisions contained in this measure are too expansive and may fundamentally alter the character of the existing Enterprise Zone program.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 784 and recommends that it pass Second Reading and be referred to your Committee on Energy & Environmental Protection.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 55 Human Services on H.B. No. 1025

The purpose of this measure is to amend the income withholding requirements to impose a fine against any employer who:

- (1) Discharges from employment, refuses to employ, or takes disciplinary action against any noncustodial parent subject to income withholding; or
- (2) Fails to withhold support from income or pay the amounts to the Child Support Enforcement Agency or clerk of the court.

The Department of the Attorney General, Family Law Section of the Hawaii State Bar Association, Hawaii State Coalition Against Domestic Violence, and one individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2075, to facilitate further discussion; and
- (2) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1025, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1025, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Har).

SCRep. 56 Human Services on H.B. No. 1281

The purpose of this measure is to establish a three-year Work-for-a-Day Pilot Program to connect homeless individuals with work opportunities and with service providers, and appropriate funds for this purpose.

The Hawaii Appleseed Center for Law & Economic Justice; Partners in Care; Ho‘omana Pono, LLC.; Hawaii Youth Services Network; and several individuals testified in support of this measure. The Governor’s Coordinator on Homelessness and the Department of Human Services commented on this measure.

Your Committee has amended this measure by:

- (1) Amending the appropriation to an unspecified amount;
- (2) Changing its effective date to July 1, 2075, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance consider this measure, your Committee respectfully requests that it consider appropriating \$300,000 for each year of the 2017-2019 Fiscal Biennium to establish the Work-for-a-Day Pilot Program.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1281, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1281, H.D. 1, and be referred to your Committee on Labor & Public Employment.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Har).

SCRep. 57 Human Services on H.B. No. 435

The purpose of this measure is to:

- (1) Allow the family court to award a grandparent, upon petition to the court, custody rights to a minor child, and to establish criteria to obtain such custody; and
- (2) Establish additional criteria regarding the award by the family court of grandparent visitation rights to a minor child.

Several individuals testified in support of this measure. The Hawaii State Bar Association Family Law Section opposed this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2075, to facilitate further discussion on this measure; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 435, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 435, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Har).

SCRep. 58 Human Services on H.B. No. 983

The purpose of this measure is to:

- (1) Allow the family court to award reasonable visitation rights by a grandparent of a minor child based on an additional finding by court that denial of reasonable visitation would cause actual or potential harm to the child;
- (2) Establish a rebuttable presumption that a parent's decision regarding visitation is in the best interest of the child;
- (3) Provide that in awarding reasonable grandparent visitation, the court shall be guided by the provisions for parent visitation under section 571-46, Hawaii Revised Statutes (HRS); and
- (4) Provide that a grandparent of a minor child is subject to court sanctions in accordance with section 571-81, HRS, for violating the terms and conditions of an order awarding reasonable visitation.

Two individuals testified in support of this measure. The Hawaii State Bar Association Family Law Section opposed this measure. The Department of the Attorney General commented on this measure.

Your Committee has amended this measure by:

- (1) Requiring a finding that denial of reasonable visitation would cause significant harm to the child when awarding reasonable visitation rights by a grandparent of a minor child;
- (2) Changing the effective date to July 1, 2075, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 983, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 983, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Har).

SCRep. 59 Human Services on H.B. No. 646

The purpose of this measure is to allow individuals who are blind or visually handicapped to apply for and obtain a removable windshield placard to use a parking space reserved for persons with disabilities.

Numerous individuals testified in support of this measure. The Disability and Communication Access Board testified in opposition. Three individuals provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2075, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 646, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 646, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Har).

SCRep. 60 Human Services on H.B. No. 679

The purpose of this measure is to require the State and the counties to provide domestic abuse intervention training to their personnel whose job duties require or may require intervention in domestic abuse situations.

The County of Hawaii Office of the Prosecuting Attorney, County of Kauai Office of the Prosecuting Attorney, City and County of Honolulu Police Department, Hawaii State Commission on the Status of Women, Hawaii State Coalition Against Domestic Violence, Parents and Children Together, Hawaii

Women's Coalition, Domestic Violence Action Center, and an individual testified in support of this measure. The City and County of Honolulu Department of the Prosecuting Attorney opposed this measure.

Your Committee has amended this measure by:

- (1) Reducing the minimum number of hours of domestic abuse intervention training that state and county agencies must provide, from fifteen hours to eight hours; and
- (2) Changing its effective date to July 1, 2075, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 679, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 679, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Har).

SCRep. 61 Human Services on H.B. No. 681

The purpose of this measure is to specify that citizen complaints against a police officer that involve allegations of domestic abuse by the police officer against a family or household member shall not be required to be in writing or sworn to by the complainant.

The Hawaii State Commission on the Status of Women, Hawaii Women's Coalition, Hawaii State Coalition Against Domestic Violence, Domestic Violence Action Center, and one individual testified in support of this measure. The State of Hawaii Organization of Police Officers testified in opposition. The City and County of Honolulu Department of the Prosecuting Attorney provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2075, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 681, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 681, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5; Ayes with Reservations (Oshiro, Tupola). Noes, none. Excused, 2 (Belatti, Har).

SCRep. 62 Human Services on H.B. No. 669

The purpose of this measure is to repeal Section 586-10.5, Hawaii Revised Statutes (HRS), which, in cases of allegations of domestic abuse involving a family or household member who is a minor or incapacitated person, requires:

- (1) The family-court-designated employee or nonjudicial agency to report the matter to the Department of Human Services (DHS) and notify DHS of the granting of the temporary restraining order and hearing date;
- (2) DHS to provide the family court with a written report on the disposition of the referral; and
- (3) The court to provide copies of the report to the petitioner and respondent at the hearing, if the report is not mailed.

The DHS, Hawaii State Commission on the Status of Women, City and County of Honolulu Department of the Prosecuting Attorney, Women Helping Women, Hawaii Women's Coalition, Hawaii State Coalition Against Domestic Violence, Domestic Violence Action Center, and two individuals testified in support of this measure. The Family Law Section of the Hawaii State Bar Association testified in opposition to this measure. The Judiciary commented on this measure.

Your Committee has amended this measure by:

- (1) Amending, rather than repealing, Section 586-10.5, HRS, relating to the reporting requirement regarding reports by DHS and the family court, to:
 - (A) Require DHS to provide the family court with an oral or written report regarding the safety of a minor child of the parties, if requested by the court;
 - (B) Stipulate that DHS need not appear at the hearing unless ordered by the court if a written report is provided; and
 - (C) Require the court to provide copies of all written reports to the parties;
- (2) Changing its effective date to July 1, 2075, to facilitate continued discussion; and
- (3) Making technical, nonsubstantive amendments for clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 669, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 669, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Har).

SCRep. 63 Human Services on H.B. No. 1287

The purpose of this measure is to establish that any person who violates the child care provisions of Chapter 346, Hawaii Revised Statutes, shall be guilty of a Class C felony, and to increase the applicable fines related to such violations.

Numerous individuals testified in support of this measure. The Honolulu Police Department opposed this measure. The Department of Human Services commented on this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2075, to facilitate continued discussion.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1287, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1287, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5; Ayes with Reservations (Kobayashi). Noes, none. Excused, 2 (Belatti, Har).

SCRep. 64 Human Services on H.B. No. 125

The purpose of this measure is to authorize the Department of Human Services (DHS) to contract with a victim service provider to operate and manage a sex trafficking special treatment facility for sex trafficking victims who are minors and to appropriate funds for this purpose.

Three individuals testified in support of this measure. DHS, Department of Taxation, City and County of Honolulu Department of the Prosecuting Attorney, IMUAlliance, and Harm Reduction Hawaii commented on this measure.

Your Committee has amended this measure by:

- (1) Deleting provisions exempting:
 - (A) Selection of a victim service provider from Chapter 42F (Grants), Chapter 102 (Concessions on Public Property), Chapter 103D (Hawaii Public Procurement Code), and Chapter 103F (Purchases of Health and Human Services), Hawaii Revised Statutes (HRS);
 - (B) A sex trafficking special treatment facility from certain county taxes, charges, and fees; and
 - (C) A victim service provider from Chapter 237 (General Excise Tax Law), Part VIII of Chapter 346 (Child Care), Chapter 467B (Solicitation of Funds from the Public), and Chapter 521 (Residential Landlord-Tenant Code), HRS;
- (2) Changing its effective date to July 1, 2075, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 125, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 125, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5; Ayes with Reservations (Tupola). Noes, none. Excused, 2 (Belatti, Har).

SCRep. 65 Intrastate Commerce on H.B. No. 206

The purpose of this measure is to apply a surcharge for advanced 911 services on prepaid wireless telecommunications service in a manner equivalent to the enhanced 911 surcharge applicable to other cellular and telephone services.

The Department of Accounting and General Services, Enhanced 911 Board, Office of Enterprise Technology Services, Honolulu Police Department, Hawaii State Fire Council, Kauai Fire Department, County of Hawaii Police Department, Honolulu Fire Department, Maui Police Department, CTIA, Verizon, and a concerned individual supported this measure. The Tax Foundation of Hawaii offered comments.

Your Committee has amended this measure by:

- (1) Reducing the prepaid wireless E911 surcharge to 1.5 percent;
- (2) Changing its effective date to January 1, 2099 to encourage further discussion; and

- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Should the Committee on Consumer Protection and Commerce further deliberate on this measure, your Committee respectfully requests that it consider whether an enforcement measure is warranted for the surcharge collection and administrative cost reimbursement process and whether placing administrative responsibilities for the surcharge under the jurisdiction of the Department of Taxation would result in effective enforcement.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 206, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 206, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 66 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 1542

The purpose of this measure is to develop an undergraduate health sciences academy within the University of Hawaii System in cooperation with relevant educational institutions, to target the recruitment and retention of Native Hawaiian and Pacific Islander students and first generation college attendees.

The University of Hawaii, University of Hawaii at West Oahu - Student Body, University of Hawaii at West Oahu Allied Health Faculty, Kamehameha Schools, Native Hawaiian Health Task Force, Hoomana Pono, LLC., Ka Lahui Hawaii Political Action Committee, and numerous individuals testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1542 and recommends that it pass Second Reading and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 67 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 1095

The purpose of this measure is to ensure more equitable representation in the Hawaiian Homes Commission for the people of Lanai by amending the Hawaiian Homes Commission Act to reduce the number of commissioners that are residents of the City and County of Honolulu and to add a commissioner from the island of Lanai.

The Department of Hawaiian Home Lands, Office of Hawaiian Affairs, Hoomana Pono, LLC., and several individuals testified in support of this measure. One individual testified in opposition to this measure.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1095 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 68 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 65

The purpose of this measure is to authorize general obligation bonds and appropriate funds to the Department of Hawaiian Home Lands for the redevelopment of the Bowl-O-Drome property, located at 820 Isenberg Street, with the assistance of the Hawaii Community Development Authority.

The Department of Hawaiian Home Lands, Waimanalo Hawaiian Homes Association, and several individuals testified in support of this measure. The Hawaii Community Development Authority commented on this measure.

Your Committee notes that further discussion is necessary to define the role of the Hawaii Community Development Authority in the Bowl-O-Drome project and to address additional questions. Accordingly, your Committee has amended this measure by changing the effective date to December 24, 2088.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 65, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 65, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 69 Economic Development & Business on H.B. No. 1559

The purpose of this measure is to appropriate funds for the Department of Business, Economic Development, and Tourism to address the Food and Drug Administration's industry guidance on the use of color additives in sea salt products.

The Department of Business, Economic Development & Tourism and Hawaii Kai Corporation provided comments for this measure.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount from \$150,000 to an unspecified amount;
- (2) Changing its effective date to July 1, 2038, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance deliberate on this measure further, your Committee on Economic Development and Business respectfully requests that it consider appropriating \$150,000 for the purposes of this measure.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1559, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1559, H.D. 1, and be referred to your Committee on Health.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Holt).

SCRep. 70 Economic Development & Business on H.B. No. 1156

The purpose of this measure is to provide the University of Hawaii with statutory authority to create, promote, and participate in new economic enterprises and expand workforce opportunities based on inventions and discoveries generated by or at the university by establishing an Innovation and Commercialization Initiative Program and the University Innovation and Commercialization Initiative Special Fund.

The University of Hawaii, Chamber of Commerce Hawaii, and Hawaii Business Roundtable Incorporated supported this bill. The State Procurement Office, Office of Information Practices, Hawaii State Ethics Commission, and The Civil Beat Law Center for the Public Interest submitted comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2038; and
- (2) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1156, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1156, H.D. 1, and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 71 Economic Development & Business/Tourism on H.B. No. 1479

The purpose of this measure is to establish the Hilo Community Economic District (District) in East Hawaii and place it under the jurisdiction of the Hawaii Community Development Authority to facilitate efficient and effective improvement and economic opportunity in the area.

The Pana'ewa Hawaiian Home Lands Community Association, Kanoiehua Industrial Area Association, Hawaii Planing Mill, Ltd., Japanese Chamber of Commerce and Industry of Hawaii, Hawaii Laborers-Employers Cooperation and Education Trust, Hawai'i Island Realtors, Hawaii Operating Engineers Industry Stabilization Fund, Chika Nakano Repair Shop, and many concerned individuals supported this measure. The Office of Hawaiian Affairs, Department of Hawaiian Home Lands, Hawaii Community Development Authority, Department of Land and Natural Resources, and the Office of the Mayor of the County of Hawaii provided comments.

Your Committees have amended this measure by:

- (1) Prohibiting the Hawaii Community Development Authority from leasing lands in the District that are covered by the Hawaii Homes Commission Act, 1920, or under the control, management, or ownership of the Department of Hawaiian Home Lands;
- (2) Providing for the recognition of the Office of Hawaiian Affairs' pro rata portion of the public land trust;
- (3) Appropriating an unspecified amount to the Authority to establish the District;
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style; and
- (5) Changing its effective date to July 1, 2038, to encourage further discussion.

Should the Committee on Finance deliberate this measure further, your Committees on Economic Development & Business and Tourism respectfully request that it consider appropriating \$1,100,000 for the purpose of establishing the District.

As affirmed by the records of votes of the members of your Committees on Economic Development & Business and Tourism that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1479, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1479, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chairs on behalf of the Committees.
 Economic Development & Business: Ayes, 6. Noes, none. Excused, 1 (Takumi).
 Tourism: Ayes, 7. Noes, none. Excused, 1 (Ito).

SCRep. 72 Education on H.B. No. 1448

The purpose of this measure is to require the Department of Education to provide free school meals to children who are eligible for free or reduced-price school meals, based on the United States Department of Agriculture's most current income eligibility guidelines.

The Hawaii Children's Action Network and a concerned individual supported this measure. The Department of Education supported the intent of the measure.

Your Committee has amended the measure by changing its effective date to July 1, 2051, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1448, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1448, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
 Ayes, 6. Noes, none. Excused, 3 (Creagan, Hashem, Ing).

SCRep. 73 Energy & Environmental Protection on H.B. No. 1543

The purpose of this measure is to create a program to provide training to state and county employees responsible for permitting, inspecting, licensing, and approving energy systems and related technology.

The International Code Council, Distributed Energy Resources Council of Hawaii, Hawaii Solar Energy Association, and a few individuals supported this measure. The Department of Business, Economic Development and Tourism (Department) opposed this measure. The Alliance for Solar Choice provided comments.

Your Committee has amended this measure by:

- (1) Authorizing, rather than requiring, the Department to establish the energy systems and technology training courses;
- (2) Authorizing the Department to contract with public or private entities to develop, design, prepare, and conduct the training courses;
- (3) Appropriating unspecified amounts for the energy systems and technology training; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1543, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1543, H.D. 1, and be referred to your Committee on Labor & Public Employment.

Signed by the Chair on behalf of the Committee.
 Ayes, 9. Noes, none. Excused, none.

SCRep. 74 Energy & Environmental Protection on H.B. No. 818

The purpose of this measure is to promote ocean health by requiring advertisements or displays for sunscreen containing oxybenzone in the State to include a conspicuously displayed statement stating that the use of oxybenzone in nearshore waters poses serious hazards to coral and reef health.

The Hawaii Association for Behavior Analysis, Surfrider Foundation, and many individuals supported this measure. The Department of Land and Natural Resources and Conservation Council for Hawaii supported the intent of this measure. The Hawaii Food Industry Association, Consumer Healthcare Products Association, and a few individuals opposed this measure. The Sierra Club of Hawaii, For the Fishes, and an individual provided comments.

Your Committee notes that the Department of Land and Natural Resources is already conducting outreach that educates individuals on the dangers to coral reefs caused by sunscreen containing oxybenzone. This measure seeks to complement the Department's efforts.

Your Committee has amended this measure by:

- (1) Changing the statement required on all advertisements or displays containing oxybenzone to read, "Product contains chemicals which may harm coral reefs."; and
- (2) Changing the effective date to January 28, 2081, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 818, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 818, H.D. 1, and be referred to your Committee on Ocean, Marine Resources, & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Kong). Noes, none. Excused, 1 (Fukumoto).

SCRep. 75 Energy & Environmental Protection on H.B. No. 600

The purpose of this measure is to promote ocean health by prohibiting the sale, offer for sale, or distribution for sale of sunscreen or personal care products containing oxybenzone.

The Democratic Party of Hawaii, Sierra Club of Hawaii, West Hawaii Humane Society, Hawaii Association for Behavior Analysis, Conservation Council for Hawaii, Haereticus Environmental Laboratory, Surfrider Foundation, and many individuals supported this measure. The Department of Health supported the intent of this measure. The Hawaii Food Industry Association, Personal Care Products Council, and Consumer Healthcare Products Association opposed this measure.

Your Committee has amended this measure by changing its effective date to January 28, 2081, to encourage further discussion.

Should your Committee on Consumer Protection and Commerce deliberate this measure further, your Committee on Energy and Environmental Protection respectfully requests that the Department of Health and Department of Land and Natural Resources provide more information regarding oxybenzone to the Committee on Consumer Protection and Commerce.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 600, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 600, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, 1 (Kong). Excused, 1 (Fukumoto).

SCRep. 76 Labor & Public Employment on H.B. No. 1382

The purpose of this measure is to assist small business in the state procurement process by establishing and appropriating funds for a temporary small business assistance initiative, which would include the completion of the state small business database, small business advisory group, small business office, and small business procurement coordinator position within the State Procurement Office.

The State Office of Veterans Services, State Procurement Office, Department of Transportation, Chamber of Commerce Hawaii, Oahu Economic Development Board, Building Industry Association of Hawaii, Integrated Security Technologies, Inc., Minatoishi Architects, Holomua Consulting Group, LLC, Miss Rodeo Hawaii Program, RMA Sales, and two individuals testified in support of this measure. The American Council of Engineering Companies of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount for one full-time equivalent (1.00 FTE) permanent small business procurement coordinator position from \$330,000 to an unspecified amount;
- (2) Changing the appropriation amount for hiring a local small business to operate and maintain the Small Business Office from \$375,000 to an unspecified amount;
- (3) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (4) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1382, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1382, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 77 Labor & Public Employment on H.B. No. 1155

The purpose of this measure is to reinstate the President of the University of Hawaii as the chief procurement officer for contracts for construction and construction-related professional services furnished by licensees under chapter 464, Hawaii Revised Statutes.

The State Procurement Office, University of Hawaii System, and University of Hawaii Professional Assembly testified in support of this measure. The Electrical Contractors Association of Hawaii and one individual testified in opposition.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1155, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1155, H.D. 1, and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 78 Labor & Public Employment on H.B. No. 1180

The purpose of this measure is to ensure that subcontractors who work on public works projects are held to the same standards as contractors by amending the definition of contractor in the Hawaii Procurement Code to include subcontractors.

The Ironworkers Stabilization Fund, Hawaii State AFL-CIO, General Contractors Association of Hawaii, and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure. The State Procurement Office, Electrical Contractor's Association of Hawaii, and Subcontractors Association of Hawaii testified in opposition.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1180, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1180, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 79 Labor & Public Employment on H.B. No. 1415

The purpose of this measure is to establish additional performance bond requirements for surety companies and bond companies under the Hawaii Public Procurement Code.

The State Procurement Office, Ironworkers Stabilization Fund, Electrical Contractor's Association of Hawaii, and Subcontractors Association of Hawaii testified in support of this measure. The Hawaii Captive Insurance Council and Risk Solution Partners, LLC testified in opposition. The General Contractors Association of Hawaii and American Insurance Association provided comments.

Your Committee has amended this measure by:

- (1) Deleting the requirement that all surety companies and bond companies involved with a project be United States Treasury listed bond companies; and
- (2) Changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1415, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1415, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 80 Labor & Public Employment on H.B. No. 1322

The purpose of this measure is to require the State Procurement Office, in conjunction with the Department of Education, University of Hawaii, Department of Transportation, and the Department of Accounting and General Services to conduct an analysis and review of the Hawaii Public Procurement Code, with a specific regard to the awarding of construction contracts.

The Department of Transportation, Department of Education, University of Hawaii, and the General Contractors Association of Hawaii supported this measure. The Electrical Contractor's Association of Hawaii and Ironworkers Stabilization Fund opposed this measure. The State Procurement Office, Department of Accounting and General Services, and a concerned individual provided comments on this measure.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1322, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1322, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 81 Labor & Public Employment on H.B. No. 1229

The purpose of this measure is to increase the efficiency of the public procurement construction bid process by requiring only bids for contracts with a total estimated value of over \$5,000,000 to list subcontractors and joint contractors.

The Department of Budget and Fiscal Services of the City and County of Honolulu, General Contractors Association of Hawaii, and Ralph S. Inouye Co. Ltd. supported this measure. The State Procurement Office; Department of Accounting and General Services; Subcontractors Association of Hawaii; Electrical Contractor's Association of Hawaii; Plumbing and Mechanical Contractors Association of Hawaii; Painting Industry of Hawaii Labor Management Cooperation Trust Fund; Hawaii Tapers Market Recovery Trust Fund; Hawaii Glaziers; Architectural Metal Glassworkers Local Union 1889 AFL-CIO Stabilization Trust Fund; Carpet, Linoleum and Soft Tile Local Union 1926 Market Recovery Trust Fund; and Ironworkers Stabilization Fund opposed this measure.

Your Committee has amended this measure by:

- (1) Leaving unspecified, the total estimated contract value amount that would trigger the requirement to list subcontractors and joint contractors in a bid; and
- (2) Changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1229, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1229, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 82 Economic Development & Business on H.B. No. 134

The purpose of this measure is to establish the Hawaii Sports Task Force to plan and coordinate efforts to bring the Pro Bowl back to Hawaii and establish Hawaii as a host site for other sporting and sports entertainment events, including a National Football League preseason game and world-title soccer and Ultimate Fighting Championship tournaments at Aloha Stadium.

The Chamber of Commerce Hawaii, Ho'omana Pono, LLC, and two concerned individuals supported this bill. The Department of Business, Economic Development, and Tourism supported the intent of this measure. The Stadium Authority, Hawai'i Tourism Authority, and a concerned individual submitted comments.

Your Committee has amended this measure by:

- (1) Changing the membership of the Hawaii Sports Task Force by:
 - (A) Adding a representative from the Chamber of Commerce Hawaii and deleting the manager of Aloha Stadium; and
 - (B) Specifying that the individuals representing the hotel and tourism industry who are appointed by the Speaker of the House of Representatives and the President of the Senate, be residents of the county of Kauai, Maui, or Hawaii;
- (2) Repealing the Act on January 5, 2018;
- (3) Amending the effective date to July 1, 2038, to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 134, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 134, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 83 Economic Development & Business on H.B. No. 909

The purpose of this measure is to direct the University of Hawaii (University) to study and develop plans to establish and implement a center for commercialization at the University of Hawaii.

A concerned individual supported this bill. The University of Hawaii supported the intent of this measure. A concerned individual opposed this measure.

Your Committee has amended this measure by:

- (1) Statutorily establishing a Center for Commercialization (Center) at the University of Hawaii, rather than directing the University to conduct a study and develop implementation plans for the Center;
- (2) Amending requirements for the University's report to the Legislature; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 909, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 909, H.D. 1, and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Takumi).

SCRep. 84 Economic Development & Business/Labor & Public Employment on H.B. No. 1157

The purpose of this measure is to clarify which State Ethics Code sections do not apply to technology transfer activities sponsored by the University of Hawaii provided that the activities comply with the regulatory framework and research compliance program and policies approved by the Board of Regents of the University of Hawaii.

The University of Hawaii, High Technology Development Corporation, University of Hawaii Professional Assembly, Hawaii Business Roundtable Incorporated, and The Chamber of Commerce Hawaii supported this bill. The Hawaii State Ethics Commission and a concerned individual opposed this bill.

Your Committees have amended this measure by:

- (1) Placing the exemption from specified provisions of the Code of Ethics for University of Hawaii technology transfer activities into the chapter of Hawaii Revised Statutes (HRS) that relates to the University of Hawaii, rather than the Code of Ethics chapter of the HRS;
- (2) Amending the effective date to July 1, 2038, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the records of votes of the members of your Committees on Economic Development & Business and Labor & Public Employment that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1157, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1157, H.D. 1, and be referred to your Committee on Higher Education.

Signed by the Chairs on behalf of the Committees.
Economic Development & Business: Ayes, 7. Noes, none. Excused, none.
Labor & Public Employment: Ayes, 7. Noes, none. Excused, none.

SCRep. 85 Health on H.B. No. 313

The purpose of this measure is to appropriate funds for one ambulance unit each and related operational costs for the County of Kauai and the County of Hawaii.

The Hawaii State Association of Counties, the County of Hawaii Fire Department, the County of Kauai Fire Department, Kauai County Council, American Medical Response, Wilcox Memorial Center, and a handful of individuals testified in support of this measure. The Department of Health and an individual provided comments on this measure.

Your Committee notes the Department of Health testified that, should the Legislature wish to increase the Hawaii and Kauai County EMS resources, the requisite funds needed are estimated to be \$1,500,000 per year for each ambulance unit.

Although your Committee did not receive written testimony from the City and County of Honolulu, your Committee acknowledges it as a major stakeholder and appreciates the City and County's recognition of Kauai and Hawaii Counties' greater need for ambulances at this time.

Your Committee has amended this measure by changing its effective date to July 1, 2090, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 313, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 313, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 86 Health on H.B. No. 1110

The purpose of this measure is to increase the Hawaii Emergency Planning and Community Right-to-Know Act, Tier II filing fee from \$100 to \$200 to provide needed preparedness resources to Local Area Planning Committees.

The Department of Health and Par Hawaii testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2090, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1110, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1110, H.D. 1, and be referred to your Committee on Public Safety.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 87 Health on H.B. No. 672

The purpose of this measure is to support the Department of Education's strategic efforts to address students' physical, mental, and social-emotional health through school programs and partnerships that support health and well-being by expanding the Department's Hawaii Keiki: Healthy and Ready to Learn Program to all fifteen school complex areas statewide and adding preventative oral health education services to the Program.

Your Committee received testimony in support of this measure from the Department of Education, Hawai'i State Center for Nursing, Planned Parenthood Votes Northwest and Hawaii, Hawaii Children's Action Network, Hui for Excellence in Education, Hawaii Medical Services Association, Hawai'i Pacific Health, 'Ohana Health Plan, Queen's Health Systems, American Organization of Nurse Executives, and many individuals. Two individuals opposed this measure. The Department of Health, Department of Human Service, Department of Budget and Finance, University of Hawaii School of Nursing and Dental Hygiene, Project Vision Hawai'i, and two individuals submitted comments.

Your Committee has amended this measure by:

- (1) Replacing the specified general fund and special fund appropriations with unspecified amounts;
- (2) Authorizing an additional appropriation to the Department of Education from the Hawaii Keiki: Healthy and Ready to Learn Special Fund for the one-time purchase of an evidence based vision screening and eye assessment tool appropriate for children in Kindergarten through grade twelve;
- (3) Changing its effective date to July 1, 2090, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

Your Committee notes that this measure, in the form in which it was received by your Committee, contained the following appropriation amounts for Fiscal Years 2017-2018 and 2018-2019:

- (1) \$75,000 in general funds to the Department of Health for a school health services coordinator position;
- (2) \$75,000 in general funds to the Department of Human Services for a school health services coordinator position; and
- (3) \$4,000,000 in general funds to be deposited into the Hawaii Keiki: Healthy and Ready to Learn Special Fund and expended by the Department of Education to implement, expand, and sustain the Hawaii Keiki: Healthy and Ready to Learn Program.

In addition, stakeholders have requested a one-time general fund appropriation in the amount of \$500,000 for Fiscal Year 2017-2018 to be deposited into the Hawaii Keiki: Healthy and Ready to Learn Special Fund and expended by the Department of Education to purchase a vision screening and eye assessment tool.

Your Committee respectfully requests that the Committee on Finance note these requested appropriation amounts, should that Committee consider this measure.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 672, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 672, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 88 Health on H.B. No. 913

The purpose of this measure is to provide expanded, employer-financed medical, disability indemnity, and death benefits to firefighters who develop cancer as a result of exposure to carcinogens in the line of duty.

Your Committee received testimony in support of this measure from the Hawaii State Fire Council, Honolulu Fire Department, Kauai Fire Department, and Hawaii Fire Fighters Association. The Hawaii Employer-Union Health Benefits Trust Fund, Department of Labor and Industrial Relations, Employees' Retirement System, Department of Human Resources of the City and County of Honolulu, and Hawaii Medical Service Association submitted comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2090, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 913, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 913, H.D. 1, and be referred to your Committee on Labor & Public Employment.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Kobayashi, Oshiro, Tupola). Noes, none. Excused, none.

SCRep. 89 Health on H.B. No. 468

The purpose of this measure is to establish a new collective bargaining unit, bargaining unit (15), for employees of the Hawaii Health Systems Corporation.

Your Committee received testimony in support of this measure from the Hawaii Health Systems Corporation Corporate Board and the East Hawaii Region of Hawaii Health Systems Corporation. United Public Workers, AFSCME, Local 646, AFL-CIO and the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO submitted testimony in opposition to this measure. The Office of Collective Bargaining submitted comments.

Your Committee has amended this measure by:

- (1) Making nonsubstantive technical amendments for the purpose of consistency; and
- (2) Changing its effective date to July 1, 2090, to encourage further discussion.

Your Committee notes that concerns were raised in testimony at the public hearing on this measure regarding the inclusion of both supervisory and nonsupervisory employees across all categories in the same bargaining unit. The current statutory division of bargaining units provides for the inclusion of supervisory employees in separate categories when appropriate.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 468, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 468, H.D. 1, and be referred to your Committee on Labor & Public Employment.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Har, Morikawa, Oshiro, Todd, Tupola). Noes, none. Excused, none.

SCRep. 90 Agriculture on H.B. No. 3

The purpose of this measure is to require research facilities that intend to euthanize a dog or cat for any purpose other than scientific, medical, or educational research to make that animal available for adoption prior to euthanizing it if the animal is suitable for adoption.

Animal Rights Hawaii, Hawaiian Humane Society, Hawaii Island Humane Society, National Anti-Vivisection Society, Pele Lani Farm LLC, Poi Dogs and Popoki, Humane Society of the United States, and many concerned individuals supported this measure. Pacific Pet Alliance and a concerned individual opposed this measure. A concerned individual provided comments.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 3 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 91 Agriculture on H.B. No. 390

The purpose of this measure is to provide greater protections to indigenous birds not listed as endangered or threatened under the federal Endangered Species Act of 1973 and Chapter 195D, Hawaii Revised Statutes.

The Conservation Council for Hawaii, Hawaiian Humane Society, West Hawaii Humane Society, Humane Society of the United States, Animal Rights Hawaii, and numerous concerned individuals supported this measure. The Department of Land and Natural Resources supported the measure with amendments. Pele Lani Farm LLC opposed the measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 31, 2150, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Judiciary choose to hear this measure, your Committee respectfully requests that it consider whether the proposed definition of "indigenous bird" should also be expanded to include endangered or threatened species.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 390, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 390, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 92 Agriculture on H.B. No. 655

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources to assist with and provide supplemental funding to the National Wildlife Research Center to research the negative impacts of the rose-ringed parakeet on Kauai and develop and implement a control plan to reduce those negative impacts.

The Department of Agriculture, Hawaii Cattlemen's Council, Kekaha Farms Under Da Mango Tree LLC, Ponoholo Ranch Limited, Hawaii Farm Bureau, Hawaii Crop Improvement Association, Maui County Farm Bureau, Kilauea Neighborhood Association, Aina Ho'okupu o Kilauea, Coordinating Group on Alien Pest Species, and several concerned individuals supported this measure. The Department of Land and Natural Resources supported the intent of this measure. A concerned individual provided comments.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 655 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 93 Agriculture on H.B. No. 1301

The purpose of this measure is to help protect Hawaii's environment by providing that a person or entity that is determined by the Hawaii Invasive Species Council to have knowingly or inadvertently introduced an invasive species into Hawaii is strictly liable for all expenses necessary to eradicate the introduced invasive species.

The Conservation Council for Hawaii, a member of the Maui County Council, and a concerned individual supported this measure. The Hawaii Insurers Council opposed the measure. The Department of Agriculture and Department of Land and Natural Resources submitted comments.

Your Committee has amended this measure by changing its effective date to July 31, 2150, to encourage further discussion.

Should your Committee on Judiciary choose to hear this measure, your Committee respectfully requests that it consider the issue of strict liability, particularly the due-process rights of the accused.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1301, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1301, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 94 Agriculture on H.B. No. 155

The purpose of this measure is to safeguard the well-being of and strengthen protections for pet animals by explicitly addressing their support and maintenance and custody when their owners are undergoing annulment, divorce, or separation proceedings.

The Hawaiian Humane Society, Humane Society of the United States, Hawaii Island Humane Society, West Hawaii Humane Society, and numerous concerned individuals supported this measure. The Family Law Section of the Hawaii State Bar Association and Pacific Pet Alliance opposed the measure. The Judiciary submitted comments.

Should your Committee on Judiciary choose to hear this measure, your Committee respectfully requests that it further examine and consider the legal and judicial concerns raised, particularly those of the Hawaii State Judiciary.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 155 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Thielen). Noes, none. Excused, none.

SCRep. 95 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 422

The purpose of this measure is to increase awareness of and compliance with Selective Service registration by:

- (1) Requiring compliance with the Military Selective Service Act to be eligible:
 - (A) To enroll in or receive education from a State-supported post-secondary educational institution;
 - (B) To receive a loan, grant, scholarship, or other financial assistance for post-secondary education that is provided, supported, or guaranteed by the State; and
 - (C) For employment by or service with the State or any county; and
- (2) Providing for special license plates for members of a Selective Service local board in Hawaii and for the Hawaii State Director of the United States Selective Service System.

The Hawaii State Director of the United States Selective Service System supported this measure. The Hawaii Civil Rights Commission and Ka Lahui Hawaii Political Action Committee opposed the measure. The University of Hawaii and a concerned individual submitted comments.

Your Committee has amended this measure by:

- (1) Deleting all references to the sex of a person who must comply with the Military Selective Service Act to be eligible for employment by or service with the State or any county;
- (2) Deleting the provisions regarding special license plates for members of a Selective Service local board in Hawaii and for the Hawaii State Director of the United States Selective Service System; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 422, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 422, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Onishi). Excused, 1 (Woodson).

SCRep. 96 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 420

The purpose of this measure is to allow for the designation of "one hundred percent disabled veteran", or a symbol or an abbreviation thereof, on driver's licenses, driver's instruction permits, and civil identification cards.

The Office of Veterans Services supported this measure. A concerned individual opposed the measure.

Your Committee has amended this measure by making technical, nonsubstantive amendments to conform with drafting conventions and for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 420, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 420, H.D. 1, and be referred to your Committee on Transportation.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Woodson).

SCRep. 97 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 418

The purpose of this measure is to prohibit the courts, in making a disposition of property relating to the dissolution of marriage, from indemnifying or awarding any other income or property of a veteran to the veteran's spouse or former spouse for any prejudgment or postjudgment waiver or reduction in military retirement or retainer pay related to the receipt of disability benefits awarded to the veteran for service-connected disabilities.

The Office of Veterans Services and National Association for Uniformed Services supported this measure. The Family Law Section of the Hawaii State Bar Association and a concerned individual opposed this measure.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 418 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Woodson).

SCRep. 98 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 117

The purpose of this bill is to effectuate its title.

H.B. No. 117 was introduced as a short-form bill, which is sometimes referred to as a "vehicle" bill primarily used to introduce a bill containing only a general idea as to the purpose of the bill without specific details in the long form.

Your Committee has amended the bill to provide the substantive contents of the bill in long form so that a public hearing may be properly held on its substantive contents.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the action to report out H.B. No. 117, as amended herein, and recommends that it be recommitted to your Committee on Ocean, Marine Resources, & Hawaiian Affairs, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 117, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 99 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 118

The purpose of this bill is to effectuate its title.

H.B. No. 118 was introduced as a short-form bill, which is sometimes referred to as a "vehicle" bill primarily used to introduce a bill containing only a general idea as to the purpose of the bill without specific details in the long form.

Your Committee has amended the bill to provide the substantive contents of the bill in long form so that a public hearing may be properly held on its substantive contents.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the action to report out H.B. No. 118, as amended herein, and recommends that it be recommitted to your Committee on Ocean, Marine Resources, & Hawaiian Affairs, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 118, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 100 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 120

The purpose of this bill is to effectuate its title.

H.B. No. 120 was introduced as a short-form bill, which is sometimes referred to as a "vehicle" bill primarily used to introduce a bill containing only a general idea as to the purpose of the bill without specific details in the long form.

Your Committee has amended the bill to provide the substantive contents of the bill in long form so that a public hearing may be properly held on its substantive contents.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the action to report out H.B. No. 120, as amended herein, and recommends that it be recommitted to your Committee on Ocean, Marine Resources, & Hawaiian Affairs, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 120, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 101 Finance on H.B. No. 1530

The purpose of this measure is to appropriate funds for the legislative branch of state government. Among other things, this bill appropriates:

- (1) \$9,669,111 to the Senate;
- (2) \$13,294,012 to the House of Representatives;
- (3) \$3,151,649 to the Office of the Auditor;
- (4) \$2,800,000 for deposit into the Audit Revolving Fund;

- (5) \$6,300,000 from the Audit Revolving Fund to the Office of the Auditor to conduct or complete its audit functions;
- (6) \$3,676,187 to the Legislative Reference Bureau;
- (7) \$1,316,799 to the Office of the Ombudsman; and
- (8) \$1,112,093 to the State Ethics Commission.

The Office of the Auditor, Office of the Ombudsman, State Ethics Commission, League of Women Voters, and a concerned individual supported this measure. The Legislative Reference Bureau and Common Cause Hawaii provided comments.

Your Committee has amended this measure by changing the following appropriation amounts:

- (1) \$9,588,608 to the Senate, of which \$8,326,108 will be used to defray session and nonsession expenses; and
- (2) \$13,205,390 to the House of Representatives, of which \$12,154,466 will be used to defray session and nonsession expenses.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1530, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1530, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 102 Education/Higher Education on H.B. No. 190

The purpose of this measure is to enable qualifying students of private flight schools to participate in federal student loan programs.

More specifically, this measure enables qualifying private flight schools to obtain from the Department of Education, the state authorization needed to participate in federal student loan programs established pursuant to Title IV of the Higher Education Act of 1965, as amended.

Mauna Loa Helicopters and a concerned individual supported this measure. The Department of Education opposed this measure.

Your Committees have amended this measure by changing its effective date to July 1, 2051, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Education and Higher Education that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 190, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 190, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.
Education: Ayes, 9. Noes, none. Excused, none.
Higher Education: Ayes, 9. Noes, none. Excused, none.

SCRep. 103 Intrastate Commerce on H.B. No. 625

The purpose of this measure is to facilitate the deployment of high-speed broadband infrastructure by establishing the siting process for small wireless facilities and small wireless facilities networks on state- and county-owned land.

The Department of Business, Economic Development and Tourism; Office of Planning; Office of Environmental Quality Control; Hawaiian Electric Company, Inc.; Hawaii Electric Light Company, Inc.; Maui Electric Company, Limited; T-Mobile USA, Inc.; AT&T; Sprint; CTIA; Mobilitie; Verizon; Maui Hotel & Lodging Association; and a concerned individual supported this measure. Hawaiian Telcom opposed this measure. The Cable Television Division of the Department of Commerce and Consumer Affairs and Charter Communications, Inc. offered comments on the measure.

Your Committee finds that this measure will help Hawaii increase its broadband access and speed, and provide the State with a global array of economic, educational, and social advantages.

Your Committee has amended this measure by:

- (1) Clarifying that the State and county shall permit the collocation of small wireless facilities or small wireless facilities networks on state and county structures, state and county utility poles, and state and county light standards;
- (2) Clarifying that the annual rate charged to a wireless provider for collocations of small wireless facilities or small wireless facilities networks on state or county structures, state and county utility poles, and state and county light standards shall be based solely on a federal formula;
- (3) Adding definitions for "collocation", "general applicability", "public property", and "rights-of-way";
- (4) Allowing wireless communication antennas in rural districts and small wireless facilities in agricultural districts; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 625, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 625, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Woodson).

SCRep. 104 Intrastate Commerce on H.B. No. 337

The purpose of this measure is to clarify the standards that govern the performance and reporting of peer reviews, which are a required condition of continued licensure for public accountancy firms.

Specifically, this measure deletes the specific reference to AT section 201 of the Statements on Standards for Attestation Engagements adopted by the American Institute of Certified Public Accountants.

The Board of Public Accountancy supported this measure.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 337 and recommends that it pass Second Reading and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 105 Intrastate Commerce on H.B. No. 50

The purpose of this measure is to establish within the Department of Commerce and Consumer Affairs an Appraisal Management Company Registration Program to ensure appraisal management companies in Hawaii conform to minimum regulatory standards under federal law.

Hawaii Association of Realtors, Hawaii Financial Services Association, Hawaii Bankers Association, Real Estate Valuation Advocacy Association, Mortgage Bankers Association of Hawaii, and a concerned individual supported this measure. The Department of Commerce and Consumer Affairs, Division of Financial Institutions at the Department of Commerce and Consumer Affairs, and Hawaii Credit Union League offered comments.

Your Committee has amended this measure by:

- (1) Removing the proposed Appraisal Management Company Registration Program from the chapter regulating real estate appraisers and placing the proposed program in a separate chapter in the Hawaii Revised Statutes;
- (2) Changing its effective date to July 1, 2099, to promote further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, or style.

Should the Committee on Finance further deliberate on this measure, your Committee respectfully requests that it consider addressing the need for funding to establish and administer the Appraisal Management Company Registration Program.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 50, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 50, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 106 Intrastate Commerce on H.B. No. 624

The purpose of this measure is to support the installation of wireless technology for the delivery of broadband technology in the State by:

- (1) Clarifying the telecommunications exemptions permitted by Act 151, Session Laws of Hawaii 2011, to include small wireless facilities;
- (2) Repealing and codifying in Hawaii Revised Statutes telecommunications provisions of Act 151, Session Laws of Hawaii 2011, that are permanent and general; and
- (3) Expanding the definition of "wireless communications antennas" to include small wireless facilities.

AT&T, Verizon, Maui Hotel & Lodging Association, and Mobilitie supported this measure. The Department of Business, Economic Development and Tourism; Office of Environmental Quality Control; Office of Planning; Cable Television Division of the Department of Commerce and Consumer Affairs; Hawaiian Electric Company, Inc.; Hawaii Electric Light Company, Inc.; Maui Electric Company, Limited; Hawaiian Telcom; and Charter Communications, Inc. offered comments on this measure.

Your Committee has amended this measure by:

- (1) Adding wireline facilities to the telecommunications exemptions permitted by Act 151, Session Laws of Hawaii 2011;
- (2) Clarifying state and county permitting and approval process exemptions for specific broadband-related infrastructure installation, including the installation of small wireless or wireline facilities, to be specific to state or county utility poles;
- (3) Allowing the state or counties to impose reasonable and nondiscriminatory charges on facilities collocated on government property and removing the proposed \$20 annual fee imposed on small wireless facilities and small wireless facilities networks;
- (4) Removing from the proposed definition of "small wireless facilities" the exemption that allowed deployed equipment not visible from public spaces at the ground level from 250 feet or less to be omitted from the calculation of volumetric limits;
- (5) Allowing wireless communication antennas as a permissible use in rural districts under Section 205-2, Hawaii Revised Statutes;
- (6) Changing its effective date to January 1, 2099 to promote further discussion; and
- (7) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 624, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 624, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 107 Public Safety on H.B. No. 1417

The purpose of this measure is to require the Hawaii Emergency Management Agency to develop a post-disaster fresh drinking water security plan.

A concerned individual supported this measure. The Hawaii Emergency Management Agency and The Maritime Group, LLC., offered comments on this measure.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1417 and recommends that it pass Second Reading and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Ing).

SCRep. 108 Public Safety on H.B. No. 845

The purpose of this measure is to require the Department of Public Safety in collaboration with county and state agencies to issue civil identification cards to inmates and to assist inmates in obtaining their birth certificate, social security card, and other relevant identification necessary for successful reentry into society.

African American Lawyers Association, Hawaii Appleseed Center for Law and Economic Justice, American Civil Liberties Union of Hawaii, and many concerned individuals supported this measure. The Department of Public Safety, Hawaii Friends of Restorative Justice, Ho'omana Pono, LLC., Community Alliance on Prisons, YWCA Oahu, and many concerned individuals offered comments on this measure.

Your Committee has amended this measure by:

- (1) Extending eligibility to obtain a civil identification card and relevant identification documents to inmates who have one year or less remaining on their prison sentence;
- (2) Requiring the Department of Public Safety to collaborate with federal agencies to assist inmates in obtaining their appropriate documents and identification cards;
- (3) Requiring the Department of Public Safety to submit an annual report to the Legislature on the number of inmates released from prison with, and without, appropriate identification cards and documents, and to identify any impediments encountered in assisting inmates in obtaining their documents and identification cards; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should subsequent committees decide to deliberate further on this measure, your Committee respectfully requests that they consider the concern that furloughed inmates may use their civil identification cards and other identification documents to leave the State without permission.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 845, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 845, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Ing).

SCRep. 109 Human Services on H.B. No. 844

The purpose of this measure is to address the prevalence of youth homelessness by:

- (1) Requiring the Office of Youth Services to coordinate a two-year Safe Places for Youth Pilot Program in partnership with private organizations, to coordinate a network of safe places that youth can access for safety and obtain advice, guidance, programs, and services; and
- (2) Establishing and appropriating funds for a coordinator position and for residential options for the pilot program.

The Judiciary, Family Programs Hawaii, Planned Parenthood Votes Northwest and Hawaii, Hawaii Youth Services Network, and several individuals testified in support of this measure. The Office of Youth Services commented on this measure.

Your Committee has amended this measure by:

- (1) Defining "youth" as a person less than 18 years of age;
- (2) Changing its effective date to July 1, 2075, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 844, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 844, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Har).

SCRep. 110 Human Services on H.B. No. 673

The purpose of this measure is to improve oversight over child care facilities by:

- (1) Establishing the Child Care Facility Inspection Information Oversight Committee (Oversight Committee) to oversee implementation of and compliance with Department of Human Services (DHS) child care facility record requirements under Section 346-153(c), Hawaii Revised Statutes;
- (2) Requiring DHS to post child care facility inspection reports on its website;
- (3) Requiring DHS to submit annual reports to the Legislature on child care facility complaints; and
- (4) Appropriating funds for DHS to implement and comply with the reporting requirements for child care facilities.

Numerous individuals testified in support of this measure. DHS, Hawaii Children's Action Network, and several individuals commented on this measure.

Your Committee has amended this measure by:

- (1) Deleting the Oversight Committee;
- (2) Requiring DHS to post reports of all child care facility inspections on its website within 30 working days of the conclusion of each inspection;
- (3) Changing its effective date to July 1, 2075, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance hear this measure, your Committee respectfully requests that it consider appropriating \$80,000 for each year of the 2017-2019 Fiscal Biennium to implement and comply with the reporting requirements for child care facilities as required by this measure.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 673, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 673, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Har).

SCRep. 111 Human Services on H.B. No. 1099

The purpose of this measure is to bring the State into compliance with the federal Justice for Victims of Trafficking Act of 2015 (Public Law 114-22) and the federal Child Abuse Prevention and Treatment Act of 2010 (Public Law 111-320) by, among other things:

- (1) Amending the definition of "child abuse or neglect" to include sex trafficking;
- (2) Clarifying that child abuse and neglect reports that are expunged from the State's central registry may be retained by the Department of Human Services for future risk and safety assessment purposes; and
- (3) Deleting the child abuse investigation disposition of "unsubstantiated" and replacing it with "not confirmed".

The Department of Human Services, City and County of Honolulu Police Department, Family Programs Hawaii, IMUAlliance, and two individuals testified in support of this measure. Harm Reduction Hawaii opposed this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2075, to facilitate continued discussion on this measure; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1099, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1099, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Har).

SCRep. 112 Water & Land on H.B. No. 1497

The purpose of this measure is to address state landowner liability by:

- (1) Creating a civil cause of action against the State for failure to properly maintain its lands; and
- (2) Appropriating funds for necessary maintenance of state lands.

Two concerned individuals supported this measure. The Department of the Attorney General, Department of Land and Natural Resources, Department of Hawaiian Home Lands, Ho'omana Pono LLC, and one concerned individual opposed this measure. The Office of Hawaiian Affairs, Department of Agriculture, and two concerned individuals provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that failing to keep state-owned land in a safe condition, rather than a clean and safe condition shall be a cause of action against the State by an adjacent landowner;
- (2) Indicating that a neighboring landowner shall send the notice of breach, along with all sums sought related to the breach, to the Department of Land and Natural Resources (DLNR) and not the Department of the Attorney General;
- (3) Clarifying that the DLNR may be responsible for all costs regarding the breach, including all court costs resulting from a court claim;
- (4) Specifying that all court costs regarding a claim for breach by an adjacent landowner shall be paid from the Natural Area Reserve Fund;
- (5) Removing the provisions regarding remedy of the breach by the neighboring landowner;
- (6) Removing the distance requirement to qualify within the definition of "neighboring landowner";
- (7) Specifying that the funds to the DLNR for tree and vegetation trimming on state lands shall be appropriated out of the Natural Area Reserve Fund;
- (8) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (9) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1497, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1497, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 113 Water & Land on H.B. No. 1245

The purpose of this measure is to implement a long-term solution for Sunset Memorial Park in Pearl City, Oahu. Specifically, this measure:

- (1) Requires the Director of Commerce and Consumer Affairs (Director), in consultation with the Comptroller, to develop strategies for the upkeep, repair, and maintenance of Sunset Memorial Park;

- (2) Authorizes the Director to access the Sunset Memorial Trust Fund to pay for the repair and maintenance of the cemetery; and
- (3) Limits liability for persons maintaining or repairing cemetery grounds.

The Pearl City Neighborhood Board and several concerned individuals supported this measure. The Department of Accounting and General Services, Department of Commerce and Consumer Affairs, Hawaii Association for Justice, and several concerned individuals provided comments.

Your Committee has amended this measure by:

- (1) Incorporating the amendments provided by the Department of Commerce and Consumer Affairs, which clarify the limited liability provisions for persons that maintain or repair cemetery grounds as volunteers;
- (2) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (3) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1245, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1245, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 114 Water & Land on H.B. No. 637

The purpose of this measure is to expedite the review, update, and adoption of the Uniform Plumbing Code, through amendments to the Hawaii State Building Codes.

The Sierra Club of Hawaii and Hawaii Fresh Water Initiative supported this measure. The Structural Engineers Association of Hawaii opposed this measure. The Hawaii State Fire Council, Honolulu Fire Department, Building Industry Association of Hawaii, and International Code Council provided comments.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 637, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 637, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 115 Water & Land on H.B. No. 479

The purpose of this measure is to enable the Department of Land and Natural Resources (Department) to create a public awareness campaign on hiker safety and preparedness by appropriating funds to the Department for this purpose.

Two concerned individuals supported this measure. The Department of Land and Natural Resources provided comments.

Your Committee has amended this measure by:

- (1) Changing the source of funding for the appropriation from the general fund to the Natural Area Reserve Fund; and
- (2) Changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 479, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 479, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 116 Water & Land on H.B. No. 732

The purpose of this measure is to increase the time for filing the application and notice of mechanic's and materialman's liens from forty-five to ninety days after completion of applicable improvements.

The Subcontractors Association of Hawaii provided comments.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 732, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 732, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 117 Water & Land on H.B. No. 1435

The purpose of this measure is to clarify that the comprehensive loss reduction plan of the Hawaii Hurricane Relief Fund shall include implementing State and county building code requirements for hurricane standards.

The Hawaii Emergency Management Agency, Hawaii State Fire Council, Honolulu Fire Department, County of Maui Department of Public Works, City and County of Honolulu Department of Emergency Management, Mason Contractors Association of Hawaii, American Council of Engineering Companies of Hawaii, Tileco Inc., Structural Engineers Association of Hawaii, Masonry Institute of Hawaii, and International Code Council supported this measure. The Hawaii Hurricane Relief Fund and Subcontractors Association of Hawaii provided comments.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1435, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1435, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 118 Water & Land on H.B. No. 633

The purpose of this measure is to keep water rates affordable by expanding the types of improvements eligible for special purpose revenue bonds to assist dam and reservoir owners. Specifically, this measure clarifies that aboveground freshwater storage tanks are included in the definition of "appurtenant works" for the purposes of the special purpose revenue bond program.

The Department of Land and Natural Resources and Board of Water Supply supported this measure.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 633 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 119 Water & Land on H.B. No. 1173

The purpose of this measure is to implement the irrigation water conservation best management practices established by the Landscape Industry Council of Hawaii by requiring the Department of Accounting and General Services, Department of Transportation, and the Department of Land and Natural Resources to establish a one-year pilot program.

Two concerned individuals supported this measure. The Department of Land and Natural Resources and the International Code Council provided comments.

Your Committee has amended this measure by:

- (1) Focusing the efforts of the pilot program on all new and existing landscape irrigation installations in the area of Kapolei, Oahu; and
- (2) Changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1173, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1173, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 120 Water & Land on H.B. No. 1512

The purpose of this measure is to provide funding for capital improvement projects of the Department of Water, County of Kauai for the Kilauea, Wailua/Kapaa, and Kalaheo water systems.

The Department of Water, County of Kauai and Hoomana Pono, LLC. supported this measure.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1512, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1512, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 121 Intrastate Commerce on H.B. No. 218

The purpose of this measure is to increase transparency in the foreclosure process by requiring that notice of public sales, including postponed or cancelled sales, be published both electronically and once in each of three consecutive weeks in a newspaper of general circulation in the affected county.

A concerned individual supported this measure. Porter McGuire Kiakona & Chow, LLP and Associa opposed this measure.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 218 and recommends that it pass Second Reading and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 122 Judiciary on H.B. No. 78

The purpose of this measure is to establish a procedure to tender settlement offers in certain family court cases so that the party extending the offer may be entitled to its attorney's fees and costs if the offer is not accepted and the offeree does not obtain a judgment that, in its entirety, is patently more favorable than the offer.

The Family Law Section of the Hawaii State Bar Association and Farrell & Associates testified in support of this measure. The Hawaii State Commission on the Status of Women and Domestic Violence Action Center testified in opposition. The Department of the Attorney General provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 78, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 78, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Lee, Oshiro, McDermott).

SCRep. 123 Judiciary on H.B. No. 80

The purpose of this measure is to establish an automatic restraining order that issues upon the filing of a complaint in a proceeding for annulment, divorce, or separation. The restraining order is intended to preserve the financial assets of the parties and their dependents and to maintain the parties' minor children's current island of residence and school of enrollment.

The Family Law Section of the Hawaii State Bar Association, Farrell & Associates, and several individuals testified in support of the measure. The Domestic Violence Action Center and Hawaii State Coalition Against Domestic Violence testified in opposition. The Judiciary provided comments and proposed amendments to the measure.

Your Committee has amended this measure by:

- (1) Clarifying that debts may be incurred for reasonable amounts that are necessary for living and business expenses, children's educational expenses, and litigation fees and costs for the pending annulment, divorce, or separation action;
- (2) Clarifying the procedure by which the defendant may set aside or modify the restraining order; and
- (3) Changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 80, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 80, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Lee, Oshiro, McDermott).

SCRep. 124 Judiciary on H.B. No. 293

The purpose of this measure is to increase the maximum monetary penalty for providing false information in an application affidavit for late voter registration from up to \$1,000 to up to \$10,000.

The Office of Elections testified in support of this measure. The Libertarian Party of Hawaii testified in opposition.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 293, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 293, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Lee, Oshiro, McDermott).

SCRep. 125 Judiciary on H.B. No. 303

The purpose of this measure is to make a grant-in-aid to the Department of the Prosecuting Attorney of the City and County of Honolulu for the Career Criminal Prosecution Unit.

The Department of the Attorney General, Department of the Prosecuting Attorney of the City and County of Honolulu, Office of the Prosecuting Attorney of the County of Hawaii, and Office of the Prosecuting Attorney of the County of Kauai testified in support of the measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 303 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 126 Judiciary on H.B. No. 367

The purpose of this measure is to appropriate funds to the Office of the Prosecuting Attorney of the County of Hawaii for the expansion of the Big Island Juvenile Intake and Assessment Center.

Office of the Prosecuting Attorney of the County of Hawaii, The Salvation Army-Family Intervention Services, and three individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing the amount of the appropriation to an unspecified amount; and
- (2) Changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 367, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 367, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 127 Judiciary on H.B. No. 457

The purpose of this measure is to help nonviolent offenders who face drug abuse and mental health challenges by establishing the Community Court Outreach Project with the coordinated efforts of the Judiciary, Prosecuting Attorney of the City and County of Honolulu, and Public Defender in the City and County of Honolulu and appropriate funds to the Judiciary for the purposes of the Project.

The Judiciary, Office of the Public Defender, Governor's Coordinator on Homelessness, City and County of Honolulu's Department of the Prosecuting Attorney, Drug Policy Forum of Hawaii, The Salvation Army Addiction Treatment Services and Family Treatment Services, Community Alliance on Prisons, Hawaii Substance Abuse Coalition, and one individual testified in support of this measure.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 457, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 457, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Lee, Oshiro, McDermott).

SCRep. 128 Judiciary on H.B. No. 477

The purpose of this measure is to appropriate \$200,000 to the Office of the Prosecuting Attorney of the County of Hawaii for the Career Criminal Prosecution Unit, including for the hiring of necessary staff.

The Department of the Attorney General, Office of the Prosecuting Attorney of the County of Hawaii, City and County of Honolulu Department of the Prosecuting Attorney, and one individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing the amount of the appropriation to an unspecified amount; and
- (2) Changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 477, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 477, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 129 Judiciary on H.B. No. 532

The purpose of this measure is to make an appropriation of \$50,000 for fiscal years 2017-2018 and 2018-2019 to the Office of Elections to distribute stickers with the phrase "I voted" at polling places during the 2018 primary and general election.

The Office of Elections and several individuals testified in support of the measure. The Libertarian Party of Hawaii and an individual testified in opposition.

Your Committee has amended this measure by:

- (1) Changing the amount of the appropriation to an unspecified amount; and
- (2) Changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 532, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 532, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Lee, Oshiro, McDermott).

SCRep. 130 Judiciary on H.B. No. 589

The purpose of this measure is to appropriate funds to the Judiciary to retain mental health services and substance abuse treatment for the Hawaii's Opportunity Probation with Enforcement program, which is an intensive supervisory program for persons on probation.

The Judiciary, Community Alliance on Prisons, The Salvation Army Addiction Treatment Services and Family Treatment Services, Helping Hands Hawaii, Hawaii Substance Abuse Coalition, Ho'omana Pono, LLC and one individual testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 589, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 589, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Lee, Oshiro, McDermott).

SCRep. 131 Judiciary on H.B. No. 601

The purpose of this measure is to appropriate funds to establish driving while impaired courts in Kona and Hilo on Hawaii Island.

The Judiciary, Hawaii County Office of the Prosecuting Attorney, Foundation for Advancing Alcohol Responsibility, and one individual testified in support of the measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 601 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 132 Judiciary on H.B. No. 653

The purpose of this measure is to appropriate funds as a grant-in-aid to the Honolulu Prosecuting Attorney to maintain and expand the Weed and Seed Strategy, which is a collaborative effort of federal, state, and county level law enforcement agencies, social service agencies, private businesses, nonprofit organizations, and residents to reclaim, restore, and rebuild communities.

The Department of the Attorney General testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing the amount of the appropriation to an unspecified amount; and
- (2) Changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 653, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 653, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Lee, Oshiro, McDermott).

SCRep. 133 Judiciary on H.B. No. 716

The purpose of this measure is to increase the fees charged by notaries public.

The Association of Hawaii Notaries testified in support of this measure.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 716, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 716, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 134 Judiciary on H.B. No. 1274

The purpose of this measure is to raise the district court's original jurisdictional limit for civil actions involving specific performance to \$40,000 or less.

The Judiciary, Collection Law Section of the Hawaii State Bar Association, and one individual testified in support of the measure.

Your Committee has amended the measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1274, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1274, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 135 Judiciary on H.B. No. 1518

The purpose of this measure is to establish a process for a public agency to request that the Office of Information Practices declare an individual to be a vexatious records requestor and restrict that individual's rights under the Uniform Information Practices Act.

The University of Hawaii, Hawaii Health Systems Corporation, and several individuals testified in support of the measure. The Civil Beat Law Center for the Public Interest and one individual testified in opposition. The Office of Information Practices provided comments.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2050, to encourage further discussion;
- (2) Inserting the repeal date of June 30, 2020; and
- (3) Making technical, nonsubstantive amendments for clarity, style, and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1518, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1518, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10; Ayes with Reservations (Oshiro, Thielen). Noes, none. Excused, 1 (McDermott).

SCRep. 136 Judiciary on H.B. No. 1291

The purpose of this measure is to propose a constitutional amendment to require the gubernatorial nominee of each political party to appoint a person from the same political party as a running mate for lieutenant governor in the general election.

The Department of the Attorney General and one individual testified in opposition to this measure.

Your Committee has changed the effective date of this measure to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1291, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1291, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 137 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 1094

The purpose of this measure is to protect the sensitive content of homestead application files and homestead lease files by specifying that certain Department of Hawaiian Home Lands homestead applicant and lessee files are not required to be disclosed or open to public inspection.

The Department of Hawaiian Home Lands, Keaukaha Community Association, Ho‘omana Pono, LLC., Ka Lahui Hawaii Political Action Committee, and several individuals testified in support of this measure. The Office of Information Practices and Civil Beat Law Center for the Public Interest commented on this measure.

Your Committee has amended this measure by making technical nonsubstantive changes for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1094, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1094, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 138 Economic Development & Business on H.B. No. 75

The purpose of this measure is to extend the time by which an agency must submit its small business impact statement and proposed rules to the Departmental Advisory Committee on Small Business (Advisory Committee) and the Small Business Regulatory Review Board (Review Board) when the rules are ready to be filed with the Lieutenant Governor's Office.

The Small Business Regulatory Review Board, Ocean Tourism Coalition, and Quicksilver Charters opposed this measure.

Your Committee has amended this measure by:

- (1) Allowing an agency to submit its small business impact statement with the proposed rules to the Advisory Committee and the Review Board when the rules are essentially complete;
- (2) Requiring the Review Board to submit comments on the proposed rules to the Governor within 10 days after the rules are submitted to the Governor for approval for public hearing;
- (3) Amending the effective date to July 1, 2038, to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 75, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 75, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Matsumoto). Noes, none. Excused, none.

SCRep. 139 Transportation on H.B. No. 491

The purpose of this measure is to establish and appropriate funds for a two-year Pilot School Sidewalk Maintenance and Repair Program to require each county to maintain and repair sidewalks in school zones or other areas of significant school-related pedestrian traffic.

The Department of Education, the Member representing the Fifth District on the Hawaii County Council, the Office of the Prosecuting Attorney of the County of Hawaii, the Hawaii Public Health Institute, and several concerned individuals supported this measure.

Your Committee finds that policies that make it safer and easier for students to walk to school provide many public benefits including reduced traffic congestion and carbon dioxide emissions from reduced vehicular use, increased opportunities for healthy exercise, and increased sense of community. However, many sidewalks in school zones and other areas of significant school-related pedestrian traffic are unsafe because of aging and lack of proper maintenance and repair.

Your Committee further finds that each county is authorized to maintain and repair sidewalks in certain instances, and also administers its own sidewalk maintenance program. This measure would assist the counties in maintaining and repairing sidewalks while providing safer routes for school-related pedestrian traffic.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 491 and recommends that it pass Second Reading and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 140 Transportation on H.B. No. 1142

The purpose of this measure is to assist the Department of Transportation in protecting against people remaining on improved Department of Transportation land when it is closed or otherwise restricted and on or under state highways by adding the offense of criminal trespass onto Department of Transportation lands to the Penal Code.

The Department of Transportation and Honolulu Police Department supported this measure. A concerned individual opposed this measure. The Governor's Coordinator on Homelessness provided comments.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1142 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6; Ayes with Reservations (San Buenaventura). Noes, none. Excused, 1 (McDermott).

SCRep. 141 Transportation on H.B. No. 735

The purpose of this measure is to assist rental car companies in fully collecting from customers mandated government fees and amend the formula upon which those fees are assessed.

Hilton Hawaii, Enterprise Holdings, LLC, Hertz Global, Avis Budget Group, and Chamber of Commerce Hawaii supported this measure. The Department of Transportation supported the intent of this measure. The Office of Consumer Protection of the Department of Commerce and Consumer Affairs opposed this measure.

Current law permits rental car companies to recover certain mandatory government fees, for the purpose of making a vehicle road-ready, from rental car customers. However, the prorated formula is calculated over a period of 365 days, which results in a significant portion of the fees going unrecovered. This is partially because rental cars are rented significantly less than 100 percent of the time.

Your Committee finds that this measure addresses this issue, while presenting transparency for consumers. However, your Committee notes concerns that this measure may be unfair to consumers because it may create a situation in which consumers may be charged an excessive amount for fees and taxes.

Your Committee has amended this measure by:

- (1) Defining "vehicle license recovery fee" as a charge that seeks to recover the amount of any government assessed vehicle fees paid by a rental company;
- (2) Clarifying that car rental companies can pass on the vehicle license recovery fee to customers, as long as the car rental company does not collect more fees from customers than the total fees paid; and
- (3) Changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 735, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 735, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6; Ayes with Reservations (San Buenaventura). Noes, none. Excused, 1 (McDermott).

SCRep. 142 Transportation on H.B. No. 484

The purpose of this measure is to create equity among the types of available aircrafts by exempting amounts received from the servicing and maintenance of helicopters and the construction of maintenance facilities at which helicopters are serviced from the general excise tax.

Maui Hotel & Lodging Association, Pacific Helicopter Tours, Inc., Jack Harter Helicopters, Blue Hawaiian Helicopters, Maui Chamber of Commerce, Safari Helicopter Tours, and a concerned individual supported this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 1, 2018; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 484, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 484, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (Nakamura, San Buenaventura). Noes, none. Excused, 1 (McDermott).

SCRep. 143 Consumer Protection & Commerce on H.B. No. 1461

The purpose of this measure is to:

- (1) Prohibit counties from charging fees for the inspection of automatic fire sprinklers or automatic fire sprinkler systems in any affordable housing project under the jurisdiction of the Hawaii Housing Finance and Development Corporation;
- (2) Allow counties to mandate installation or retrofitting of automatic fire sprinklers in nonresidential agricultural and aquacultural buildings and structures located outside of an urban area; and
- (3) Make permanent the prohibition on counties from requiring installation or retrofitting of automatic fire sprinklers in new or existing one- or two-family dwelling units used only for residential purposes.

The County of Hawaii, Hawaii Laborers-Employers Cooperation and Education Trust Fund, Hawaii Association of REALTORS, Building Industry Association of Hawaii, The Chamber of Commerce Hawaii, Pacific Resource Partnership, and numerous individuals testified in support of this measure. The Hawaii Housing Finance and Development Corporation supported the intent of this bill. The Hawaii State Fire Council, Honolulu Fire Department, National Fire Sprinkler Association, and a concerned individual testified in opposition to this measure.

Your Committee notes that the provisions of this measure allowing counties to mandate installation or retrofitting of automatic fire sprinklers in certain nonresidential agricultural and aquacultural buildings and structures and making permanent the prohibition on counties from requiring installation or retrofitting of automatic fire sprinklers in certain residential units are substantially similar to provisions contained in H.B. No. 1384, which was passed by your Committee. As such, your Committee finds that these provisions should be deleted from this measure.

Your Committee has amended this measure by:

- (1) Deleting language allowing counties to mandate installation or retrofitting of automatic fire sprinklers in nonresidential agricultural and aquacultural buildings and structures located outside of an urban area;
- (2) Deleting language making permanent the prohibition on counties from requiring installation or retrofitting of automatic fire sprinklers in certain residential dwelling units;
- (3) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1461, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1461, H.D. 1, and be referred to your Committee on Housing.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Aquino).

SCRep. 144 Water & Land on H.B. No. 575

The purpose of this measure is to serve the public use and public purpose of state lands used for commercial purposes by authorizing the Board of Land and Natural Resources (Board) to authorize the extension of commercial, hotel, resort, and industrial leases for the lessees' substantial improvement to the leased premises.

The County of Hawaii; a County of Hawaii Council Member; The Chamber of Commerce Hawaii; Big Island Toyota; International Longshore and Warehouse Union Local 142; Hawaii Island Realtors; McCully Works; Kanoelehua Industrial Area Association; Chika Nakano Repair Shop; Hawaii Planing Mill, Ltd.; Hawaii Electric Light Company; Japanese Chamber of Commerce & Industry of Hawaii; and numerous concerned individuals supported this measure. The Department of Land and Natural Resources provided comments.

Your Committee has amended this measure by:

- (1) Specifying that the Board may extend a lease term of public lands for commercial, hotel, resort, or industrial use in the Banyan Drive and Kanoelehua industrial areas of Hilo, Hawaii;
- (2) Clarifying that the minimum revised annual rent is to be determined based on a percentage of rent where gross receipts exceed a specified amount for a ten-year period;
- (3) Limiting the extension of a lease for substantial improvements to fifteen years;
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style; and
- (5) Changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 575, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 575, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 145 Agriculture on H.B. No. 1516

The purpose of this measure is to allow for the forfeiture of rescued animals prior to the filing or disposition of criminal charges by:

- (1) Enabling a duly incorporated humane society or duly incorporated society for the prevention of cruelty to animals that is holding the animal to petition the court for forfeiture of the impounded pet animal or equine animal; and
- (2) Requiring immediate forfeiture of the pet animal or equine animal to the petitioner based on a finding of probable cause that the animal was subject to a violation of certain specified cruelty to animal offenses or, if probable cause is not established, direct the return of the animal to the owner or custodian of the impounded animal.

West Hawaii Humane Society, Hawaii Island Humane Society, and several individuals testified in support of this measure. Pacific Pet Alliance opposed this measure.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1516 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 146 Agriculture on H.B. No. 1477

The purpose of this measure is to permit overnight campgrounds on private property on certain agricultural lands.

Pele Lani Farm LLC and Hawaii Opaepala supported this measure. The Land Use Commission, Department of Planning and Permitting of the City and County of Honolulu, Hawaii Farm Bureau, and a concerned individual opposed the measure. The Department of Agriculture and Office of Planning submitted comments.

Your Committee has amended this measure by:

- (1) Deleting its provisions;
- (2) Establishing a five-year pilot program within the Department of Agriculture to allow overnight campgrounds on private property on certain agricultural lands in the Kau district of Hawaii island;
- (3) Allowing users of the private overnight campgrounds to bring pet dogs with them;
- (4) Changing its effective date to July 31, 2150, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee believes that it will be beneficial for residents of and visitors to Hawaii to have access to additional campgrounds and a better experience for campers to be able to bring pet dogs with them.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1477, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1477, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (DeCoite, LoPresti). Noes, 1 (Thielen). Excused, none.

SCRep. 147 Higher Education on H.B. No. 424

The purpose of this measure is to reinstate and restore full authority to the President of the University of Hawaii to act as the University's chief procurement officer for all procurement contracts under the Hawaii Public Procurement Code.

The University of Hawaii, State Procurement Office, and University of Hawaii Professional Assembly supported this bill. A concerned individual opposed this measure.

Your Committee has amended this measure by:

- (1) Providing that this measure shall not be applied so as to impair existing contracts;
- (2) Amending the effective date to January 1, 2050, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 424, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 424, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 148 Higher Education on H.B. No. 1277

The purpose of this measure is to allow full-time graduate students employed by the University of Hawaii to collectively bargain.

The University of Hawaii Professional Assembly, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, Hawaii State Teachers Association, IMUAlliance, Graduate Student Organization at the University of Hawaii at Manoa, and numerous individuals supported this measure. The University of Hawaii, Office of Collective Bargaining, and Department of Budget and Finance opposed this measure. The Democratic Party of Hawaii commented on this measure.

Your Committee has amended this bill by:

- (1) Making it apply to graduate student assistants employed for a minimum of 20 hours a week by the University of Hawaii;
- (2) Changing the effective date to January 1, 2050, to facilitate further discussion; and
- (3) Making technical and nonsubstantive changes for purposes of clarity and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1277, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1277, H.D. 1, and be referred to your Committee on Labor & Public Employment.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 149 Housing on H.B. No. 522

The purpose of this measure is to transfer the title, custody, and control of the following two parcels of land located on the island of Maui, from the State of Hawaii to the Hawaii Housing Finance and Development Corporation (HHFDC):

- (1) Parcel located at 175 South Puunene Avenue, identified as Tax Map Key No. 370120070000; and
- (2) Parcel located at 153 West Kaahumanu Avenue, identified as Tax Map Key No. 370040030000.

The Mayor of the County of Maui; Maui County Councilmember, Molokai District; Maui County Councilmember, Upcountry District; Maui Chamber of Commerce; and two individuals testified in support of this measure. The Department of Land and Natural Resources (DLNR) and an individual opposed this measure. HHFDC commented on this measure.

DLNR expressed concerns that Parcel 7, one of the parcels named in the measure, is set aside by Executive Order No. 4148 to DLNR's Division of Conservation and Resources Enforcement (DOCARE). Parcel 7 currently serves as DOCARE's Maui Branch office as an operations center for staff and for

storage of vehicle, watercraft, and other high value equipment. According to DLNR, DOCARE would have no alternate site to relocate its facilities and equipment. Additionally, there is no funding provision in the measure for the relocation of either parcel mentioned.

Upon further consideration, your Committee has amended this measure by changing its effective date to take effect upon a date to be determined, to facilitate further discussion on this measure.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 522, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 522, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Nakamura, San Buenaventura). Noes, none. Excused, none.

SCRep. 150 Housing on H.B. No. 722

The purpose of this measure is to ensure long-term environmental sustainability by establishing a pilot program to explore how private businesses can help create green housing.

Specifically, this measure authorizes the Hawaii Public Housing Authority to enter into contracts with private businesses to remove food and green waste from the waste stream at public housing projects for use in other business sectors, including agriculture and energy generation.

One concerned individual supported this measure. The Hawaii Public Housing Authority provided comments.

Your Committee has amended this measure by:

- (1) Changing the effective date to take effect on a date to be determined; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 722, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 722, H.D. 1, and be referred to your Committee on Energy & Environmental Protection.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 151 Housing on H.B. No. 968

The purpose of this measure is to provide a temporary solution to the homeless crisis by allowing property owners to lease yard or driveway space for temporary residential purposes, including enabling lessees to camp in a temporary structure on a property owner's yard or a vehicle designed for camping on a property owner's driveway, subject to certain conditions.

The Hawaii Kai Homeless Task Force and two individuals testified in support of this measure. The Governor's Coordinator on Homelessness, City and County of Honolulu Department of Planning and Permitting, and an individual opposed this measure. The Department of Land and Natural Resources commented on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to take effect upon a date to be determined, to facilitate further discussion on the measure; and
- (2) Making technical, nonsubstantive amendments for clarity.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 968, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 968, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Nakamura). Excused, none.

SCRep. 152 Housing on H.B. No. 1308

The purpose of this measure is to require the Department of Commerce and Consumer Affairs (DCCA) to conduct a study, including a cost analysis, on the necessity and feasibility of establishing an agency within itself to provide general regulatory oversight of homeowners associations, and to submit a report to the Legislature prior to the Regular Session of 2018 on its findings, recommendations, and any proposed legislation.

Associa, Hawaiian Paradise Park Homeowners Association, and several individuals testified in support of this measure. DCCA, Hawaii Community Associations Institute Legislative Action Committee, Hawaiian Properties, and several individuals commented on this measure.

Your Committee has amended this measure by:

- (1) Requiring the Auditor instead of DCCA to conduct the study, including the cost analysis, and to submit the report of its findings, recommendations, and any proposed legislation to the Legislature prior to the Regular Session of 2018; and
- (2) Changing its effective date to take effect upon a date to be determined, to encourage further discussion on this measure.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1308, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1308, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Quinlan). Excused, none.

SCRep. 153 Housing on H.B. No. 1334

The purpose of this measure is to transfer the title, custody, and control of the following two parcels of land located on the island of Oahu, from the University of Hawaii (UH) to the Hawaii Housing Finance and Development Corporation (HHFDC):

- (1) Parcel located at 3663 Maunalei Avenue, identified as Tax Map Key No. 320300020000; and
- (2) Parcel located at 3674 B Kilauea Avenue, identified as Tax Map Key No. 320330010000.

UH opposed this measure. HHFDC commented on this measure.

Your Committee has amended this measure by changing its effective date to take effect upon a date to be determined, to facilitate further discussion on this measure.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1334, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1334, H.D. 1, and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Nakamura, San Buenaventura). Noes, none. Excused, none.

SCRep. 154 Health/Human Services on H.B. No. 1108

The purpose of this measure is to limit the statutory exemption from parking meter fees for persons who hold a disability parking permit to individuals who are licensed drivers and who are unable to operate a parking meter because of a disability.

Ho'omano Pono, LLC and an individual submitted testimony in opposition to this measure. The Disability and Communications Access Board submitted comments.

Your Committees have amended this measure by:

- (1) Clarifying the time limitation for the exemption to effectuate the original intent of the Legislature that the exemption apply to the longer of the first two-and-a-half hours of metered parking or the maximum time allowed by the meter;
- (2) Changing its effective date to July 1, 2090, for purposes of further discussion; and
- (3) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Health and Human Services that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1108, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1108, H.D. 1, and be referred to your Committee on Transportation.

Signed by the Chairs on behalf of the Committees.
Health: Ayes, 7; Ayes with Reservations (Tupola). Noes, none. Excused, none.
Human Services: Ayes, 7; Ayes with Reservations (Tupola). Noes, none. Excused, none.

SCRep. 155 Health/Human Services on H.B. No. 1109

The purpose of this measure is to clarify the authority of law enforcement officers to confiscate disability parking permits that are fraudulent, invalid, or used in an unauthorized manner.

The Disability and Communication Access Board submitted comments on this measure.

Your Committees have amended this measure by:

- (1) Authorizing confiscation of:
 - (A) An invalid disability parking permit used to improperly obtain free metered parking; and

- (B) A disability parking permit that is the subject of an unauthorized sale or purchase;
- (2) Making the sale or purchase of a disability parking permit a misdemeanor offense;
- (3) Inserting a savings clause;
- (4) Making technical, nonsubstantive amendments for the purpose of clarity and consistency; and
- (5) Changing its effective date to July 1, 2090, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Health and Human Services that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1109, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1109, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chairs on behalf of the Committees.
 Health: Ayes, 7. Noes, none. Excused, none.
 Human Services: Ayes, 7. Noes, none. Excused, none.

SCRep. 156 Health on H.B. No. 248

The purpose of this measure is to require all health insurers, including health benefit plans, in the State to disclose on their public web sites all standards, criteria, and information that they use when making preauthorization decisions related to medical treatment or services.

The Lanai Community Health Center, Hawaii Chapter of the American Physical Therapy Association, and Hilopaa Family to Family Health Information Center supported this measure. The Hawaii Association of Health Plans opposed this measure. The Department of Commerce and Consumer Affairs, Hawaii Medical Service Association, and Hawaii Medical Association provided comments.

Your Committee has amended this measure by changing the effective date to July 1, 2090, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 248, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 248, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
 Ayes, 7. Noes, none. Excused, none.

SCRep. 157 Health on H.B. No. 1299

The purpose of this measure is to assist certain patients with maintaining better compliance with their prescription medication regimen by allowing pharmacies to provide customized medication packaging to certain patients if specific provisions are met.

Hawaii Community Pharmacists Association and a concerned individual testified in support of this measure. Walgreen Co. supported the intent of this measure. The Hawaii Medical Service Association provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 2090, to facilitate further discussion.

Should your Committee on Judiciary deliberate this measure further, your Committee on Health respectfully requests that it consider amendments proposed by Walgreen Co. to ensure this measure comports with Hawaii's Food, Drug, and Cosmetic Act and statutes governing pharmacies and pharmacists.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1299, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1299, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
 Ayes, 7. Noes, none. Excused, none.

SCRep. 158 Economic Development & Business on H.B. No. 1413

The purpose of this measure is to create a simplified sellers use tax remittance program that allows out-of-state vendors to collect, report, and remit use taxes to the State for items purchased by Hawaii purchasers for shipment or delivery to the State.

The Department of Taxation supported the intent of the bill. The Tax Foundation of Hawaii submitted comments.

Your Committee has amended this measure by:

- (1) Clarifying in the definition of "eligible seller" that the simplified sellers use tax applies to the sale of tangible personal property, not services, and to sellers who are not otherwise subject to requirements for remitting general excise or use taxes for sales delivered into the State;

- (2) Deleting the definitions for "remote seller" and "remote use tax" and replacing the reference to "remote use tax" with "simplified sellers use tax";
- (3) Clarifying that the Department of Taxation online system is for reporting and remitting the simplified sellers use tax, rather than collecting the tax;
- (4) Clarifying that after the simplified sellers use tax is collected from the purchaser and after collection and remittance by the eligible seller, they are respectively relieved from further general excise and use tax liability on the transaction;
- (5) Clarifying that the eligible seller must remit, as well as report, the tax collected by the eligible seller within the time prescribed by the Department of Taxation;
- (6) Adding a severability clause to the measure;
- (7) Making the measure applicable to taxable years beginning January 1, 2018;
- (8) Amending the effective date to July 1, 2038, to facilitate further discussion; and
- (9) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1413, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1413, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Holt).

SCRep. 159 Education on H.B. No. 180

The purpose of this measure is to provide a funding mechanism for the most urgent needs of the Department of Education by establishing an education surcharge on residential investment properties and visitor accommodations, the proceeds of which would be deposited into a Quality Education Special Fund, subject to the ratification of a state constitutional amendment.

The Graduate Student Organization of the University of Hawaii at Manoa, Hawaii Alliance for Progressive Action, Hawaii State Teachers Association, Hawaii Children's Action Network, Hawaii Island School Garden Network, Parents for Public Schools of Hawaii, IMUAlliance, Hawaii Democratic Party Labor Caucus, Democratic Party of Hawaii, and numerous concerned individuals supported this measure. The Special Education Advisory Council supported the intent of this measure. The Mayor's Office of the County of Hawaii, Hawaii Lodging & Tourism Association, Rental By Owner Awareness Association, Building Industry Association of Hawaii, Chamber of Commerce Hawaii, American Resort Development Association Hawaii, Maui Chamber of Commerce, Hawaii Association of Realtors, Wyndham Vacation Ownership, Coalition for Equal Taxation, and a concerned individual opposed this measure. The Department of Budget and Finance, City and County of Honolulu, Tax Foundation of Hawaii, and several concerned individuals provided comments.

Your Committee has amended this measure by:

- (1) Renaming the Quality Education Special Fund as the Education Special Fund;
- (2) Clarifying that the moneys in the Education Special Fund shall be used to develop and deliver instructional services to students in accordance with statewide educational policy; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 180, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 180, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 160 Health on H.B. No. 1410

The purpose of this measure is to transfer the responsibility for regulation and operation of ambulance services from the Department of Health to the respective counties. This measure also authorizes the counties to expend a portion of Transient Accommodations Tax revenues to fund these services.

Your Committee received testimony in opposition to this measure from the Chair, Vice Chair, and a member of the Maui County Council, American Medical Response, Kauai Paramedics Association, and several individuals. The Department of Health and Honolulu Emergency Services Department, Emergency Medical Services Division submitted comments.

Your Committee has amended this measure by:

- (1) Limiting the transfer of regulatory and operational authority for ambulance services to the counties by:

- (A) Directing the Department of Health to establish and report to the Legislature on a two-year pilot program to operate from July 1, 2019, through June 30, 2021, that permits county regulation and operation of ambulance service in the County of Hawaii and the City and County of Honolulu and preserves the Department's statewide systems for billing, communications, and medical records and to submit a report to the Legislature;
 - (B) Making an unspecified general fund appropriation for the pilot program; and
 - (C) Making county authority to expend Transient Accommodations Tax revenues for ambulance services discretionary and for the purpose of supplementing existing ambulance services;
- (2) Adding language originally contained in House Bill No. 1105, which was also considered by your Committee at the same public hearing as this measure, to:
- (A) Repeal the Emergency Medical Services Special Fund and redirect the Special Fund's revenue sources, which are the cigarette tax, motor vehicle registration fee, and investment pool returns, to the general fund; and
 - (B) Appropriate general funds in an amount equal to the Special Fund revenues for fiscal year 2015-2016 to the Department of Health for purposes of overseeing the statewide comprehensive emergency medical system with no discernable disruptions;
- (3) Adding language originally contained in House Bill No. 216, which was considered by your Committee at a public hearing on January 31, 2017, to implement the recommendations of the working group convened pursuant to House Concurrent Resolution No. 90, Regular Session of 2016, by:
- (A) Directing the Department of Health to develop and implement a three-year community paramedic services pilot program and submit a report on the program to the Legislature; and
 - (B) Providing an unspecified general fund appropriation;
- (4) Directing the Department of Health to solicit the participation of and consult with members of the working group and representatives of the health insurance, emergency medicine, and health care industries in developing and implementing the pilot program;
- (5) Making nonsubstantive technical amendments for the purpose of clarity and consistency; and
- (6) Changing its effective date to July 1, 2090, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1410, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1410, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Har, Kobayashi, Oshiro, Tupola). Noes, none. Excused, none.

SCRep. 161 Health on H.B. No. 1488

The purpose of this measure is to facilitate the full implementation of the medical marijuana dispensary system by:

- (1) Establishing an Office of Medical Marijuana Administration in the Department of Health to provide comprehensive management of the dispensary system and patient registration;
- (2) Amending certain dates and deadlines in existing law to account for delays in fully implementing the dispensary system;
- (3) Establishing new deadlines for the Department to implement its computer tracking system and laboratory testing program;
- (4) Providing for an alternate tracking system in case of a shutdown of the Department's primary system; and
- (5) Amending standards for the award of new dispensary licenses, retention of dispensary security videos, and laboratory testing.

Your Committee received testimony in support of this measure from several individuals. Your Committee received testimony in opposition to this measure from Hawaii Veteran's Cannabis Alliance and an individual. The Department of the Attorney General, Department of Health, Hawai'i Dispensary Alliance, Drug Policy Forum of Hawai'i, Drug Policy Action Group, Hawaii Educational Association for Licensed Therapeutic Healthcare, and several individuals commented on this measure.

Your Committee has amended this measure by:

- (1) Moving the language establishing the Office of Medical Marijuana Administration within the Department of Health to chapter 321, Hawaii Revised Statutes, instead of chapter 329, upon recommendation of the Attorney General;
- (2) Adding new language to authorize qualifying patients and primary caregivers to directly obtain testing services from certified laboratories on the same island;
- (3) Inserting an unspecified time period for required retention of dispensary security video recordings to encourage further discussion;

- (4) Changing its effective date to June 29, 2090, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

Your Committee notes that the Department of Health expressed important concerns for patient safety in its testimony regarding amendments to standards for laboratory testing. Your Committee notes that the Department has already begun to develop administrative rules and standards that incorporate the lessons learned from the experience of other jurisdictions that permit medical or recreational marijuana use.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1488, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1488, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5; Ayes with Reservations (Har, Kobayashi). Noes, 2 (Oshiro, Tupola). Excused, none.

SCRep. 162 Health on H.B. No. 836

The purpose of this measure is to authorize the interisland transportation of medical marijuana by qualifying patients and primary caregivers for the purpose of obtaining laboratory testing. This measure also authorizes certified laboratories to accept medical marijuana for testing directly from qualified patients and primary caregivers.

Your Committee received testimony in support of this measure from Hawaii Educational Association for Licensed Therapeutic Healthcare, Drug Policy Forum of Hawai'i, Hawai'i Dispensary Alliance, NuWayve Unlimited, Drug Policy Action Group, and several individuals. Your Committee received testimony in opposition to this measure from the Department of Health and Department of Transportation. The Department of the Attorney General, Hawaii Veteran's Cannabis Alliance, and an individual submitted comments.

Your Committee has amended this measure by:

- (1) Deleting all language related to testing of medical marijuana and manufactured marijuana products;
- (2) Authorizing, rather than requiring, the Department of Transportation to adopt rules for the interisland transportation of medical marijuana;
- (3) Specifying any adoption of rules related to the interisland transportation of medical marijuana by the Departments of Transportation and Health shall be subject to chapter 91, Hawaii Revised Statutes, the Administrative Procedures Act;
- (4) Changing its effective date to July 1, 2090, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 836, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 836, H.D. 1, and be referred to your Committee on Transportation.

Signed by the Chair on behalf of the Committee.
Ayes, 4. Noes, 3 (Har, Oshiro, Tupola). Excused, none.

SCRep. 163 Public Safety on H.B. No. 1246

The purpose of this measure is to prevent the overcrowding of inmates at community correctional centers by:

- (1) Expanding the authority of the Department of Public Safety to release certain pre-trial detainees and sentenced offenders to include felons; and
- (2) Requiring the electronic monitoring of released detainees and offenders, and offenders in programs that offer alternatives to incarceration.

African American Lawyers Association and Ho'omana Pono, LLC., supported this measure. The Department of the Prosecuting Attorney of the City and County of Honolulu opposed this measure. The Department of Public Safety offered comments on this measure.

Your Committee has amended this measure by:

- (1) Authorizing the Director of Public Safety, pursuant to specific criteria, to release offenders in programs that offer alternatives to incarceration;
- (2) Deleting statutory language that presently prohibits an inmate whose bail has been set at more than \$5,000 pursuant to Chapter 804, Hawaii Revised Statutes, from being eligible for release to prevent overcrowding at community correctional centers;
- (3) Providing that an inmate shall be eligible for release to prevent overcrowding at community correctional centers if the inmate has a pretrial risk assessment tool score of moderate or lower;

- (4) Clarifying that an inmate who has an arrest or conviction for sexual harassment in the fourth degree, harassment by stalking, violation of an order of protection, or violation of a temporary restraining order shall be ineligible for release to prevent overcrowding at community correctional centers; and
- (5) Making technical and nonsubstantive amendments for clarity, consistency, and style.

Should subsequent committees further deliberate on this measure, your Committee respectfully requests that they consider the concerns raised by the Department of the Prosecuting Attorney of the City and County of Honolulu about the provisions of the measure that may affect public safety.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1246, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1246, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5; Ayes with Reservations (DeCoite, Gates). Noes, 1 (Thielen). Excused, 1 (Ing).

SCRep. 164 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 119

The purpose of this bill is to effectuate its title.

H.B. No. 119 was introduced as a short-form bill, which is sometimes referred to as a "vehicle" bill primarily used to introduce a bill containing only a general idea as to the purpose of the bill without specific details in the long form.

Your Committee has amended the bill to provide the substantive contents of the bill in long form so that a public hearing may be properly held on its substantive contents.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the action to report out H.B. No. 119, as amended herein, and recommends that it be recommitted to your Committee on Ocean, Marine Resources, & Hawaiian Affairs, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 119, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 165 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 121

The purpose of this bill is to effectuate its title.

H.B. No. 121 was introduced as a short-form bill, which is sometimes referred to as a "vehicle" bill primarily used to introduce a bill containing only a general idea as to the purpose of the bill without specific details in the long form.

Your Committee has amended the bill to provide the substantive contents of the bill in long form so that a public hearing may be properly held on its substantive contents.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the action to report out H.B. No. 121, as amended herein, and recommends that it be recommitted to your Committee on Ocean, Marine Resources, & Hawaiian Affairs, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 121, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 166 Economic Development & Business on H.B. No. 873

The purpose of this measure is to authorize the issuance of permits for sustainable living research sites that would be exempt from certain county codes and ordinances for experimental purposes.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources; We Are One, Inc.; Permaculture Foundation of Hawaii; Hawaii Sustainable Community Alliance; Life of the Land; Democratic Party of Hawaii; Kirpal Mediation and Ecological Center; Hedonisia Hawaii Sustainable Community; Koa'e Community Association; and fifteen individuals. Your Committee received testimony in opposition to this measure from the County of Kauai. One individual offered comments on the measure.

Your Committee finds that this measure encourages privately or otherwise funded sustainable projects within a county to research new low-impact ways of living and growing food without the limitations imposed by traditional codes and ordinances. Your Committee notes that the measure establishes a process by which the Department of Health would review a sustainable living research site permit application to determine whether the proposed research will have a detrimental environmental impact. However, your Committee believes that additional safeguards are necessary to further reduce the risk that detrimental environmental impacts will occur.

Your Committee also finds that the Hawaii Revised Statutes may currently place an undue burden on agricultural operations when a party attempts to establish a hydroelectric facility on an existing irrigation system. Under current law, the addition to an existing irrigation system of a hydroelectric facility with over five hundred kilowatts of generating capacity requires an amendment to existing instream flow standards, even if the hydroelectric facility does not

increase the amount of surface water being diverted. Your Committee believes that agricultural operations should be allowed to add to existing irrigation systems those hydroelectric facilities that do not adversely impact instream uses because these facilities add value to the agricultural operations.

Accordingly, your Committee has amended this measure by:

- (1) Requiring the Department of Health to hold a public hearing regarding any sustainable living research permit application under its review;
- (2) Increasing the amount of time the Department of Health may take to review an application from thirty days to sixty days;
- (3) Authorizing the Department of Health to take additional time to process an application if the proposed research poses a significant impact to the local community or environment;
- (4) Clarifying that a county planning department shall deny an application for a sustainable living research permit if the proposed research would cause significant impacts to the local community or environment;
- (5) Replacing the one-acre minimum size requirement for a research site with a fifteen-acre maximum size requirement;
- (6) Authorizing a county planning department to make annual visits to a research site to determine the accuracy of the permittee's annual report;
- (7) Requiring the distribution of a permittee's annual report to the Department of Transportation, the Department of Commerce and Consumer Affairs, the Department of Land and Natural Resources, and the Office of Planning;
- (8) Providing that the installation of a new hydroelectric facility with over five hundred kilowatts in hydroelectric generating capacity shall require an amendment to existing instream flow standards if the new facility requires new or expanded surface water diversions; and
- (9) Changing the effective date to July 1, 2038, to facilitate further discussion on the measure.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 873, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 873, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 167 Economic Development & Business on H.B. No. 627

The purpose of this measure is to authorize and fund the position of state public-private partnership coordinator under the Director of Business, Economic Development, and Tourism to manage public-private partnership matters entered into by the State, and associated contracts, proposals, and negotiations.

The Department of Business, Economic Development and Tourism, The Chamber of Commerce Hawaii, and Building Industry Association of Hawaii supported this bill.

Your Committee has amended this measure by:

- (1) Amending the effective date to July 1, 2038, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance deliberate this measure further, your Committee on Economic Development & Business respectfully requests that it consider appropriating \$500,000 for four permanent state public-private partnership coordinator positions in the Department of Business, Economic Development, and Tourism to meet the Department's expectations for potential partnerships.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 627, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 627, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Johanson).

SCRep. 168 Agriculture on H.B. No. 1311

The purpose of this measure is to implement the recommendation of the Hawaii Agriculture Workforce Advisory Board that the State create an Agriculture Workforce Development Pipeline Initiative to conduct training in agricultural self-sufficiency on all islands for teachers and school administrators. The measure appropriates \$75,000 to the Department of Labor and Industrial Relations for this purpose.

The Department of Agriculture, University of Hawaii, Hawaii Farm Bureau, Hawaii Crop Improvement Association, and several individuals testified in support of the measure. The Department of Labor and Industrial Relations supported the intent of the measure and provided comments.

Your Committee has amended this measure by:

- (1) Changing the amount of the appropriation to an unspecified amount;
- (2) Changing its effective date to July 31, 2150, to encourage discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1311, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1311, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 169 Agriculture on H.B. No. 256

The purpose of this measure is to support Hawaii's coffee growers by requiring more accurate labeling and increasing coffee blending amounts to protect the Hawaii coffee brand.

More specifically, the measure:

- (1) Requires disclosure on the label of coffee blends of the respective regional origins and per cent by weight of the blended coffees; and
- (2) Makes it a violation of the coffee labeling law to use a geographic origin in labeling or advertising for coffee blends that contain less than fifty-one per cent coffee by weight from that geographic origin.

Your Committee received written testimony in support of this measure from Kona Coffee Farmers Association; the Hawaii Democratic Party; Lyman Kona Coffee Farms; Pau Hana Estate, LLC; Huahua Farm; Sugai Kona Coffee; and nineteen individuals.

Your Committee received written testimony in opposition to this measure from the Hawaii Food Industry Association, Hawaii Coffee Company, Kona Coffee Council, Greenwell Farms, Hawaii Coffee Association, and three individuals.

Your Committee received written comments from the Department of Agriculture; LBD Coffee, LLC; and three individuals.

Your Committee finds that the State's coffee industry produces some of the most highly prized and valuable coffee in the world. Protecting Hawaii-grown coffee's brand is of paramount importance to ensure that consumers are not misled by less than accurate labels. Moreover, your Committee believes that requiring a Hawaii-grown coffee constitute not less than fifty-one per cent of a blend in order to be labeled as being from a specific geographic origin is reasonable and will promote the unique qualities of the Hawaii-grown coffee produced in the specific geographic region.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 256 and recommends that it pass Second Reading and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 170 Consumer Protection & Commerce on H.B. No. 177

The purpose of this measure is to provide greater protection for condominium owners from issues that arise when confronting problems with the condominium's management or governing board.

Specifically, this measure prohibits associations of apartment owners, boards of directors, managing agents, resident managers, and condominium owners from retaliating or discriminating against a condominium owner who uses lawful actions to address, prevent, or stop a violation of Hawaii's condominium law or a condominium's governing documents, or who exercises any other right as a condominium owner.

The Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations, Mauna Luan, and numerous individuals testified in support of this measure. The Hawaii Chapter Community Associations Institute, Associa, and two concerned individuals provided comments.

Your Committee has amended this measure by:

- (1) Extending the prohibition on retaliation and discrimination to other board members, managing agents, resident managers, and employees of associations; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 177, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 177, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Aquino).

SCRep. 171 Education on H.B. No. 182

The purpose of this measure is to propose amendments to the Hawaii State Constitution that would allow the Legislature to establish a surcharge on residential investment property and visitor accommodations to fund a quality public education for all of Hawaii's children.

The Hawaii State Teachers Association, Democratic Party of Hawaii, Hawaii Democratic Party Labor Caucus, Parents for Public Schools of Hawaii, Hawaii Children's Action Network, Hawaii Alliance for Progressive Action, IMUAlliance, Graduate Student Organization of the University of Hawaii at Manoa, and numerous concerned individuals supported this measure. The Chamber of Commerce of Hawaii, Hawaii Lodging & Tourism Association, Hawaii Association of REALTORS, Building Industry Association of Hawaii, American Resort Development Association Hawaii, Rental by Owner Awareness Association, and a few concerned individuals opposed the measure. The City and County of Honolulu, Tax Foundation of Hawaii, and Hawaii Educational Policy Center submitted comments.

Your Committee has amended this measure by:

- (1) Deleting all references to the particular kind of education that the State provides to the children of Hawaii;
- (2) Deleting the proposed requirement in section 3 that the State must make sufficient sums available for public education; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee recognizes that there may be a problem with the title of the measure. Should your Committee on Judiciary choose to hear this measure, your Committee respectfully requests that it consider this issue.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 182, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 182, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 172 Agriculture/Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 1342

The purpose of this measure is to require the Department of Land and Natural Resources to establish a pilot project at Makua Beach, Oahu and an area on Hawaii Island that will designate areas in public parks for planting and growing coconut trees for the practice of traditional Hawaiian customary gathering rights.

Ho'omana Pono, LLC. and several concerned individuals supported this measure. The Department of Land and Natural Resources opposed this measure.

Your Committees have amended this measure by changing the effective date to July 31, 2150, to encourage further discussion.

Your Committees note that there were concerns raised regarding safety and the locations of the project. Your Committees note that the locations designated in the measure for project implementation are preferred by your Committee. However, should your Committee on Water and Land further deliberate on this measure, your Committee respectfully requests that it address these concerns.

As affirmed by the records of votes of the members of your Committees on Agriculture and Ocean, Marine Resources, & Hawaiian Affairs that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1342, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1342, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chairs on behalf of the Committees.
Agriculture: Ayes, 7. Noes, none. Excused, none.
Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.

SCRep. 173 Housing on H.B. No. 1179

The purpose of this measure is to improve the economics of building and operating rental housing in the State by:

- (1) Exempting certain affordable rental housing projects under the Hawaii Housing Finance and Development Corporation (HHFDC) from general excise taxes if the project is constructed using labor union general contractors or subcontractors according to a collective bargaining agreement; and
- (2) Providing that the terms of the collective bargaining agreement and related provisions shall be the prevailing wages and terms serving as the basis of compliance with Chapter 104, Hawaii Revised Statutes, for work on the project.

HHFDC, Hawaii Kai Homeless Task Force, Pacific Resource Partnership, Hawaii Construction Alliance, FACE Housing Task Force, and The Housing Now! Coalition testified in support of this measure. The Department of Taxation, Department of Labor and Industrial Relations, and Tax Foundation of Hawaii commented on this measure.

Your Committee has amended this measure by:

- (1) Specifying that except for the special prevailing wage established under the measure, the prevailing wages shall be not less than the wages payable under federal law to corresponding classes of laborers and mechanics employed on public works projects in the State that are under contract or agreement with the federal government;
- (2) Changing its effective date to take effect upon a date to be determined, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1179, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1179, H.D. 1, and be referred to your Committee on Labor & Public Employment.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Quinlan). Noes, none. Excused, none.

SCRep. 174 Housing on H.B. No. 1549

The purpose of this measure is to address affordable housing in the State by prohibiting a county from imposing an inclusionary zoning requirement on housing developments that are offered exclusively for sale to buyers earning 120 percent or less of the area median income.

The Building Industry Association of Hawaii, Hawaii Kai Homeless Task Force, Complete Construction Services Corporation, and Pacific Resource Partnership supported this measure. The Department of Planning and Permitting of the City and County of Honolulu opposed this measure.

Your Committee has amended this measure by changing the effective date to an unspecified date that is to be determined, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1549, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1549, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Nakamura). Excused, none.

SCRep. 175 Housing on H.B. No. 1373

The purpose of this measure is to address Hawaii's housing needs by allowing the counties to grant zoning exemptions for alternative dwellings and alternative dwelling parks that can be built by private parties.

The Hawaii Kai Homeless Task Force and two individuals testified in support of this measure. The Governor's Coordinator on Homelessness and an individual commented on this measure.

Your Committee notes the concerns raised by the Governor's Coordinator on Homelessness that while the intent of this bill may be to address limited housing inventory for people experiencing homelessness, this bill may result in the formal establishment of homeless encampments. Both the Hawaii Interagency Council on Homelessness and the United States Interagency Council on Homelessness have recommended against the formal establishment of homeless encampments.

Your Committee has amended this measure by:

- (1) Changing its effective date to take effect upon a date to be determined to facilitate further discussion on this measure; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1373, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1373, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 6; Ayes with Reservations (San Buenaventura). Noes, 1 (Nakamura). Excused, none.

SCRep. 176 Housing on H.B. No. 295

The purpose of this measure is to:

- (1) Require contractors that build new one- and two-family dwellings to provide buyers with written materials prepared and adopted by the State Fire Council that detail the benefits of a residential fire sprinkler system;
- (2) Require builders to provide buyers of dwellings with a written cost estimate indicating the costs associated with installing and maintaining the sprinkler system; and

- (3) Establish penalties for licensees who willfully violate the law under this measure.

The Hawaii Laborers-Employers Cooperation and Education Trust and an individual opposed this measure. The Department of Commerce and Consumer Affairs (DCCA) Professional and Vocational Licensing Division, Contractors License Board Legislative Committee, Hawaii State Fire Council, Honolulu Fire Department, and Building Industry Association of Hawaii commented on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to take effect upon a date to be determined to enable continued discussion on this measure; and
- (2) Making technical, nonsubstantive changes for purposes of style, clarity, and consistency.

Your Committee respectfully requests the Committee on Consumer Protection and Commerce to consider the recommendations made by DCCA that the State Fire Council be the responsible party to develop and file the completed forms, as this function would be best administered by the State Fire Council that has expertise in this area. The State Fire Council can then remit the completed forms to DCCA.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 295, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 295, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, 2 (Nakamura, Quinlan). Excused, none.

SCRep. 177 Housing/Transportation on H.B. No. 1000

The purpose of this measure is to require the Hawaii Interagency Council for Transit-Oriented Development strategic plan to include a requirement that every development or redevelopment plan for any state property located within one mile of the Honolulu rail transit system include housing units with at least 20 percent reserved for residents with incomes less than or equal to 80 percent of the area median income, unless the housing is deemed not feasible or desirable on the property.

The Office of Planning, Hawaii Housing Finance and Development Corporation, and two individuals testified in support of this measure. The Department of Human Services and Hawaii Habitat for Humanity Association and its Honolulu and Leeward Oahu Habitat affiliates commented on this measure.

Your Committees have amended this measure by:

- (1) Applying the affordable housing requirements of this measure to any state property located within one-half mile, rather than one mile, of the Honolulu rail transit system;
- (2) Changing its effective date to take effect upon a date to be determined, to facilitate further discussion on this measure; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Housing and Transportation that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1000, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1000, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 6. Noes, none. Excused, 1 (Quinlan).
Transportation: Ayes, 6. Noes, none. Excused, 1 (Quinlan).

SCRep. 178 Tourism on H.B. No. 830

The purpose of this measure is to amend the distribution of revenues collected from the Transient Accommodations Tax (TAT) by deleting the 44.1 percent allocation to the City and County of Honolulu.

The Office of the Mayor of the County of Maui, Office of the Mayor of the County of Hawaii, Office of the Mayor of the County of Kauai, Office of the Mayor of the City and County of Honolulu, and Page Marketing, Inc., opposed this measure. The Department of Taxation offered comments on this measure.

Your Committee has amended this measure by:

- (1) Reinstating the City and County of Honolulu's TAT allocation;
- (2) Changing the total amount of TAT revenues that is allocated to the counties for fiscal year 2017-2018 and each fiscal year thereafter from \$93,000,000 to an unspecified amount;
- (3) Changing the percentage of TAT revenues that is allocated to each of the counties as follows: Kauai County from 14.5 percent to an unspecified percentage, Hawaii County from 18.6 percent to an unspecified percentage, City and County of Honolulu from 44.1 percent to an unspecified percentage, and Maui County from 22.8 percent to an unspecified percentage;

- (4) Changing its effective date to July 1, 2117, to promote further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that the amendments were made to continue the discussion on how to address the housing and homeless crisis in relationship to the State's partnership with the counties.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 830, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 830, H.D. 1, and be referred to your Committee on Transportation.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 179 Tourism on H.B. No. 1470

The purpose of this measure is to ease the burden of tax collection by allowing hosting platforms for short-term rental lodging operations to collect and remit Transient Accommodations Tax and General Excise Tax on behalf of operators that furnish short-term rental lodging. Specifically, this measure:

- (1) Requires hosting platforms to report detailed operator information, including addresses and number of booking transactions, with tax returns;
- (2) Requires short-term rental lodging operators to keep records of each booking transaction for a period of at least three years;
- (3) Limits the number of short-term rental lodging units that can be registered by any one operator and sets a cap on the number of nights permitted; and
- (4) Creates a surcharge on short-term rental lodging in the State to fund supportive services for Hawaii's homeless residents.

Outrigger Hotels Hawaii, Hawaii Lodging & Tourism Association, Hilton Hawaii, Marriott Hawaii, International Longshore and Warehouse Union Local 142, Kailua Neighborhood Board, Kyoya Management Company, Ltd., and two concerned individuals supported this measure. Airbnb, Hawaii Association of Realtors, Coalition for Equal Taxation, Oahu Alternative Lodging Association, Rental By Owner Awareness Association, Bridges to Paradise Rentals Inc., Internet Association, and numerous concerned individuals opposed this measure. The Attorney General, Department of Taxation, Tax Foundation of Hawaii, Land Use Research Foundation of Hawaii, UNITE HERE Local 5, and Kona Coast Vacations offered comments on this measure.

Your Committee has amended this measure by:

- (1) Removing language that limited the number of short term rental lodging units that can be registered by any one operator;
- (2) Removing provisions that created a surcharge on short-term rental lodging in the State;
- (3) Removing a provision that imposed a \$10,000 annual fee for the right to do business in the State as a hosting platform;
- (4) Removing a provision that set a cap on the total number of nights of operations per year permitted for a short-term rental lodging unit;
- (5) Clarifying that provisions relating to certificates of registration and the display or publication of registration information shall apply equally to all classes of transient accommodations and time shares; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1470, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1470, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 180 Tourism on H.B. No. 1471

The purpose of this measure is to:

- (1) Promote ease and efficiency in the collection of transient accommodations and general excise taxes by establishing a framework allowing transient accommodations brokers to register as tax collection agents for the collection and remittance of general excise and Transient Accommodations Taxes owed by transient accommodations operators and plan managers using the brokers' services; and
- (2) Allocate Transient Accommodations Tax revenues to the counties for fiscal year 2017-2018 for compliance and enforcement of the Transient Accommodations Tax.

The Hawaii Lodging and Tourism Association, ILWU Local 142, Oahu Alternative Lodging Association, Internet Association, Airbnb, and many concerned individuals supported this measure. The Department of Budget and Finance, UNITE HERE Local 5, Outrigger Hotels Hawaii, Coalition for Equal

Taxation, the Kailua Neighborhood Board, and two concerned individuals opposed this measure. The Department of Taxation, Office of Hawaiian Affairs, Tax Foundation of Hawaii, and Rental By Owner Awareness Association offered comments on this measure.

Your Committee notes that the counties did not provide direct comments on this measure.

Your Committee has amended this measure by:

- (1) Clarifying that the returns and the names and addresses provided by the transient accommodations broker tax collection agent must be disclosed to a duly authorized county tax official for the limited purpose of real property tax administration;
- (2) Requiring the operator or plan manager to specifically attest that the property for lease or rent is in compliance with applicable land use laws;
- (3) Changing its effective date to July 1, 2117, to promote further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1471, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1471, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 181 Education/Intrastate Commerce on H.B. No. 1265

The purpose of this measure is to relieve the Department of Education from the administrative burden of regulating private trade, vocational, and technical post-secondary schools that are unrelated to the Department's primary mission of providing kindergarten through twelfth-grade education by:

- (1) Creating a Private Trade, Vocational, and Technical School Licensure Special Fund to fund the Licensure Program;
- (2) Narrowing the scope of the Private Trade, Vocational, or Technical School Licensure Program within the Department of Education by:
 - (A) Specifically exempting correspondence schools and schools authorized by the Department of Commerce and Consumer Affairs from the Program;
 - (B) Directing the Department of Education to license only those private trade, vocational, or technical schools that require legal authorization by the State to be considered eligible to participate in student aid programs under the federal Higher Education Act of 1965, as amended; and
 - (C) Specifying that the Department of Education is not responsible for reviewing curriculum or assuring program quality for those private trade, vocational, or technical schools whose curriculum or program fall outside the mission of the Department of Education;
- (3) Setting up a process by which private trade, vocational, and technical schools can apply for licensure from the Department of Education, including by specifying required documents and fees and other renewal requirements;
- (4) Establishing a complaint process with the Department of Commerce and Consumer Affairs for alleged unfair or deceptive acts or practices by a private trade, vocational, or technical school and authorizing fines for violations; and
- (5) Repealing the Department of Education's discretionary authority to regulate additional schools; obligation to approve advertising, instruction, and equipment; and criminal penalties for violations of the Program.

The Department of Education and a concerned individual supported this measure. The Department of Commerce and Consumer Affairs and Department of Budget and Finance submitted comments.

Your Committees have amended this measure by:

- (1) Requiring private trade, vocational, or technical schools that are applying for a renewal license to submit a list of all complaints officially filed within the past two years with any state or federal government agency or directly with the school;
- (2) Specifying that complaints alleging unfair or deceptive acts or practices by a private trade, vocational, or technical school must be filed with the appropriate branch of the Department of Commerce and Consumer Affairs;
- (3) Eliminating the proposed fines regarding unfair or deceptive acts or practices by a private trade, vocational, or technical school;
- (4) Changing its effective date to July 1, 2099, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Education and Intrastate Commerce that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1265, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1265, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.
 Education: Ayes, 9. Noes, none. Excused, none.
 Intrastate Commerce: Ayes, 7. Noes, none. Excused, 1 (Ito).

SCRep. 182 Intrastate Commerce on H.B. No. 1080

The purpose of this measure is to extend the authority of the Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs (DCCA) to adjust licensing fees for six new licensing areas that relate to athletic trainers, behavior analysts, mixed martial arts, respiratory therapists, uniform athlete agents, and veterinary technicians and allow for the automatic inclusion of all future licensing regulatory areas specifically and statutorily assigned to the DCCA that relate to professions and occupations pursuant to title 25, Hawaii Revised Statutes.

The Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs supported this measure. The Subcontractors Association of Hawaii, Hawaii Flooring Association, Roofing Contractors Association of Hawaii, Hawaii Pest Control Association, and Pacific Insulation Contractors Association opposed this measure. The Hawaii Chapter of the American Physical Therapy Association offered comments on this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2099, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1080, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1080, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
 Ayes, 7. Noes, 1 (Ward). Excused, none.

SCRep. 183 Intrastate Commerce on H.B. No. 1262

The purpose of this measure is to allow travel agencies operating as charter tour operators to maintain statutorily required client trust accounts outside the State; provided that the charter tour operator files a written irrevocable agreement and authorization allowing the Department of Commerce and Consumer Affairs to examine and obtain copies of business records related to the client trust account.

Vacations Hawaii supported this measure. The Department of Commerce and Consumer Affairs opposed this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2099, to promote further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1262, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1262, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
 Ayes, 8. Noes, none. Excused, none.

SCRep. 184 Intrastate Commerce on H.B. No. 242

The purpose of this measure is to establish within the Department of Commerce and Consumer Affairs a Condominium Unit Owner Hotline to provide condominium unit owners with legal information relating to disputes with a condominium's board of directors.

Three concerned individuals supported this measure. The Real Estate Commission, Hawaii Council of Associations of Apartment Owners, Mauna Luan, Associa, and two concerned individuals opposed this measure.

Your Committee has amended this measure by:

- (1) Deleting proposed language that authorized attorneys to voluntarily staff the hotline and required the hotline to be funded by the Condominium Education Trust Fund;
- (2) Changing its effective date to July 1, 2099, to promote further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, or style.

Should the Committee on Finance decide to deliberate further on this measure, your Committee respectfully requests that it consider funding to establish and administer the Condominium Unit Owner Hotline.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 242, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 242, H.D. 1, and be referred to your Committees on Consumer Protection & Commerce and Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 185 Intrastate Commerce on H.B. No. 1082

The purpose of this measure is to increase the efficiency, effectiveness, and capacity of the Division of Financial Institutions (DFI) of the Department of Commerce and Consumer Affairs by allowing the DFI to hire or retain attorneys for other purposes rather than solely for actions involving the Mortgage Loan Recovery Fund.

The Department of Commerce and Consumer Affairs supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2099, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1082, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1082, H.D. 1, and be referred to your Committee on Labor & Public Employment.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 186 Intrastate Commerce on H.B. No. 1081

The purpose of this measure is to expedite enforcement and compliance with beauty culture laws, and allow investigative staff to focus efforts and resources on other beauty culture violations by:

- (1) Authorizing the Department of Commerce and Consumer Affairs to issue a citation for specific violations of beauty culture laws by licensees and permittees; and
- (2) Providing a process for licensees and permittees to contest the citation and providing for assessment of fines for each violation.

The Department of Commerce and Consumer Affairs supported this measure. The Board of Barbering and Cosmetology offered comments on this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2099, to promote further discussion and making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1081, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1081, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 187 Intrastate Commerce on H.B. No. 1515

The purpose of this measure is to ensure public safety and fulfill the requirements of licensure for security guards.

Specifically, this measure:

- (1) Requires applicants for licensure as a guard to meet specified registration, instruction, and training requirements within sixty days of employment; and
- (2) Specifies that a renewal of guard registration shall be no sooner than two years from an applicant's completion of initial registration.

Securitas Security Services USA, Inc., Star Protection Agency LLC, Security & Safety at Outrigger Resorts, Pacific Courier, Inc., G45, Secure Solutions (USA) Inc., Hawaii Chapter of the American Society of Industrial Security, ASIS International, Retail Merchants of Hawaii, and several concerned individuals supported this measure. The Board of Private Detectives and Guards offered comments.

Your Committee has amended this measure by:

- (1) Clarifying that applicants for registration as a guard shall meet specified instruction and training requirements within sixty days after being hired;
- (2) Requiring employers to transmit to the Board of Private Detectives and Guards, on a monthly basis, a list consisting of all newly hired employees who will be acting in a guard capacity and who will need to meet mandatory instruction and training requirements;

- (3) Changing its effective date to July 1, 2009, to promote further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1515, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1515, H.D. 1, and be referred to your Committee on Labor & Public Employment.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 188 Higher Education on H.B. No. 902

The purpose of this measure is to provide funding for additional positions for the University of Hawaii Pamantasan Council to help the State and the University meet strategic goals for access and diversity relating to the Filipino community in general and educational concerns in particular.

The University of Hawaii Pamantasan Executive Council, Hawaii Friends of Civil Rights, Nursing Advocates & Mentors, Inc., Filipino American Citizens League, National Federation of Filipino American Associations Region 12, Sinait National High School Alumni Association of Hawaii, and numerous concerned individuals supported this bill. The University of Hawaii supported the intent of this measure.

Your Committee has amended this measure by leaving the amount of the appropriations unspecified.

Should the Committee on Finance deliberate on this measure further, your Committee on Higher Education respectfully requests that it consider appropriating \$600,000 for each year of fiscal biennium 2017-2019 to fund six full-time equivalent positions for the system-wide Pamantasan Council.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 902, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 902, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 189 Higher Education on H.B. No. 847

The purpose of this measure is to provide the University of Hawaii with express statutory authority to create, promote, and participate in new economic enterprises and expand workforce opportunities through the commercialization of inventions and discoveries generated by or at the University.

The University of Hawaii, High Technology Development Corporation, The Chamber of Commerce Hawaii, Sultan Ventures, Hawaii Business Roundtable Incorporated, XLR8UH, and Hawaii Venture Capital Association supported this bill. A concerned individual opposed this measure. The Department of Budget and Finance, Hawaii State Ethics Commission, State Procurement Office, The Civil Beat Law Center for the Public Interest, and Society of Professional Journalists Hawaii Chapter submitted comments.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2050; and
- (2) Making technical, nonsubstantive amendments for consistency, clarity, and style.

A provision in this measure requires state laws, including the Ethics Code, to be construed in light of the public benefits created and the state interests advanced by the University's research activities. The Hawaii State Ethics Commission's (Commission) testimony suggested that this provision is unnecessary because when applying the Ethics Code, the Commission always considers the State's purpose. While respecting the position of the current Commission, your Committee is concerned that the application of the Ethics Code by a future Commission may differ from current Commission practices. Accordingly, your Committee has decided to retain the provision.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 847, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 847, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 190 Higher Education on H.B. No. 425

The purpose of this measure is to clarify which State Code of Ethics sections do not apply to technology transfer activities sponsored by the University of Hawaii; provided that the activities comply with the regulatory framework and research compliance program and policies approved by the Board of Regents of the University of Hawaii.

The University of Hawaii, Hawaii Venture Capital Association, Hawaii Business Roundtable Incorporated, XLR8UH, The Chamber of Commerce Hawaii, Sultan Ventures, and a concerned individual supported this bill. The Hawaii State Ethics Commission and a concerned individual opposed this measure. Common Cause Hawaii submitted comments.

Your Committee has amended this measure by:

- (1) Amending the effective date to January 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 425, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 425, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (Onishi). Noes, none. Excused, none.

SCRep. 191 Energy & Environmental Protection on H.B. No. 805

The purpose of this measure is to incentivize intervenors in Public Utilities Commission (PUC) proceedings by establishing and appropriating funds for an Intervenor Compensation Program to provide compensation to intervenors who make a substantial contribution to a PUC proceeding that produces a positive result or savings for consumers.

Life of the Land and a few individuals supported this measure. Hawaiian Electric Company and its subsidiaries, Maui Electric Company and Hawaii Electric Light Company, opposed this measure. The Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs and the Public Utilities Commission provided comments.

Your Committee has amended this measure by:

- (1) Preventing an intervenor from being compensated for results that may be attributed to another party;
- (2) Authorizing the PUC to contract for the services of a third party to verify the basis of a compensation award;
- (3) Replacing the \$100,000 appropriation with an amount of \$150,000; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 805, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 805, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, 1 (Kong). Excused, none.

SCRep. 192 Energy & Environmental Protection on H.B. No. 871

The purpose of this measure is to ensure that only legal occupants on real property may have an electric power connection installed upon the premises or have an account or service transferred to that power connection by prohibiting electric utilities from installing power connections or transferring accounts or services without owner or legal occupant consent.

The Office of the Prosecuting Attorney of the Counties of Hawaii and Kauai supported this measure. The Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs supported the intent of this measure. Hawaiian Electric Company, Inc. and its subsidiaries Maui Electric Company, Limited and Hawaii Electric Light Company Inc. opposed this measure.

Your Committee has amended this measure by changing its effective date to January 28, 2081, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 871, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 871, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, 1 (Kong). Excused, none.

SCRep. 193 Energy & Environmental Protection on H.B. No. 1567

The purpose of this measure is to authorize the Public Utilities Commission (Commission) to establish preferential electricity rates for communities that serve as geographic hosts for renewable energy projects.

Life of the Land and an individual supported this measure. Blue Planet Foundation supported the intent of this measure. The Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs and the Commission provided comments.

Your Committee has amended this measure by:

- (1) Inserting a purpose section;

- (2) Clarifying that the Commission may authorize preferential electricity rates for ratepayers residing in communities that serve as geographic hosts for energy projects; and
- (3) Providing that the Commission shall not allow a preferential electricity rate to absolve an energy project developer from providing additional community benefits.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1567, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1567, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 194 Energy & Environmental Protection on H.B. No. 957

The purpose of this measure is to help create quality learning environments in Hawaii public schools by authorizing the Department of Education and the Department of Budget and Finance to borrow funds from the Hawaii Green Infrastructure Special Fund to use for heat abatement, efficient lighting, and energy efficiency in classrooms.

The Department of Education, Hawaii State Teachers Association, IMUAlliance, and two concerned individuals supported this measure. The Hawaii Green Infrastructure Authority supported the intent of this measure. Ulupono Initiative opposed this measure. The Public Utilities Commission provided comments.

Your Committee has amended this measure by changing the effective date to January 28, 2018, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 957, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 957, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 195 Consumer Protection & Commerce on H.B. No. 35

The purpose of this measure, as received by your Committee, is to assist condominium owners in resolving disputes with a condominium association by establishing an Office of Condominium Complaints and Enforcement (Office) within the Department of the Attorney General.

Hui Oia 'i'o and numerous individuals testified in support of this measure. The Hawaii Real Estate Commission, Community Association Institute Legislative Action Committee Hawaii Chapter, Hawaiian Properties, Hawaii Council of Associations of Apartment Owners, Palehua Townhouse Association, Porter McGuire Kiakona & Chow, LLP, Cadmus Properties Corporation, Rosehill Properties LLC, Association of Apartment Owners Harbor View Plaza, Mauna Luan, Princeville at Hanalei Community Association, Waikoloa Beach Villas, and numerous individuals testified in opposition to this measure. The Department of the Attorney General and Legislative Reference Bureau provided comments.

Condominium associations, governed by a board of directors, have extraordinary power, including the establishment of policies governing a condominium project and collecting and allocating fees that each unit owner pays for building and community maintenance. Although condominium self-governance through associations has been successful in Hawaii, concerns have been raised by unit owners about the amount of power and authority held by association boards, abuse of this power and authority, and a general lack of opportunity unit owners have to express their concerns or dissent regarding decisions of the board.

Although your Committee notes that condominium owners need assistance in circumstances involving abusive, overbearing, or rogue boards, your Committee finds that the establishment of an Office of Condominium Complaints and Enforcement within the Department of the Attorney General may not be the best solution to address the concerns raised. Your Committee also has concerns, as expressed by the Attorney General, that the tasks assigned to the Office under this measure would be inconsistent with the statutory responsibility of the Attorney General in that the Attorney General, through the Office, would be providing legal advice to individuals who are not officers of the State and who are involved in private disputes.

Your Committee also finds that many of the proposed responsibilities of the Office are already being carried out by the Real Estate Commission of the Department of Commerce and Consumer Affairs and therefore this effort would be duplicative.

While legitimate concerns have been raised by condominium owners, your Committee finds that the issues raised are complex and should be addressed in a more prudent and focused approach. Accordingly, your Committee has amended this measure by deleting its contents and replacing it with language that:

- (1) Clarifies that a condominium association does not have to rescind the notice of default and intention to foreclose or restart the foreclosure by filing a new notice of default and intent to foreclose if a unit owner defaults on a payment plan to cure a nonjudicial foreclosure agreed to by the parties;
- (2) Specifies that if a unit owner and an association have agreed on a payment plan to prevent a nonjudicial foreclosure from proceeding, any association fines imposed while the payment plan is in effect shall not be deemed a default under the payment plan;
- (3) Clarifies the obligations of a unit owner and an association while a unit owner is not otherwise in default under a payment plan;

- (4) Clarifies that the pay first, dispute later provisions in Hawaii's condominium law apply only to common expense assessments claimed by an association of apartment owners;
- (5) Specifies that a unit or apartment owner who disputes the amount of an assessment may request a written statement about the assessment from the association, including that a unit or apartment owner may demand mediation prior to paying contested charges, other than common expense assessments;
- (6) Specifies requirements for mediation on contested charges, except for common expense assessments; and
- (7) Repeals provisions addressing the application of common expense payments and delinquent fees.

Your Committee has also amended this measure by:

- (1) Changing its effective date to July 1, 2112, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 35, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 35, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Aquino).

SCRep. 196 Consumer Protection & Commerce on H.B. No. 649

The purpose of this measure is to enable a planned community and condominium unit owner to withhold payment of legal fees included in an association-imposed assessment, pending resolution of arbitration or court proceedings in which the unit owner has disputed the validity of the assessment amount.

The Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations, Legal Aid Society of Hawaii, and several concerned individuals testified in support of this measure. The Hawaii Chapter Community Associations Institute Legislative Action Committee, Associa, and an individual testified in opposition to this measure. One individual provided comments.

Your Committee has amended this measure by:

- (1) Including mediation among the proceedings where legal fees may be withheld pending resolution of an assessment dispute;
- (2) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 649, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 649, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Aquino).

SCRep. 197 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 1526

The purpose of this measure is to expand protections for military service members by:

- (1) Conforming Chapter 657D, Hawaii Revised Statutes, relating to civil relief for state military forces, to the federal Servicemembers Civil Relief Act; and
- (2) Waiving filing fees and court costs for a service member or other person seeking to enforce rights under Chapter 657D, Hawaii Revised Statutes.

The State Adjutant General and National Association for Uniformed Services – Hawaii Chapter supported this measure. The United States Department of Defense State Liaison Office submitted comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2051, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee recognizes the concerns raised by the United States Department of Defense State Liaison Office. Should your Committee on Judiciary choose to hear this measure, your Committee respectfully requests that it consider including:

- (1) Other kinds of contracts, such as those for telecommunication services, internet service, television service, athletic club or gym membership, or satellite radio service under the consumer protections for military service members provided in this measure; and
- (2) Federal active-duty military members within the scope of this measure by amending the proposed definition of "military service" to include individuals under a call to active service authorized by the President of the United States or the Secretary of Defense for a period of more than 30 consecutive days.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1526, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1526, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Ohno).

SCRep. 198 Consumer Protection & Commerce on H.B. No. 1384

The purpose of this measure is to make permanent the prohibition that prevents the counties from requiring the installation or retrofitting of automatic fire sprinklers or an automatic fire sprinkler system in certain residential dwelling units and non-residential agricultural and aquacultural buildings or structures outside an urban area.

The City and County of Honolulu, County of Hawaii, Hawaii Association of Realtors, Building Industry Association of Hawaii, Chamber of Commerce Hawaii, Pacific Resource Partnership, Hawaii Laborers-Employers Cooperation and Education Trust, Graham Builders, Inc., General Contractors Association of Hawaii, and numerous individuals testified in support of this measure. The Hawaii State Fire Council, Honolulu Fire Department, National Fire Sprinkler Association, and one concerned individual testified in opposition to this measure.

Significant improvements in construction techniques over the past few decades have led to an increase in the fire safety of homes, resulting in a dramatic and continued decrease in fire incidents, injury, death, and property loss. Although your Committee notes that mandating the installation of automatic fire sprinklers in residential homes may lead to a further decrease in fire incidents, installation of these systems comes at a price, with most estimates ranging from \$25,000 to \$35,000 for a simple system. This would have a tremendous impact on housing costs and concomitantly, housing supply.

As noted in a report conducted by the Department of Business, Economic Development, and Tourism, your Committee finds that approximately 64,000 to 66,000 additional housing units are required between 2015 and 2025 to meet projected housing needs. This lack of supply directly correlates to increased housing prices. With housing prices becoming further out of reach for Hawaii's families leading to an affordable housing crisis in the State, your Committee notes that mandating the installation of sprinkler systems may exacerbate the problem. As such, your Committee finds that it must take a cautious cost-benefit approach in determining whether to allow counties to mandate the installation of automatic fire sprinklers in residential units.

Accordingly, your Committee has amended this measure by:

- (1) Prohibiting the Counties from mandating automatic fire sprinklers for a period of 10 years rather than making the prohibition permanent;
- (2) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Further, your Committee notes that discussion during the public hearing on this measure revealed that insurers provide incentives for the installation of automatic fire sprinklers through lower homeowner's insurance premiums. Should the Committee on Housing consider this matter further, your Committee on Consumer Protection and Commerce respectfully requests it to examine this issue in greater detail.

Additionally, your Committee on Consumer Protection and Commerce also requests the Committee on Housing to further investigate the impacts that mandated fire sprinkler installation would have on the housing market in Hawaii and whether the ten-year extension is sufficient. Your Committee also respectfully requests that the Committee on Housing consider requiring a legislative report by an agency or department on the impact of mandating the installation of automatic fire sprinklers, including the impact that meter costs, building council mandates, national fire safety standards, and insurance industry incentives and other best practices will have on housing prices.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1384, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1384, H.D. 1, and be referred to your Committee on Housing.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Fukumoto).

SCRep. 199 Agriculture/Energy & Environmental Protection on H.B. No. 1571

The purpose of this measure is to protect public health and safety from the unintended impacts of large-scale agricultural pesticide use by:

- (1) Making the reporting guidelines of the Kauai Agricultural Good Neighbor Program mandatory for large-scale, outdoor commercial agricultural operations across the State;
- (2) Establishing disclosure and public notification requirements for outdoor applications of pesticides in, as well as in proximity to, schools, healthcare facilities, childcare and eldercare facilities, and other sensitive areas; and

- (3) Establishing a pilot program for vegetative buffer zones, as recommended by the independent Joint Fact Finding Study Group, around selected schools within the State.

The Hawaii Nurses Association, OPEIU Local 50, IMUAlliance, Earth As One, Democratic Party of Hawaii, GMO Free Kauai, A'a Li'i Farm, and numerous concerned individuals testified in support of this measure. Ponoholo Ranch Limited, Maui County Farm Bureau, Island Princess Macadamia Nut Company, Monsanto, Hawaii Crop Improvement Association, Western Plant Health Association, CropLife America, Hawaii Farm Bureau, Dole Food Company Hawaii, Hawaii Floriculture & Nursery Association, Hawaii Cattlemens Council, and numerous concerned individuals testified in opposition to this measure. The Department of Agriculture and several concerned individuals provided comments.

Your Committees have amended this measure by:

- (1) Specifying that the disclosure and public notification requirements for outdoor applications of pesticides, the restrictions on pesticide use by a commercial agricultural entity near schools with an established buffer zone, and the method used to determine areas around schools where buffer zones should be established are applicable to annual purchases or uses of restricted use pesticides in excess of 10 pounds or 10 gallons;
- (2) Changing its effective date to July 31, 2150, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Agriculture and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1571, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1571, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chairs on behalf of the Committees.

Agriculture: Ayes, 7; Ayes with Reservations (DeCoite). Noes, none. Excused, none.

Energy & Environmental Protection: Ayes, 9; Ayes with Reservations (Kong). Noes, none. Excused, none.

SCRep. 200 Housing on H.B. No. 1001

The purpose of this measure is to exempt from school impact fees, housing for persons or families with incomes at or below 80 percent of the area median income (AMI) within a one-mile radius of the Honolulu rail transit line.

Hui for Excellence in Education testified in support of this measure. The Building Industry Association of Hawaii and Department of Education opposed this measure. The Hawaii Housing Finance and Development Corporation, Office of Planning, City and County of Honolulu Department of Planning and Permitting, Hawaii Construction Alliance, IMUAlliance, and The Chamber of Commerce Hawaii commented on this measure.

Upon further consideration, your Committee has amended this measure by:

- (1) Changing the qualification exemption from school impact fees to apply to housing for persons or families with incomes at or below 120 percent of the AMI within any county of the State with a population of over seven hundred thousand;
- (2) Exempting all government housing projects and projects processed pursuant to sections 46-51.1 and 201H-38, Hawaii Revised Statutes, from school impact fees;
- (3) Changing its effective date to take effect upon a date to be determined, to facilitate further discussion on this measure; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1001, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1001, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 201 Housing on H.B. No. 841

The purpose of this measure is to increase the availability of affordable housing in the State by exempting certain housing projects that have a general excise tax exemption from the school impact fee requirement.

The Hawaii Construction Alliance, UNITE HERE Local 5, and Pacific Resource Partnership supported this measure. The Department of Education and Building Industry Association of Hawaii opposed this measure. The Hawaii Housing Finance and Development Corporation, Department of Planning and Permitting of the City and County of Honolulu, IMUAlliance, The Chamber of Commerce Hawaii, and a concerned individual provided comments.

Your Committee has amended this measure by:

- (1) Incorporating the amendments provided by the Department of Planning and Permitting of the City and County of Honolulu that removes the requirement of all government housing projects and affordable housing projects, in a school impact district, under the Hawaii Housing Finance and Development Corporation and the county from fulfilling the land component impact fee or fee in lieu requirement and construction cost component impact fee requirement;

- (2) Changing the effective date to an unspecified date yet to be determined; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 841, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 841, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 202 Housing on H.B. No. 656

The purpose of this measure is to provide an exemption from school impact fees for housing developments that are constructed by nonprofit housing organizations in which the units are rented or sold to persons or families earning between thirty and eighty per cent of the area median income.

The Department of Education and Building Industry Association of Hawaii testified in opposition to this measure. The Office of Planning, Hawaii Housing Finance and Development Corporation, City and County of Honolulu Department of Planning and Permitting, Hawaii Construction Alliance, IMU Alliance, Chamber of Commerce Hawaii, and EAH Housing provided comments.

Your Committee has amended this measure by:

- (1) Exempting county and Hawaii Housing Finance and Development Corporation developments for low- and moderate income housing from school impact fee requirements;
- (2) Changing the income cap applicable to the exemption from school impact fees for any housing development constructed by a housing organization in which the units are leased or sold, to persons or families with incomes up to 120 percent of the area median income;
- (3) Changing the effective date to take effect upon a date to be determined to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 656, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 656, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 203 Labor & Public Employment on H.B. No. 751

The purpose of this measure is to appropriate funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (1) and their excluded counterparts.

The University of Hawaii; Department of Budget and Finance; Hawaii Health Systems Corporation; United Public Workers, AFSCME, Local 646, AFL-CIO; and one concerned individual supported this measure.

Your Committee has amended this measure by:

- (1) Appropriating unspecified amounts for collective bargaining cost items, salary increases, and other cost adjustments for Judiciary employees in collective bargaining unit (1) and their excluded counterparts; and
- (2) Changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 751, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 751, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 204 Labor & Public Employment on H.B. No. 752

The purpose of this measure is to appropriate funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (2) and for their excluded counterparts.

The University of Hawaii; Department of Budget and Finance; Hawaii Health Systems Corporation; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and one concerned individual supported this measure.

Your Committee has amended this measure by:

- (1) Appropriating unspecified amounts for collective bargaining cost items, salary increases, and other cost adjustments for Judiciary employees in collective bargaining unit (2) and their excluded counterparts; and
- (2) Changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 752, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 752, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 205 Labor & Public Employment on H.B. No. 753

The purpose of this measure is to appropriate funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (4) and their excluded counterparts.

The University of Hawaii; Department of Budget and Finance; Hawaii Health Systems Corporation; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and one concerned individual supported this measure.

Your Committee has amended this measure by:

- (1) Appropriating unspecified amounts for collective bargaining cost items, salary increases, and other cost adjustments for Judiciary employees in collective bargaining unit (4) and their excluded counterparts; and
- (2) Changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 753, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 753, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 206 Labor & Public Employment on H.B. No. 758

The purpose of this measure is to appropriate funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (9) and their excluded counterparts.

The University of Hawaii; Department of Budget and Finance; Hawaii Health Systems Corporation; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and one concerned individual supported this measure.

Your Committee has amended this measure by:

- (1) Appropriating unspecified amounts for collective bargaining cost items, salary increases, and other cost adjustments for Judiciary employees in collective bargaining unit (9) and their excluded counterparts; and
- (2) Changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 758, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 758, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 207 Labor & Public Employment on H.B. No. 762

The purpose of this measure is to appropriate funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (13) and their excluded counterparts.

The Department of Budget and Finance; Hawaii Health Systems Corporation; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and one concerned individual supported this measure.

Your Committee has amended this measure by:

- (1) Appropriating unspecified amounts for collective bargaining cost items, salary increases, and other cost adjustments for Judiciary employees in collective bargaining unit (13) and their excluded counterparts; and
- (2) Changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 762, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 762, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 208 Labor & Public Employment on H.B. No. 211

The purpose of this measure is to appropriate funds for two permanent full-time equivalent (2.00 FTE) positions in the Disability Compensation Division of the Department of Labor and Industrial Relations.

The Department of Human Resources Development, Department of Labor and Industrial Relations, Department of Human Resources of the City and County of Honolulu, Hawaii Insurers Council, International Longshore and Warehouse Union Local 142, The Chamber of Commerce Hawaii, and one concerned individual supported this measure.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount and salary breakdown for each position to unspecified amounts; and
- (2) Changing its effective date to July 1, 2050, to facilitate further discussion.

Should the Committee on Finance deliberate on this measure further, your Committee on Labor & Public Employment respectfully requests that it consider appropriating \$79,644 for two FTE positions.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 211, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 211, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 209 Labor & Public Employment on H.B. No. 1181

The purpose of this measure is to bring Hawaii closer to the rest of the nation in terms of its dispensing policies and reimbursement rates for prescription drugs and compounds in the workers' compensation system by:

- (1) Amending the reimbursement rate for prescription drugs in the workers' compensation system to be ten percent below average wholesale price; and
- (2) Restricting the provision of physician-dispensed prescription drugs to ninety days following injury.

The Department of Human Resources Development; National Association of Mutual Insurance Companies; The Chamber of Commerce Hawaii; Hawaii Construction Alliance; and Hawaii Insurers Council supported this measure. The Hawaii Medical Association; Mankwan Wong M.D. LLC.; Kauai Community Health Alliance; Automated HealthCare Solutions; Workstar Injury Recovery Center; and several concerned individuals opposed this measure. The Department of Labor and Industrial Relations; Department of Human Resources of the City and County of Honolulu; and ILWU Local 142 provided comments.

Your Committee has amended this measure by:

- (1) Changing the restriction on providing physician-dispensed prescription drugs from ninety days to an unspecified time following a work injury; and
- (2) Changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1181, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1181, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 210 Labor & Public Employment on H.B. No. 1572

The purpose of this measure is to establish the Hawaii Economic Security Working Group within the Department of Business, Economic Development, and Tourism to analyze and make recommendations regarding economic health and stability in light of future automation, globalization, and disruptive innovation.

The Department of Business, Economic Development and Tourism; International Longshore and Warehouse Union Local 142; International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO; UNITE HERE Local 5; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and Hawaii State AFL-CIO supported this measure.

Your Committee finds that future automation, globalization, and disruptive innovation present issues not only for the economy, but also the labor market.

Your Committee has amended this measure by:

- (1) Requiring the Director of Labor and Industrial Relations to serve as co-chair of the working group along with the Director of Business, Economic Development, and Tourism;
- (2) Clarifying that the working group shall include other representatives of the labor industry determined by Hawaii State AFL-CIO;
- (3) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (4) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1572, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1572, H.D. 1, and be referred to your Committee on Economic Development & Business.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 211 Labor & Public Employment on H.B. No. 1434

The purpose of this measure is to require employers of 25 or more food establishment workers to provide the workers with paid time off for:

- (1) Illness, treatment, and preventative medical care of the worker and the worker's spouse and children; and
- (2) Treatment arising from domestic violence and sexual assault.

The International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO; Hawaii State AFL-CIO; International Organization of Masters, Mates & Pilots; Graduate Student Organization of the University of Hawaii at Manoa; International Longshore and Warehouse Union Local 142; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and Hawaii State Coalition Against Domestic Violence supported this measure. The Department of Labor and Industrial Relations, Hawaii State Commission on the Status of Women, and Hawaii Women's Coalition supported the intent of this measure. The Hawaii Restaurant Association; Hawaii Food Industry Association; The Chamber of Commerce Hawaii; L & L Franchise, Inc.; National Federation of Independent Business Hawaii; Highway Inn; Minit Stop Stores; Society for Human Resource Management-Hawaii Chapter; and two concerned individuals opposed this measure.

Your Committee finds that the recent outbreak of Hepatitis A in the State demonstrates the impact the food service industry has on public health.

Your Committee has amended this measure by:

- (1) Removing from the definition of "food establishment", any place maintained, used, or operated for the purpose of storing food;
- (2) Allowing service workers to use paid sick leave for illness, treatment, and preventative medical care of the worker's parent and grandparent;
- (3) Prohibiting employers from discharging, threatening, or retaliating against a service worker for using paid sick leave; and
- (4) Changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1434, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1434, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6; Ayes with Reservations (Takumi). Noes, none. Excused, 1 (Matsumoto).

SCRep. 212 Transportation on H.B. No. 1443

The purpose of this measure is to establish the Hawaii Airport Corporation (Corporation), to be operational on July 1, 2018, to develop, manage, and operate the State's airports and aeronautical facilities.

The Department of Transportation, State Procurement Office, Airlines Committee of Hawaii, Hawaiian Airlines, Aircraft Owners and Pilots Association, Kohala Coast Resort Association, Enterprise Holdings, Airport Concessionaires Committee, Building Industry Association of Hawaii, General Aviation Council of Hawaii, Maui Hotel & Lodging Association, Ko Olina Resort Operators Association, Chamber of Commerce Hawaii, and Hawai'i Lodging & Tourism Association supported this measure. The Department of Budget and Finance, Office of Hawaiian Affairs, Hawai'i Tourism Authority, Department of the Attorney General, and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO provided comments.

Your Committee finds that the economic well-being of the State is substantially dependent on the efficient development, management, and operation of its airports and air transportation infrastructure. Your Committee further finds that responsibility for Hawaii's airport planning, management, marketing, and capital development functions is currently distributed among a number of agencies. By creating an independent airport corporation that shall have overall consolidated jurisdiction over the State's airport infrastructure, the management and administration of scarce and increasingly valuable airport resources can be most effectively carried out.

Your Committee has amended this measure by:

- (1) Deleting the power of the Corporation to appropriate airport funds;
- (2) Exempting the Corporation and its lands from Chapter 171, Hawaii Revised Statutes, which, among other things, gives the Department of Land and Natural Resources jurisdiction over the management and lease of public lands;
- (3) Requiring the Corporation to procure service and materiel pursuant to the State Procurement Code, Chapter 103D, Hawaii Revised Statutes, and postponing the Corporation's exemption from Chapter 103D, Hawaii Revised Statutes, until the Corporation develops and implements procurement policies and procedures pursuant to this measure;
- (4) Requiring the Office of the Auditor to periodically review and audit the Corporation's procurement practices; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1443, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1443, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 213 Transportation/Housing on H.B. No. 1128

The purpose of this measure is to develop the stadium area property by expanding the powers and duties of the Stadium Authority and establishing a stadium complex area.

The Office of the Lieutenant Governor and Hawaii Lodging & Tourism Association supported this measure. The Department of Accounting and General Services supported the intent of this measure.

Your Committees have amended this measure by:

- (1) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Transportation and Housing that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1128, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1128, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chairs on behalf of the Committees.
Transportation: Ayes, 7. Noes, none. Excused, none.
Housing: Ayes, 7. Noes, none. Excused, none.

SCRep. 214 Transportation/Housing on H.B. No. 1212

The purpose of this measure is to address economic diversification and affordable housing shortages by establishing a Transit Oriented Development Authority to plan and develop infrastructure capacity at each of the Honolulu rail transit stations that will support the planned growth and density at each of the rail transit stations.

The Chamber of Commerce Hawaii and Building Industry Association of Hawaii supported this measure. The Department of Transportation, Office of Planning, and Blue Planet Foundation supported the intent of this measure. The Department of Planning and Permitting of the City and County of Honolulu opposed this measure. The Department of Land and Natural Resources, Department of Taxation, and Department of the Attorney General provided comments.

Your Committee has amended this measure by:

- (1) Requiring affordable residential projects that are to be built near rail transit stations to be used for groups of individuals and families that meet certain area median income requirements;
- (2) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Transportation and Housing that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1212, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1212, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chairs on behalf of the Committees.
 Transportation: Ayes, 6. Noes, none. Excused, 1 (Quinlan).
 Housing: Ayes, 6. Noes, none. Excused, 1 (Quinlan).

SCRep. 215 Health on H.B. No. 914

The purpose of this measure is to ensure that health insurers that provide health care network plans have sufficient practitioners and services to meet the needs of their enrollees or members. This measure is based on the National Association of Insurance Commissioners' Health Benefit Plan Network Access and Adequacy Model Act, as modified by a working group convened by the Insurance Commissioner.

Your Committee received testimony in support of this measure from Lanai Community Health Center, Hawaii College of Emergency Physicians, Kaiser Permanente Hawaii, and Hawaii Medical Service Association. The Department of Commerce and Consumer Affairs and Hawaii Psychiatric Medical Association submitted comments.

Your Committee has amended this measure by:

- (1) Aligning the language of the measure more closely with the language and intent of the Model Act by:
 - (A) Providing the Insurance Commissioner with discretion in determining sufficiency of a health care provider network;
 - (B) Clarifying that a health insurance carrier shall be responsible for ensuring that providers are furnishing covered benefits; and
 - (C) Inserting new language regarding requirements for filing documents with the Insurance Commissioner, providing documents to the Commissioner for regulatory purposes, and execution and content of contracts;
- (2) Changing its effective date to July 1, 2090, to encourage further discussion; and
- (3) Making technical nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 914, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 914, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
 Ayes, 7. Noes, none. Excused, none.

SCRep. 216 Health on H.B. No. 1132

The purpose of this measure is to update the State's Uniform Controlled Substance Act to authorize the prescription or dispensing of drugs including buprenorphine and naloxone to patients for purposes of detoxification treatment and maintenance treatment by properly authorized practitioners, consistent with federal law. This measure also requires the deposit of all fines collected for violation of the Uniform Controlled Substance Act into the Controlled Substance Registration Revolving Fund, consistent with that Fund's purpose.

Your Committee received testimony in support of this measure from Walgreens Co. and an individual. Your Committee received comments on this measure from the Department of Public Safety, Department of Health, Department of the Attorney General, and Hawaii Substance Abuse Coalition.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2090, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1132, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1132, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
 Ayes, 7. Noes, none. Excused, none.

SCRep. 217 Health on H.B. No. 1406

The purpose of this measure is to update the authorized scope of practice for pharmacists to permit pharmacists to furnish specific medications and services that directly impact public health and the cost of healthcare.

Your Committee received testimony in support of this measure from the University of Hawaii Hilo Daniel K. Inouye College of Pharmacy, Walgreens Co., Hawaii Community Pharmacists Association, CVS Health, and many individuals. Your Committee received testimony in opposition to this

measure from Hawaii Medical Services Association. Your Committee received comments on this measure from the Department of Health and Board of Pharmacy.

Your Committee has amended this measure by:

- (1) Clarifying that a pharmacist may administer the full range of immunizations to adolescents aged 14 to 17 and not only the influenza vaccine;
- (2) Adding a requirement that the pharmacist provide documentation of adult immunizations to the Department of Health's immunization registry;
- (3) Deleting state and local health department programs from the approval process for pharmacist training;
- (4) Permitting provision of services pursuant to policies, procedures, protocols, and standing orders applicable to pharmacies as well as individual pharmacists;
- (5) Changing its effective date to July 1, 2090, for the purposes of encouraging further discussion; and
- (6) Making nonsubstantive technical changes for the purpose of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1406, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1406, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Tupola). Noes, none. Excused, none.

SCRep. 218 Energy & Environmental Protection on H.B. No. 1574

The purpose of this measure is to require the Public Utilities Commission (Commission) to establish a tiered rate structure for customers of electric utilities to encourage overall energy savings. Specifically, this measure:

- (1) Requires the Commission to establish discounted rates for low-income customers of electric utilities;
- (2) Directs the public benefits fee to be appropriately tiered; and
- (3) Allows the public benefits fee to be used to benefit energy efficiency advancement for low- and middle-income ratepayers, emergency energy workforce retraining and transition programs, and the advancement and adoption of clean energy technologies.

The Hawaii Appleseed Center for Law and Economic Justice, Life of the Land, and an individual supported this measure. The Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs supported the intent of this measure. The Department of Taxation, Public Utilities Commission, Blue Planet Foundation, and Alliance for Solar Choice provided comments.

Your Committee has amended this measure by:

- (1) Providing the Commission with flexibility to encourage meaningful energy savings and lower electricity costs through the incorporation of tiered rates into electricity rate schedules based upon consumption, with the goal of reducing costs for middle- and low-income ratepayers;
- (2) Removing the requirement for the Commission to apply a discounted low-income rate for electric utilities to certain households;
- (3) Requiring the Commission to ensure that utility bills contain the appropriate information and clearly inform ratepayers of their consumption relative to the tiered rate schedule established by this measure;
- (4) Clarifying the purposes that the public benefits fee shall be used for;
- (5) Removing the provision requiring the public benefits fee to be appropriately tiered to reflect the tiered rate structure for electric power ratepayers; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1574, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1574, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 219 Energy & Environmental Protection on H.B. No. 1577

The purpose of this measure is to establish a composting pilot project in Department of Education schools.

The Department of Agriculture, Department of Education, Department of Health, Kokua Hawaii Foundation, Surfrider Foundation's Oahu Chapter, Nefisa UK, Plastic Free Hawaii, Ano Swimwear, Hawaii Island School Garden Network, Waikiki Worm Company, Windward Zero Waste School Hui, and many concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Authorizing the Department of Agriculture upon the recommendation of the composting grant pilot project working group to issue grants to establish a composting grant pilot project in Department of Education schools;
- (2) Clarifying the membership, responsibilities, and duration of the composting grant pilot project working group;
- (3) Appropriating funds to establish and implement the composting grant pilot project; and
- (4) Changing the effective date to January 28, 2081, to promote further discussion.

Should the Committee on Finance decide to deliberate further on this measure, your Committee respectfully requests that it consider appropriating \$300,000 to establish and implement the composting grant pilot project.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1577, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1577, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 220 Energy & Environmental Protection on H.B. No. 1580

The purpose of this measure is to prepare for the transition to renewable ground transportation in Hawaii. Specifically, this measure:

- (1) Establishes a goal for the reduction and ultimate elimination of the use of fossil fuels for ground transportation by 2045; and
- (2) Requires the Department of Transportation, in collaboration with the State Energy Office of the Department of Business, Economic Development and Tourism, to establish a Renewable Ground Transportation Working Group to create baseline metrics, identify a plan, and develop recommendations to achieve one hundred per cent renewable ground transportation by 2045.

Blue Planet Foundation, Life of the Land, Sierra Club of Hawaii, and several individuals supported this measure. The Department of Transportation and Hawaiian Electric Company and its subsidiaries, Maui Electric Company and Hawaii Electric Light Company, supported the intent of this measure. An individual opposed this measure. The Department of Business, Economic Development and Tourism, Alliance of Automobile Manufacturers, Island Energy Services, LLC, Par Hawaii, and Hawaii Automobile Dealers Association provided comments.

Your Committee has amended this measure by:

- (1) Requiring the Department of Transportation, in collaboration with the State Energy Office of the Department of Business, Economic Development, and Business, to identify a plan to make progress toward 100 per cent clean ground transportation and convene stakeholders to gather and use input for the plan, rather than convening a working group;
- (2) Requiring the Clean Energy Initiative Program to design, implement, and administer a plan, to be implemented between 2017 and 2025, to achieve a reduction of 5 per cent in fossil fuel for ground transportation relative to 2016 levels, including metrics to measure the evaluation of progress towards the target fossil fuel reductions in ground transportation, to be established by the State Energy Office; and
- (3) Requires the planning for the State's facility systems with regard to transportation and energy to be directed to achieve increased energy security and self-sufficiency through the reduction and ultimate elimination of imported fuels for ground transportation in accordance with the Clean Energy Initiative Program's plan.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1580, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1580, H.D. 1, and be referred to your Committee on Transportation.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 221 Energy & Environmental Protection on H.B. No. 793

The purpose of this measure is to:

- (1) Increase the number of parking spaces for electric vehicles in places of public accommodation from one parking space for an electric vehicle per 100 parking spaces, to four parking spaces for electric vehicles per 100 parking spaces by July 1, 2022;
- (2) Remove the requirement allowing owners of multiple parking facilities to designate and electrify fewer parking spaces than required;

- (3) Require the Department of Transportation (DOT) to provide written notification to owners of places of public accommodation for noncompliance and specify a process for noncompliance, including fines for violations; and
- (4) Allow DOT to exempt a place of accommodation from compliance due to financial or engineering hardship.

Blue Planet Foundation, Ulupono Initiative, Sierra Club of Hawaii, and an individual testified in support of this measure. The Retail Merchants of Hawaii, Building Owners and Managers Association of Hawaii, and an individual opposed this measure. An individual submitted comments on this measure.

Your Committee has amended this measure by:

- (1) Creating a two-year task force under the Department of Transportation to examine and make recommendations to expand electric vehicle parking spaces in public parking lots to meet public demands and the State's energy goals; and
- (2) Removing the requirement of four parking spaces for electric vehicles per 100 available spaces by July 1, 2022; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 793, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 793, H.D. 1, and be referred to your Committee on Transportation.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (Kong). Noes, none. Excused, none.

SCRep. 222 Energy & Environmental Protection on H.B. No. 1249

The purpose of this measure, as received by your Committee, is to require the State Building Code Council to adopt net zero energy capability standards and require all new single-family residential construction in the State to be net zero capable by 2019.

The Hawaii Energy Program, Blue Planet Foundation, Life of the Land, and numerous individuals testified in support of this measure. The Building Industry Association of Hawaii testified in opposition to this measure. The Department of Business, Economic Development, and Tourism and Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs commented on this measure.

Your Committee has amended this measure by deleting its substance and inserting provisions requiring:

- (1) The typical monthly operating costs of all new home sales to be disclosed to potential buyers; and
- (2) The Department of Business, Economic Development, and Tourism to convene a working group to develop strategies and methods to maximize the energy efficiency of residential dwellings in Hawaii.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1249, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1249, H.D. 1, and be referred to your Committee on Housing.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (Say). Noes, none. Excused, none.

SCRep. 223 Energy & Environmental Protection on H.B. No. 1593

The purpose of this measure is to:

- (1) Reduce some of the oversight of the Green Infrastructure Loan Program to encourage more rapid deployment of loans in furtherance of the intent of the program; and
- (2) Directly assist Hawaii's underserved residents by using dormant funds from the Hawaii Green Infrastructure Loan Program to create the Clean Energy Savings Jump Start Program, with the intent of rapidly deploying funds to assist disadvantaged communities with investments in clean energy and energy efficiency.

Distributed Energy Resources Council of Hawaii, Alliance for Solar Choice, Hawaii Solar Energy Association, Young Progressives Demanding Action Hawaii, Sierra Club of Hawaii and many individuals testified in support of this measure. The Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs, Life of the Land, and Ulupono Initiative testified in opposition to this measure. The Department of Budget and Finance, State Procurement Office, Public Utilities Commission, Hawaii Green Infrastructure Authority (the Authority), Amber Kinetics, Blue Planet Foundation, and Air-Conditioning, Heating, and Refrigeration Institute submitted comments.

Your Committee has amended this measure by:

- (1) Adopting the following recommendations from the Authority:
 - (A) Clarifying that the Authority, in collaboration with others, is required to expend moneys on rebate and other programs that rapidly advance state goals of clean energy and energy efficiency;

- (B) Finding and declaring that the benefits of the Jump Start Program are in the public interest and for the public health, safety, and welfare;
 - (C) Considering all household members to determine the combined household income when calculating the appropriate rebate amount;
 - (D) Clarifying the definition of "eligible energy storage system" to mean any identifiable facility, equipment, or apparatus that is connected to an electric utility grid, unless the electric utility has proposed interconnection fees of 10 percent or greater of the purchase price of the energy storage system;
 - (E) Clarifying that the appropriation from the Hawaii Green Infrastructure Special Fund, or any other eligible funds procured by the Authority are to be deposited into the Clean Energy Savings Jump Start Fund; and
 - (F) Clarifying that the funds from the Clean Energy Savings Jump Start Program Fund are to be allocated for the Energy Storage System Rebate Program;
- (2) Amending the effective date to take effect on January 28, 2081; and
 - (3) Making technical, nonsubstantive amendments to conform with standard drafting conventions.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1593, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1593, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 224 Energy & Environmental Protection on H.B. No. 1545

The purpose of this measure is to prohibit the use of polystyrene food and beverage containers in state-owned and state-run buildings beginning January 1, 2020 and require that food and beverages be packed in compostable containers in state-owned or state-run buildings. This measure also prohibits any state agency or department from entering into new contracts to purchase polystyrene food or beverage containers beginning January 1, 2018.

The Office of Hawaiian Affairs, Democratic Party of Hawaii; Environmental Caucus of the Democratic Party of Hawaii; Plastic Free Hawaii; Hawaii Wildlife Fund; Ano Swimwear; Surfrider Foundation, Oahu Chapter; Conservation Council for Hawaii; Kokua Hawaii Foundation; Beach Environmental Awareness Campaign Hawaii; Conservation Ocean; Hawaii Alliance for Progressive Action; and numerous individuals testified in support of this measure. The Hawaii Restaurant Association, American Chemistry Council, KYD, Inc., and several individuals testified in opposition to this measure. Several individuals commented on this measure.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1545 and recommends that it pass Second Reading and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, 2 (Kong, Say). Excused, none.

SCRep. 225 Energy & Environmental Protection on H.B. No. 1294

The purpose of this measure is to prohibit open-door air conditioning in commercial buildings or structures and to direct the State Building Code Council to create energy codes and standards for new commercial construction that will avoid open-door air conditioning in the future.

The Blue Planet Foundation, Hawaii Energy, and numerous individuals supported this measure. The Department of Business, Economic Development, and Tourism and Retail Merchants of Hawaii opposed this measure. Life of the Land provided comments.

Your Committee has amended this measure by deleting the substance of this bill and replacing it with language establishing a task force to be headed by the Director of Business, Economic Development, and Tourism. The purpose of this new energy efficiency task force is to make recommendations on energy efficiency proposals and standards to ensure energy cost savings to all rate payers.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1294, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1294, H.D. 1, and be referred to your Committee on Housing.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (Kong, Say). Noes, none. Excused, none.

SCRep. 226 Energy & Environmental Protection on H.B. No. 1280

The purpose of this measure is to promote energy modernization in Hawaii by:

- (1) Allowing the Department of Education to establish electric microgrids at public schools and other properties owned, leased, or controlled by the Department; and
- (2) Exempting these microgrids from regulation by the Public Utilities Commission.

The Department of Education, OpTerra Energy Services, and a concerned individual supported this measure. The Hawaiian Electric Company, Maui Electric Company, and Hawaii Electric Light Company opposed the measure. The Public Utilities Commission and Life of the Land submitted comments.

Your Committee has amended this measure by deleting its contents and instead require the Public Utilities Commission to:

- (1) Study and determine a reasonable microgrid rate schedule, based on specified goals, that the Department of Education may charge to users of its microgrid;
- (2) Study and determine a fair and reasonable amount that an electric utility company may assess the Department of Education for using the electrical infrastructure of the electric utility company, including maintenance costs or any electricity produced by the electric utility company, if applicable;
- (3) Establish oversight policies for any microgrid projects that the Department of Education may establish that extend beyond lands and buildings owned and controlled by the Department; and
- (4) Technical substantive amendments were made for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1280, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1280, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, 2 (Kong, Say). Excused, none.

SCRep. 227 Energy & Environmental Protection on H.B. No. 848

The purpose of this measure is to exempt microgrids that promote and serve public higher education institutions from regulation as a public utility by the Public Utilities Commission.

The University of Hawaii, Sierra Club of Hawaii, Energy Research Systems, Young Progressives Demanding Action Hawaii, and several individuals testified in support of this measure. Life of the Land supported the intent of this measure. Hawaiian Electric Company and its subsidiaries Maui Electric Company and Hawaii Electric Light Company testified in opposition. The Public Utilities Commission provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that an electric utility can assess microgrid-related charges to a public higher education institution;
- (2) Appropriating funds for the University of Hawaii to build transmission and distribution lines to connect energy projects on multiple parcels of land; and
- (3) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 848, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 848, H.D. 1, and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, 2 (Kong, Say). Excused, none.

SCRep. 228 Health on H.B. No. 663

The purpose of this measure is to ensure that women seeking reproductive health care receive accurate information about the availability of and access to comprehensive health services and publicly funded health insurance, are afforded appropriate medical privacy, and have remedies available to enforce these rights.

Your Committee received testimony in support of this measure from the Hawaii State Commission on the Status of Women, Planned Parenthood Votes Northwest and Hawaii, LGBT Caucus of the Democratic Party of Hawai'i, Hawaii Women's Coalition, Hawaii Nurses Association, OPEIU Local 50, Americans for Democratic Action, Hawaii State Coalition Against Domestic Violence, Young Progressives Demanding Action Hawaii Chapter, and many individuals. Your Committee received testimony in opposition to this measure from Malama Pregnancy Center of Maui, Calvary Chapel Pearl Harbor, A Place for Women, Hawaii Life Alliance, Hawaii Family Forum, Hawaii Catholic Conference, Hawaii Federation of Republican Women, Aloha Pregnancy Center, Aloha Pregnancy Care and Counseling Center, Pearson Foundation of Hawaii, Inc., and several individuals. Your Committee received comments on this measure from the Department of Health, Department of Human Services, American Congress of Obstetricians and Gynecologists, and a few individuals.

Your Committee has amended this measure by:

- (1) Amending notice requirements to:
 - (A) Provide medically accurate information about the services and referrals offered at limited service pregnancy centers; and
 - (B) Clarify the enrollment process for publicly funded health insurance;
- (2) Adding a new requirement for individual disclosure of medically accurate information regarding diagnostic services performed;
- (3) Inserting unspecified amounts for civil penalties and fines for noncompliance by a limited service pregnancy center; and
- (4) Changing its effective date to July 1, 2090 to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 663, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 663, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 4. Noes, 3 (Har, Oshiro, Tupola). Excused, none.

SCRep. 229 Health on H.B. No. 767

The purpose of this measure is to expand access for Hawaii residents to the full range of mental health treatments and services by authorizing qualified clinical psychologists who meet specified education and training requirements to prescribe psychotropic medications from a limited formulary and under a collaborative agreement with each patient's treating primary care provider or psychiatrist.

Your Committee received testimony in support of this measure from the Hawaii State Center for Nursing, Hawaii Medical Service Association, Mental Health America of Hawaii, Big Island Substance Abuse Council, Hawaii Catholic Conference, Hawaii Psychological Association, PHOCUSED, The CHOW Project, American Organization of Nurse Executives Hawaii, Academy of Medical Psychology, and many individuals. Your Committee received testimony in opposition to this measure from Kaiser Permanente Hawaii, Hawaii Medical Association, Hawaii Psychiatric Medical Association, American Psychiatric Association, Psychologists Opposed to Prescription Privileges for Psychologists, and many individuals. The Department of Health, Board of Psychology, and an individual submitted comments.

Your Committee has amended this measure by:

- (1) Specifying requirements for the collaborative agreement between a prescribing psychologist and the patient's primary care provider or psychiatrist, including limitations on prescriptive authority and specific protocols for prescribing to vulnerable patient populations;
- (2) Increasing the minimum clinical experience requirement for prescriptive authority privileges from 400 hours completed within a 48 month period to 800 hours completed within a 56 month period;
- (3) Requiring a patient's treating primary care provider or psychiatrist who is party to a collaborative agreement with a prescribing psychologist to review all medication orders at least once per month and to review any laboratory or other tests as they become available;
- (4) Changing its effective date to July 1, 2090, to encourage further discussion; and
- (5) Making technical nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 767, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 767, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 5; Ayes with Reservations (Har, Morikawa, Oshiro, Todd). Noes, 2 (Kobayashi, Tupola). Excused, none.

SCRep. 230 Agriculture on H.B. No. 777

The purpose of this bill is to effectuate its title.

H.B. No. 777 was introduced as a short-form bill, which is sometimes referred to as a "vehicle" bill primarily used to introduce a bill containing only a general idea as to the purpose of the bill without specific details in the long form.

Your Committee has amended the bill to provide the substantive contents of the bill in long form so that a public hearing may be properly held on its substantive contents.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the action to report out H.B. No. 777, as amended herein, and recommends that it be recommitted to your Committee on Agriculture, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 777, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 231 Judiciary on H.B. No. 73

The purpose of this measure is to adopt technical, nonsubstantive amendments to Act 48, Session Laws of Hawaii 2016.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 73, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 73, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Lee, Oshiro, McDermott).

SCRep. 232 Judiciary on H.B. No. 74

The purpose of this measure is to authorize the President of the Senate or the Speaker of the House, individually, to request and retain legal representation for their respective house of the Legislature.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 74, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 74, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Lee, Oshiro, McDermott).

SCRep. 233 Judiciary on H.B. No. 300

The purpose of this measure is to allow the courts to authorize a person or entity to provide technical assistance to the officer or deputy who is executing a search warrant pertaining to an electronic device or storage media.

The Department of the Attorney General, Office of the Prosecuting Attorney of the County of Kauai, Department of the Prosecuting Attorney of the City and County of Honolulu, Office of the Prosecuting Attorney of the County of Hawaii, and Honolulu Police Department testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, style, and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 300, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 300, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 234 Judiciary on H.B. No. 301

The purpose of this measure is to enable the Hawaii Supreme Court to grant a single extension of 15 days for a party to file a response to an application for a writ of certiorari upon a timely written request by the party.

The Department of the Attorney General and the Department of the Prosecuting Attorney of the City and County of Honolulu supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 301, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 301, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 235 Judiciary on H.B. No. 459

The purpose of this measure is to require law enforcement agencies to be notified of the identity of a firearms permit applicant whose application had been denied because of restrictions established by federal or state law.

Hawaii State Coalition Against Domestic Violence, Everytown for Gun Safety, Moms Demand Action for Gun Sense in America, and several individuals testified in support of the measure. One individual testified in opposition.

Your Committee has amended the measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 459, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 459, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 236 Judiciary on H.B. No. 717

The purpose of this measure is to prohibit a commissioned notary public from accepting a limited purpose driver's license to verify the signer's identity.

The Association of Hawaii Notaries testified in support of the measure.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 717, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 717, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, 1 (Thielen). Excused, 1 (McDermott).

SCRep. 237 Judiciary on H.B. No. 796

The purpose of this measure is to establish a class B felony for an assault against a utility worker that causes serious or substantial bodily injury or an assault against a utility worker with a dangerous instrument that causes bodily injury.

The Honolulu Police Department, Hawaii State AFL-CIO, Hawaiian Telcom, International Brotherhood of Electrical Workers (IBEW) Local Union 1186, IBEW Local Union 1260, IBEW Local Union 1357, Hawaii Ports Maritime Council, and three individuals testified in support of this measure. The Office of the Public Defender and Pana'ewa Hawaiian Home Lands Community Association testified in opposition. Life of the Land provided comments.

Your Committee has amended this measure by:

- (1) Making the offense a class C felony; and
- (2) Changing its effective date to July 1, 2050 to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 796, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 796, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Thielen). Noes, none. Excused, 3 (Lee, Oshiro, McDermott).

SCRep. 238 Higher Education on H.B. No. 1169

The purpose of this measure is to promote careers in education to Hawaii high school students by funding a program at the University of Hawaii that promotes the benefits of a degree in education and the University of Hawaii System campuses that offer degrees in education.

The University of Hawaii, Department of Education, Hawaii State Teachers Association, IMUAlliance, and several concerned individuals supported this bill.

Your Committee has amended this measure by:

- (1) Amending the effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1169, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1169, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 239 Higher Education on H.B. No. 571

The purpose of this measure is to appropriate funds to the University of Hawaii Sea Grant College Program to:

- (1) Develop a communication strategy and outreach plan for emergency management and disaster preparedness;
- (2) Update and reprint the *Homeowner's Handbook to Prepare for Natural Hazards*, 4th Ed.; and
- (3) Conduct a systematic and targeted education and outreach initiative for statewide emergency management and disaster preparedness.

The Hawaii Emergency Management Agency, Department of Emergency Management of the City and County of Honolulu, and two concerned individuals supported this bill. The University of Hawaii Sea Grant College Program supported the intent of this measure.

Your Committee has amended this measure by:

- (1) Amending the effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 571, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 571, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 240 Higher Education on H.B. No. 426

The purpose of this measure is to authorize the Board of Regents of the University of Hawaii to make certain policy decisions at open public meetings pursuant to chapter 92, Hawaii Revised Statutes, instead of through the administrative rulemaking procedures established under chapter 91, Hawaii Revised Statutes.

The University of Hawaii and two individuals provided testimony in support of this measure. The League of Women Voters of Hawaii provided testimony in opposition to this measure. The Office of Hawaiian Affairs Beneficiary Advocacy and Empowerment Committee and Common Cause Hawaii provided comments.

Your Committee finds that formal meetings of the Board of Regents of the University of Hawaii are subject to the open public meeting requirements of chapter 92, Hawaii Revised Statutes. Additionally, the Board of Regents is currently required to adopt rules pursuant to chapter 91, Hawaii Revised Statutes, for various programs and operations related to the internal structure, management, and operation of the University's campuses. Conversely, many state agencies issue policies concerning internal management without having to adopt administrative rules. Your Committee recognizes that the rule adoption process of chapter 91, Hawaii Revised Statutes, is more onerous and time-consuming than the open public meeting process of chapter 92, Hawaii Revised Statutes. Your Committee believes that it would be more efficient and better serve the University's students, faculty, and staff if the Board of Regents could streamline the process by which such decisions are made. Accordingly, your Committee finds that allowing the Board of Regents to follow the open public meeting process of chapter 92, Hawaii Revised Statutes, for matters internal to the University, instead of complying with the requirements of chapter 91, Hawaii Revised Statutes, will balance the need for transparency and accountability with efficient management of the University.

Your Committee has amended this measure by:

- (1) Inserting language to expressly retain existing rules until the Board of Regents repeals or replaces the rules with policies adopted in accordance with this measure; and
- (2) Making technical nonsubstantive changes for purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 426, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 426, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 241 Energy & Environmental Protection/Agriculture on H.B. No. 1247

The purpose of this measure is to appropriate funds to the Department of Agriculture for research on the prevention and mitigation of Rapid Ohia Death.

The Department of Land and Natural Resources, Department of Agriculture, Office of Hawaiian Affairs Beneficiary Advocacy and Empowerment Committee, University of Hawaii at Manoa College of Tropical Agriculture and Human Resources, Hawaii Farmers Union United, Conservation Council for Hawaii, Democratic Party of Hawaii, Aina Ho'okupu o Kilauea, Hawaii Farm Bureau, Coordinating Group on Alien Pest Species, and numerous individuals supported this measure.

Your Committees have amended this measure by changing the effective date to January 28, 2081, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Agriculture that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1247, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1247, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 9. Noes, none. Excused, none.

Agriculture: Ayes, 7. Noes, none. Excused, none.

SCRep. 242 Energy & Environmental Protection on H.B. No. 1283

The purpose of this measure is to ensure that electric utility rates are fair and reasonable by requiring the Public Utilities Commission to establish by January 1, 2020, performance incentive mechanisms and penalty mechanisms that directly tie electric utility revenues to the utility's achievement on performance metrics.

The Blue Planet Foundation, Life of the Land, Distributed Energy Resources Council, Sierra Club of Hawaii, Hawaii Solar Energy Association, and many individuals supported this measure. The Hawaiian Electric Company and its subsidiary utilities Maui Electric Company and Hawaii Electric Light Company opposed this measure. The Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs, Public Utilities Commission, and Alliance for Solar Choice provided comments.

Your Committee has amended this measure by requiring the Public Utilities Commission to consider fair compensation for utility employees in its review of electric utility performance when developing performance incentive and penalty mechanisms.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1283, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1283, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, 1 (Kong). Excused, none.

SCRep. 243 Higher Education on H.B. No. 128

The purpose of this measure to establish a college savings program income tax credit.

One individual provided testimony in support of this measure. The Department of Budget and Finance, Department of Taxation, and Tax Foundation of Hawaii offered comments.

Your Committee finds that Hawaii's college savings program is codified as chapter 256, Hawaii Revised Statutes, and that this measure is intended to create an incentive for taxpayers to invest in the college savings program. Your Committee notes that other jurisdictions allow contributions to a college savings program to be used as a tax deduction.

Your Committee has amended this measure by:

- (1) Clarifying that the tax credit applies to a taxpayer's net income tax liability, and is based on contributions made by the taxpayer; and
- (2) Making technical nonsubstantive amendments for purposes of consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 128, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 128, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 244 Higher Education on H.B. No. 850

The purpose of this measure is to repeal the requirement for the University of Hawaii to prepare certain specified annual reports.

The University of Hawaii supported this bill.

Your Committee has amended this measure by:

- (1) Amending the effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 850, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 850, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 245 Higher Education on H.B. No. 1079

The purpose of this measure is to create a framework for authorizing post-secondary degree-granting educational institutions that have applied for accreditation with an accrediting agency recognized by the United States Department of Education.

The Department of Commerce and Consumer Affairs supported this bill.

Your Committee has amended this measure by:

- (1) Amending the effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1079, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1079, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 246 Higher Education on H.B. No. 428

The purpose of this measure is to allow the John A. Burns School of Medicine to continue to receive a portion of the physician workforce assessment fee to support its physician workforce assessment and planning by repealing the sunset date of the authorizing Act.

The University of Hawaii, Hawaii Medical Association, Ohana Health Plan, AlohaCare, Hawaii Academy of Family Physicians, Lanai Community Health Center, and numerous concerned individuals supported this bill. The Hawaii Medical Board opposed this measure.

Your Committee has amended this measure by:

- (1) Amending the effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 428, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 428, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 247 Higher Education on H.B. No. 373

The purpose of this measure is to establish the First-generation Matching Grant Program to provide private donors with a matching grant incentive to make financial contributions toward grant-based student financial aid for undergraduate University of Hawaii students with financial need and whose parents have not earned a baccalaureate or higher degree.

Two individuals testified in support of this measure. One individual testified in opposition to this measure. The University of Hawaii provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 373, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 373, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 248 Higher Education on H.B. No. 849

The purpose of this measure is to reinstate the authority of the University of Hawaii to maintain a separate accounting and financial management system that is compatible with the State's accounting and financial system.

The University of Hawaii and Department of Accounting and General Services supported this bill.

Your Committee has amended this measure by:

- (1) Amending the effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 849, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 849, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 249 Higher Education on H.B. No. 28

The purpose of this measure is to provide equitable application of educational benefits afforded to employees of the University of Hawaii at Manoa by requiring the University of Hawaii to provide its officers and other employees who are assigned to collective bargaining unit (1) and collective bargaining unit (2) with a tuition waiver benefit.

The United Public Workers, AFSCME, Local 646 and AFL-CIO, and one concerned individual testified in support of this measure. The University of Hawaii and a concerned individual testified in opposition to this measure. The Office of Collective Bargaining provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 28, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 28, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (Onishi). Noes, none. Excused, none.

SCRep. 250 Higher Education on H.B. No. 1278

The purpose of this measure is to ensure all students have access to affordable higher education by:

- (1) Prohibiting the Board of Regents of the University of Hawaii from increasing tuition fees until 2027; and
- (2) Requiring the University of Hawaii to provide the Legislature with an analysis of whether current tuition increases are helping address the University's repair and maintenance backlog.

Several concerned individuals testified in support of this measure. The University of Hawaii testified in opposition to this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1278, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1278, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (Har, Onishi, Takumi). Noes, none. Excused, none.

SCRep. 251 Public Safety on H.B. No. 1129

The purpose of this measure is to require the Department of Public Safety to develop policy and procedures to govern the processing of requests from deputy sheriffs performing special duty and to establish a compensation schedule for deputy sheriffs performing special duty.

The Department of Public Safety and two concerned individuals supported this measure. A concerned individual opposed this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2009, to promote further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1129, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1129, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 252 Public Safety on H.B. No. 1130

The purpose of this measure is to improve the hiring practices for corrections programs and facilities by providing an exemption to the Department of Public Safety to enable it to apply lie detector and psychological tests during the pre-employment screening process for corrections applicants.

The Department of Public Safety supported this measure. A concerned individual opposed this measure.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1130 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 253 Public Safety on H.B. No. 1135

The purpose of this measure is to ensure the continued effectiveness of the Justice Reinvestment Initiative in reducing recidivism and promoting public safety by removing the sunset provision in Act 139, Session Laws of Hawaii 2012, and making permanent the provisions related to timely pretrial risk assessments, confinement duration of a prisoner retaken on a parole violation, the use of validated research-based risk assessments by the Hawaii Paroling Authority, and victim restitution.

The Hawaii Paroling Authority, Community Alliance on Prisons, Ho'omana Pono, LLC., and a concerned individual supported this measure. A concerned individual opposed this measure. The Department of Public Safety offered comments.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1135 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 254 Public Safety on H.B. No. 1197

The purpose of this measure is to enhance public safety by appropriating funds to provide emergency, seven-day provisions of food and water to state and county firefighters while they serve at fire stations; provided that the county provides matching funds for provisions for its firefighters.

The Hawaii State Fire Council, Honolulu Fire Department, Kauai Fire Department, Hawaii Fire Fighters Association, and a concerned individual supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2009, to promote further discussion and making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1197, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1197, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 255 Public Safety on H.B. No. 1436

The purpose of this measure is to appropriate \$75,000 to the Department of Accounting and General Services to update statewide building codes standards for hurricane mitigation and secure a reimbursement grant from the Federal Emergency Management Agency Hazard Mitigation Grant Program.

The Hawaii Emergency Management Agency, State Adjutant General, Masonry Institute of Hawaii, American Council of Engineering Companies of Hawaii, Development Services Administration, Structural Engineers Association of Hawaii, Mason Contractors Association of Hawaii, and a concerned individual supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2009, to promote further discussion, and making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1436, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1436, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 256 Public Safety on H.B. No. 1501

The purpose of this measure is to reclassify drug paraphernalia possession and delivery offenses from class C felonies to civil violations.

American Civil Liberties Union of Hawaii; Community Alliance on Prisons; Ho‘omana Pono, LLC.; Hawaii Dispensary Alliance; The Drug Policy Forum of Hawaii; CannaMoms; Medically Correct, LLC.; CannaKids; Hey Jackpot, LLC; NuWayve Unlimited; African American Lawyers Association; Honolulu Hawaii National Association for the Advancement of Colored People; Community Health Outreach Work Project; Grow for Vets; Edibles List Magazine; Asian Cannabis Association; Jayden's Journey; Drug Policy Action Group; and many concerned individuals supported this measure. The Office of the Prosecuting Attorney of the County of Hawaii, Department of the Prosecuting Attorney of the City and County of Honolulu, and one concerned individual opposed this measure. The Judiciary offered comments.

Your Committee notes the Judiciary's concern that reclassifying drug paraphernalia possession and delivery offenses from class C felonies to civil violations would require the District Courts to create new forms, schedule civil violation calendar sessions, and train staff to process these cases, among other challenges. The Judiciary reports that administrative implementation of the reclassification will take six to seven months and costs approximately \$850,000.

Your Committee has amended this measure by changing its effective date to July 1, 2099, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1501, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1501, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 257 Public Safety on H.B. No. 1517

The purpose of this measure is to provide for more informed sentencing decisions and to reduce the burden on victims and their surviving family members by requiring the sentencing judge, instead of the Hawaii paroling authority, to determine the minimum term of imprisonment that a convicted offender must serve before becoming eligible for parole.

The Department of Public Safety, Hawaii Paroling Authority, Ho‘omana Pono, LLC, Hawaii Innocence Project, and two concerned individuals supported this measure. The Crime Victim Compensation Commission, Department of the Prosecuting Attorney of the City and County of Honolulu, Office of the Prosecuting Attorney of the County of Hawaii, Office of the Prosecuting Attorney of the County of Kauai, and Hawaii State Coalition Against Domestic Violence opposed this measure. The Judiciary offered comments.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1517 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 258 Public Safety on H.B. No. 464

The purpose of this measure is allow defendants who have been charged with a misdemeanor, petty misdemeanor, or violation to be released on recognizance while creating the penalty of a class C felony for a defendant who commits a new criminal offense while released and awaiting trial for the first offense.

Ho‘omana Pono, LLC. and a concerned individual supported this measure. The Department of the Prosecuting Attorney of the City and County of Honolulu and two concerned individuals opposed this measure. The Office of Hawaiian Affairs, Honolulu Police Department, American Civil Liberties Union of Hawaii, Common Cause Hawaii, Hawaii Substance Abuse Coalition, Community Alliance on Prisons, and a concerned individual offered comments.

Your Committee has amended this measure by:

- (1) Authorizing the court the option of requiring bail for a defendant charged with a serious crime and who poses a serious risk to the community, among other risk criteria; and
- (2) Changing the effective date to July 1, 2099, to promote further discussion.

Should the Committee on Judiciary decide to deliberate further on this measure, your Committee respectfully requests it consider whether a penalty of a class C felony is an appropriate penalty for a defendant who commits a new offense while released and awaiting trial for the first offense.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 464, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 464, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Thielen). Noes, none. Excused, none.

SCRep. 259 Public Safety on H.B. No. 478

The purpose of this measure is to appropriate funds for a full-time agricultural management position and equipment for the Kulani Correctional Facility agriculture operation.

The Department of Public Safety; Ho‘omana Pono, LLC.; Community Alliance on Prisons; and three concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Appropriating funds for a full-time agriculture management position for the Waiawa Correctional Facility agriculture operation;
- (2) Replacing appropriation amounts with unspecified amounts; and
- (3) Changing its effective date to July 1, 2099, to promote further discussion.

Should the Committee on Finance decide to deliberate further on this measure, you Committee respectfully requests that it consider appropriating the following amounts:

- (1) \$50,000 or so much thereof as may be necessary for fiscal year 2017-2018 and the same sum or so much thereof as may be necessary for fiscal year 2018-2019 for the establishment of one full-time equivalent (1.00 FTE) agricultural management position in the Department of Public Safety to manage agricultural operations at Kulani Correctional Facility;
- (2) \$50,000 or so much thereof as may be necessary for fiscal year 2017-2018 and the same sum or so much thereof as may be necessary for fiscal year 2018-2019 for the establishment of one full-time equivalent (1.00 FTE) agricultural management position in the Department of Public Safety to manage agricultural operations at Waiawa Correctional Facility; and
- (3) \$90,000 or so much thereof as may be necessary for fiscal year 2017-2018 for Kulani Correctional Facility agriculture operations; provided that the appropriation shall be designated as follows:
 - (A) \$4,800 for four egg production-chicken tractors;
 - (B) \$10,000 for one water tank;
 - (C) \$5,000 for five greenhouses;
 - (D) \$10,000 for one processing container;
 - (E) \$34,000 for one Kubota tractor;
 - (F) \$3,400 for one rotary cutter;
 - (G) \$3,300 for one spray tank;
 - (H) \$6,500 for a tandem disc harrow; and
 - (I) \$13,000 for fencing materials.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 478, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 478, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 260 Agriculture/Energy & Environmental Protection on H.B. No. 1359

The purpose of this measure is to protect Hawaii's environment and increase efforts to eradicate invasive species by allowing each county to enact and enforce ordinances necessary to prevent, investigate, control, or eradicate invasive species on any public or private premises within the limits of the county.

The Mayor of Maui County, Department of Land and Natural Resources, Hawaiian Electric Companies, American Bird Conservancy, Hawaii Farmers Union United, and several concerned individuals testified in support of this measure. The Hawai‘i Association of Realtors supported the intent of this measure. The Hawaii Farm Bureau, Maui County Farm Bureau, Ponoholo Ranch Limited, and a concerned individual testified in opposition to this measure.

Your Committees have amended this measure by changing its effective date to July 31, 2150.

As affirmed by the records of votes of the members of your Committees on Agriculture and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1359, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1359, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chairs on behalf of the Committees.

Agriculture: Ayes, 7. Noes, none. Excused, none.

Energy & Environmental Protection: Ayes, 8; Ayes with Reservations (Kong). Noes, none. Excused, 1 (Yamane).

SCRep. 261 Agriculture on H.B. No. 1230

The purpose of this measure is to support Hawaii's world-renowned coffee industry by authorizing the Department of Budget and Finance to issue special purpose revenue bonds in an amount not to exceed \$13,000,000 to assist MauiGrown Coffee, Inc., with the expanded operation of its coffee farm and mill in Puukoolii, Maui.

The Department of Agriculture; MauiGrown Coffee, Inc.; Alexander & Baldwin, Inc.; Hawaii Coffee Association; Maui County Farm Bureau; and a concerned individual supported this measure. The Department of Budget and Finance submitted comments.

Your Committee has amended this measure by changing its effective date to July 31, 2150, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1230, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1230, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 262 Legislative Management on H.B. No. 379

The purpose of this measure is to ensure that reports submitted to the Legislature are properly reviewed and considered by the Legislature.

Specifically, this measure requires a public hearing or informational briefing, within one-year, on studies or audit reports conducted by the executive departments and certain state entities pursuant to state law enacted with a legislative appropriation.

The Office of the Auditor and Common Cause Hawaii supported this measure. The Department of Budget and Finance provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that the requirement for a public hearing or informational briefing on reports applies only to studies and audits that were funded by legislative appropriations;
- (2) Removing the requirement for the clerk of the applicable legislative chamber to receive the report;
- (3) Requiring reports to be submitted to the presiding officers of the legislative chamber if no chair has been appointed to the applicable subject matter committee of that chamber;
- (4) Specifying that the public hearing or informational briefing shall be held within one year of the receipt of the report rather than during the legislative regular session or interim;
- (5) Providing procedures for a possible extension to hear the report;
- (6) Clarifying the types of reports that are applicable;
- (7) Changing the effective date to July 1, 2088, to encourage further discussion; and
- (8) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Legislative Management that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 379, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 379, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 1 (Fukumoto).

SCRep. 263 Legislative Management on H.B. No. 416

The purpose of this measure is to increase the capabilities of the Legislative Broadcast Program (Program) by:

- (1) Requiring the Program to make an audio or audiovisual recording of all public hearings and informational briefings held at the State Capitol, and maintain an archive of the recordings to be made available to the public; and

- (2) Appropriating funds to the Legislative Reference Bureau for the increased responsibilities of the Program.

Common Cause Hawaii, Hawaii Alliance of Nonprofit Organizations, and two concerned individuals supported this measure. The Legislative Reference Bureau and a concerned individual provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that the Program shall, to the extent possible within available resources, make an audio or audiovisual recording of public hearings and informational briefings rather than all public hearings and informational briefings at the State Capitol;
- (2) Changing the effective date to July 1, 2088, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Legislative Management that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 416, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 416, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 4. Noes, none. Excused, 1 (Fukumoto).

SCRep. 264 Legislative Management on H.B. No. 1547

The purpose of this measure is to increase the available methods of public participation in the legislative process by establishing the Remote Testimony Task Force (Task Force) to develop procedures to make remote testimony technology, via the Internet, available throughout the State.

The Department of Health; Office of Enterprise Technology Services; Common Cause Hawaii; Hawaii Alliance of Nonprofit Organizations; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and several concerned individuals supported this measure. The Office of Information Practices and Hawaii Disability Rights Center provided comments.

Your Committee has amended this measure by:

- (1) Clarifying the open meetings and records exemptions of the Task Force under chapters 92 and 92F, Hawaii Revised Statutes;
- (2) Specifying that the Task Force shall be composed of a list of members or their designees;
- (3) Changing the effective date to July 1, 2088, to encourage further discussion; and
- (4) Making technical nonsubstantive amendments for clarity, consistency, and style.

Your Committee acknowledges the concerns raised by the Office of Information Practices regarding the exemptions from chapters 92 and 92F, Hawaii Revised Statutes, and notes that the Task Force is charged with the duty of making recommendations to the Legislature and the result of their work shall be open and vetted by the public as it attempts to progress through the legislative process.

As affirmed by the record of votes of the members of your Committee on Legislative Management that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1547, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1547, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 4. Noes, none. Excused, 1 (Fukumoto).

SCRep. 265 Legislative Management on H.B. No. 154

The purpose of this measure is to provide greater access to the legislative process by requiring both chambers of the Legislature to establish rules to enable the presentation of prerecorded video of oral testimony at legislative committee hearings.

The Hawaii Alliance of Nonprofit Organizations and a concerned individual supported this measure. One concerned individual provided comments.

Your Committee has amended this measure by:

- (1) Removing the requirement that each chamber of the Legislature establish the procedures by rule;
- (2) Clarifying that the presentation of testimony at legislative committee hearings via prerecorded videos is not limited to oral testimony; and
- (3) Changing the effective date to July 1, 2088, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Legislative Management that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 154, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 154, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 4. Noes, none. Excused, 1 (Fukumoto).

SCRep. 266 Public Safety on H.B. No. 460

The purpose of this measure is to establish the Statewide Interoperability Executive Board (Board) within the state Department of Defense to serve as the primary steering group for public safety interoperable communications statewide.

The State Department of Defense, Department of the Attorney General, Hawaii Emergency Management Agency, Office of Enterprise Technology Services, Department of Public Safety, Department of Land and Natural Resources, Hawaii State Fire Council, Honolulu Fire Department, Maui Police Department, Kauai Fire Department, and one concerned individual supported this measure. The Department of Emergency Management of the City and County of Honolulu, Honolulu Police Department, and Kauai Emergency Management Agency offered comments.

Your Committee has amended this measure by:

- (1) Clarifying the State Chief Information Officer's (CIO) title and providing the CIO the flexibility to designate an appropriate individual to the Board; and
- (2) Changing the effective date to July 1, 2099, to promote further discussion.

Should the Committee on Finance decide to deliberate further on this measure, your Committee respectfully and strongly suggests amending the composition of the Board to include appropriate appointees from individual counties and appropriate appointees from the islands of Maui, Molokai, and Lanai rather than one appointee from the County of Maui. Also, your Committee respectfully suggests that lawmakers be part of the dissemination of information in emergency situations, such as providing constituents with information and answering questions that may be asked in emergency situations.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 460, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 460, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 267 Human Services/Health on H.B. No. 90

The purpose of this measure is to preserve access to health care for Medicaid recipients by:

- (1) Extending the Nursing Facility Sustainability Fee Program for one year; and
- (2) Appropriating funds out of the Nursing Facility Sustainability Program Special Fund (Special Fund) for fiscal year 2017-2018.

The Department of Human Services, Hawaii Health Systems Corporation, East Hawaii Region of Hawaii Health Systems Corporation, The Queen's Health Systems, and an individual testified in support of this measure. Healthcare Association of Hawaii; Ohana Pacific Management Company, Inc.; Aloha Nursing Rehab Centre; Hale Makua Health Services; One Kalakaua Senior Living; and several individuals testified in support of this measure with amendments.

Your Committees have amended this measure by:

- (1) Extending the Nursing Facility Sustainability Fee Program for two years instead of one year;
- (2) Amending the appropriation to an unspecified amount for each year of fiscal biennium 2017-2019;
- (3) Changing its effective date to June 29, 2075, provided that section 7 of this measure take shall effect on July 1, 2075, to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should this measure be heard by the Committee on Finance, your Committees respectfully request that it consider appropriating \$14,000,000 out of the Special Fund for each year of the 2017-2019 fiscal biennium.

As affirmed by the records of votes of the members of your Committees on Human Services and Health that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 90, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 90, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Human Services: Ayes, 6. Noes, none. Excused, 1 (Tupola).
Health: Ayes, 6. Noes, none. Excused, 1 (Tupola).

SCRep. 268 Human Services/Health on H.B. No. 527

The purpose of this measure is to appropriate funds to purchase, staff, and operate two mobile clinics to serve the homeless population.

The Queen's Health Systems, Hawaii Youth Services Network, and several individuals testified in support of this measure. The Governor's Coordinator on Homelessness, Department of Human Services, and an individual commented on this measure.

Your Committees have amended this measure by:

- (1) Amending the appropriation to an unspecified amount;
- (2) Changing the reference to "doctor" in the description of the mobile clinic staff to "primary care provider";
- (3) Changing its effective date to July 1, 2075, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity and style.

Should the Committee on Finance hear this measure, your Committees respectfully request that it consider appropriating \$1,400,000 for each year of the 2017-2019 Fiscal Biennium for the two mobile clinics.

As affirmed by the records of votes of the members of your Committees on Human Services and Health that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 527, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 527, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Human Services: Ayes, 6. Noes, none. Excused, 1 (Tupola).
Health: Ayes, 6. Noes, none. Excused, 1 (Tupola).

SCRep. 269 Human Services/Health on H.B. No. 556

The purpose of this measure is to amend Section 103F-401.5, Hawaii Revised Statutes (HRS), to:

- (1) Require applicants who submit contract proposals to operate a child care program to have the necessary business licenses; and
- (2) Exempt applicants who submit proposals to operate a child care program or group living facility from having to obtain licenses to operate under Section 346-161, HRS, and Chapter 321, HRS, prior to their proposal being accepted.

The Department of Human Services testified in support of this measure. The Department of Health (DOH) and State Procurement Office commented on this measure.

DOH testified that the requirement under Section 103F-401.5, HRS, that applicants obtain licensure prior to being awarded a state contract has served as a barrier to new service providers entering the system. Your Committees also note that the State Procurement Office testified that Section 103F-401.5, HRS, restricts competition among qualified health and human service providers.

Upon careful consideration, your Committees have amended this measure by deleting its contents and inserting the contents contained in H.B. No. 557 (2016), Relating to Procurement, the purpose of which is to repeal Section 103F-401.5, HRS.

Your Committees also amended this measure by changing its effective date to July 1, 2075, to facilitate further discussion.

As affirmed by the records of votes of the members of your Committees on Human Services and Health that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 556, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 556, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Human Services: Ayes, 6. Noes, none. Excused, 1 (Tupola).
Health: Ayes, 6. Noes, none. Excused, 1 (Tupola).

SCRep. 270 Human Services/Health on H.B. No. 612

The purpose of this measure is to appropriate funds for the Aging and Disability Resource Center, which helps older adults, individuals with disabilities, and family caregivers find long-term supports and services available in the State.

The State Council on Developmental Disabilities, City and County of Honolulu Department of Community Services, Maui County Office on Aging, Lanakila Pacific, Hawaii Pacific Health, AARP Hawaii, Healthcare Association of Hawaii, Catholic Charities Hawaii, Hawaii Family Caregiver Coalition, International Longshore and Warehouse Union Local 142, and numerous individuals testified in support of this measure. The Executive Office on Aging submitted comments on this measure.

Your Committees have amended this measure by:

- (1) Amending the appropriation to an unspecified amount;
- (2) Changing its effective date to July 1, 2075, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

Should the Committee on Finance hear this measure, your Committees respectfully request that it consider appropriating \$1,710,000 for each year of the 2017-2019 Fiscal Biennium for the Aging and Disability Resource Center.

As affirmed by the records of votes of the members of your Committees on Human Services and Health that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 612, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 612, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Human Services: Ayes, 6. Noes, none. Excused, 1 (Tupola).
Health: Ayes, 6. Noes, none. Excused, 1 (Tupola).

SCRep. 271 Human Services/Health on H.B. No. 614

The purpose of this measure is to appropriate funds for one full-time equivalent (1.00 FTE) Fall Prevention and Early Detection Coordinator position, which was established by Act 153, Session Laws of Hawaii 2014.

The City and County of Honolulu Department of Community Services, Maui County Office on Aging, AARP Hawaii, Hawaii Chapter of the American Physical Therapy Association, Injury Prevention Advisory Committee, Project Dana, International Longshore and Warehouse Union Local 142, and several individuals testified in support of this measure. The Department of Health commented on this measure.

Your Committees have amended this measure by:

- (1) Amending the appropriation to an unspecified amount;
- (2) Changing its effective date to July 1, 2075, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance hear this measure, your Committees respectfully request that it consider appropriating \$95,000 for each year of the 2017-2019 fiscal biennium to fund the Fall Prevention and Early Detection Coordinator position.

As affirmed by the records of votes of the members of your Committees on Human Services and Health that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 614, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 614, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Human Services: Ayes, 6. Noes, none. Excused, 1 (Tupola).
Health: Ayes, 6. Noes, none. Excused, 1 (Tupola).

SCRep. 272 Human Services/Health on H.B. No. 615

The purpose of this measure is to appropriate funds for the Healthy Aging Partnership Program to further the Program's important role in improving the health and well-being of Hawaii's kupuna.

The City and County of Honolulu Department of Community Services, Maui County Office on Aging, AARP Hawaii, Hawaii Chapter of the American Physical Therapy Association, Hawaii Family Caregiver Coalition, International Longshore and Warehouse Union Local 142, and several individuals testified in support of this measure. The Executive Office on Aging commented on this measure.

Your Committees have amended this measure by:

- (1) Amending the appropriation to an unspecified amount;
- (2) Changing its effective date to July 1, 2075, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity and consistency.

Should the Committee on Finance hear this measure, your Committees respectfully request that it consider appropriating \$550,000 for each year of the 2017-2019 Fiscal Biennium for the Healthy Aging Partnership Program.

As affirmed by the records of votes of the members of your Committees on Human Services and Health that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 615, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 615, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Human Services: Ayes, 6. Noes, none. Excused, 1 (Tupola).
Health: Ayes, 6. Noes, none. Excused, 1 (Tupola).

SCRep. 273 Human Services on H.B. No. 83

The purpose of this measure is to require the Governor to establish puuhonua safe zones where homeless persons may reside in the State.

The League of Women Voters of Hawaii; Ho'omana Pono, LLC.; Hawaii Kai Homeless Task Force; and three individuals testified in support of this measure. The Governor's Coordinator on Homelessness, Department of Human Services (DHS), and an individual opposed this measure. The Department of the Attorney General commented on this measure.

Upon careful consideration, your Committee has amended this measure by:

- (1) Giving DHS and not the Governor, the authority to establish puuhonua safe zones;
- (2) Deleting the provision requiring the Land Use Commission to designate puuhonua safe zones;
- (3) Providing that the State shall not be liable for any loss, damage, injury, or death arising from or occurring in a puuhonua safe zone;
- (4) Making DHS the expending agency for the appropriation;
- (5) Changing its effective date to July 1, 2075, to facilitate further discussion; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 83, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 83, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Belatti).

SCRep. 274 Human Services on H.B. No. 1098

The purpose of this measure is to:

- (1) Extend for one year, the emergency or transitional shelter compliance requirements of Act 234, Session Laws of Hawaii (SLH) 2016, related to contracts between the Department of Human Services (DHS) and emergency or transitional shelter provider agencies;
- (2) Allow, rather than require, emergency shelters to have partitioned space for each homeless family or individual that provides separation from other homeless families or individuals in the shelter; and
- (3) Extend the effective date of Act 234, SLH 2016, except for the provision requiring DHS to work with provider agencies to implement the Act.

The Governor's Coordinator on Homelessness, DHS, and three individuals testified in support of this measure.

Your Committee has amended this measure by making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1098, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1098, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Belatti).

SCRep. 275 Human Services on H.B. No. 169

The purpose of this measure is to:

- (1) Establish a working group within the Department of Human Services (DHS) to solicit donations and services and assist in the development and regulation of policies for the Next Step Shelter facility and its residents;
- (2) Require the Office of Hawaiian Affairs (OHA) to negotiate and execute a long-term lease with a qualified entity for real property that contains the Next Step Shelter facility; and
- (3) Appropriate funds for the working group.

The Hawaii Public Housing Authority, Hawaii Kai Homeless Task Force, and two individuals testified in support of this measure. DHS, Department of the Attorney General, OHA Committee on Beneficiary Advocacy and Empowerment, and the Office of Information Practices commented on this measure.

Your Committee has amended this measure by:

- (1) Deleting the provision requiring OHA to secure a long-term lease with a qualified entity for real property that contains the Next Step Shelter facility;
- (2) Removing the Chairperson of the OHA Board of Trustees from the working group;

- (3) Removing the provision requiring the working group to regularly hold meetings without regard to Chapter 92, Hawaii Revised Statutes, the Public Agency Meetings and Records Law;
- (4) Changing its effective date to July 1, 2075, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 169, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 169, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6; Ayes with Reservations (Kobayashi). Noes, none. Excused, 1 (Belatti).

SCRep. 276 Human Services on H.B. No. 1494

The purpose of this measure is to provide an incentive to bring chronically homeless individuals to shelter and off the streets by requiring the Department of Human Services (DHS), in conjunction with the Governor's Coordinator on Homelessness, to establish a homeless incentive program in which a chronically homeless individual will be paid \$12 per 24-hour period for each overnight stay by the individual in a shelter, subject to certain conditions.

Ho'omana Pono, LLC. and an individual testified in support of this measure. DHS opposed this measure. The Governor's Coordinator on Homelessness commented on this measure.

Your Committee has amended this measure by:

- (1) Redefining "chronically homeless individual" to be consistent with U.S. Department of Housing and Urban Development's definition of "chronically homeless individual";
- (2) Changing its effective date to July 1, 2075, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1494, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1494, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6; Ayes with Reservations (Har, Kobayashi, Tupola). Noes, none. Excused, 1 (Belatti).

SCRep. 277 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 862

The purpose of this measure is to require state and county department heads to take the training course on native Hawaiian and Hawaiian traditional and customary rights administered by the Office of Hawaiian Affairs.

The Office of Hawaiian Affairs, Office of Environmental Quality Control, a Council Member of the Maui County Council, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, Kalihi Palama Hawaiian Civic Club, Ka Huli Ao Center for Excellence in Native Hawaiian Law, Koolaupoko Hawaiian Civic Club, and Koolau Foundation testified in support of this measure. The Center for Hawaiian Sovereignty Studies testified in opposition to this measure. The Department of Land and Natural Resources commented on this measure.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 862 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 278 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 14

The purpose of this measure is to improve safety at Kua Bay on the island of Hawaii by appropriating funds for the employment of lifeguards and for life-saving equipment.

The Department of Land and Natural Resources, the Council Member representing District 8 of the Hawaii County Council, Ho'omana Pono, LLC., Kohala Coast Resort Association, and three individuals testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 14 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 279 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 861

The purpose of this measure is to establish a goal for the Department of Land and Natural Resources to designate and adopt rules for the management of no fewer than four additional community-based subsistence fishery areas by December 31, 2020.

The Department of Transportation, Office of Hawaiian Affairs, Kua‘aina Ulu ‘Auamo, Ho‘omana Pono, LLC., and two individuals testified in support of this measure. Two individuals testified in opposition to this measure. The Department of Land and Natural Resources commented on this measure.

Your Committee has amended this measure by:

- (1) Changing the number of community-based subsistence fishing areas that shall be designated from four to five;
- (2) Changing the goal year from 2020 to 2025; and
- (3) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 861, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 861, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 280 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 863

The purpose of this measure is to require the Judiciary to post information on its websites in both English and Hawaiian.

Ho‘omana Pono, LLC. and several individuals testified in support of this measure. The Judiciary and Center for Hawaiian Sovereignty Studies testified in opposition to this measure.

Your Committee has amended this measure by:

- (1) Additionally requiring the Judiciary to provide access to the State Constitution translated in Hawaiian on the Judiciary's website;
- (2) Appropriating funds to the Judiciary for the purposes of this measure; and
- (3) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 863, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 863, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 281 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 436

The purpose of this measure is to protect ocean users and ocean and shoreline ecosystems by requiring all motorized recreational vessels that operate in nearshore waters to have properly functioning propeller guards.

Many individuals testified in favor of this measure. The Hawaii Fishing & Boating Association, Hawaii Sportmen's Alliance, RT Distributors, and numerous individuals testified in opposition to this measure. The Department of Land and Natural Resources; Hunting, Farming and Fishing Association; Hawaii Goes Fishing; and an individual commented on this measure.

Your Committee finds that because of the high rate of boating-related injuries and deaths in the State, legislation is necessary to protect recreational and subsistence ocean users, and requiring propeller guards on recreational vessels operating in nearshore waters may accomplish this goal. However, your Committee finds that requiring propeller guards may have adverse effects.

Your Committee has amended this measure by:

- (1) Narrowing its scope to inboard/outboard motors and outboard motors; and
- (2) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 436, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 436, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (DeCoite, Takayama). Noes, none. Excused, none.

SCRep. 282 Health on H.B. No. 1444

The purpose of this measure is to require pharmacy benefit managers that conduct business in this State to register with the Insurance Commissioner.

Your Committee received testimony in support of this measure from the American Diabetes Association, Hawaii Community Pharmacists Association, CVS Health, and two individuals. Your Committee received testimony with comments on this measure from the Department of Commerce and Consumer Affairs and Express Scripts.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2090, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1444, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1444, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 283 Health on H.B. No. 91

The purpose of this measure is to remove ambiguity in Hawaii's clean claims statute to clarify that the requirement that insurers provide timely reimbursement to health care providers for uncontested claims applies to acute care hospitals.

Your Committee received testimony in support of this measure from American Organization of Nursing Executives, Healthcare Association of Hawaii, The Queen's Health Systems, East Hawaii Region of Hawaii Health Systems Corporation, Kaiser Permanente Hawaii, and Hawaii Pacific Health.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 91 and recommends that it pass Second Reading and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 284 Health on H.B. No. 995

The purpose of this measure is to appropriate funds to the Department of Health to permit Hale Makua Health Services to admit more wait-listed patients from Maui Memorial Medical Center and, thereby, reduce the state subsidies needed to support Maui County's healthcare needs.

Your Committee received testimony in support of this measure from Hale Makua Health Services; Hale Mahaolu; United Public Workers, AFSCME, Local 464, AFL-CIO; International Longshore and Warehouse Union Local 142, and numerous individuals.

Your Committee has amended this measure by:

- (1) Inserting an unspecified appropriation amount; and
- (2) Changing the effective date to July 1, 2090, to encourage further discussion.

Your Committee notes that this measure originally contained an appropriation in the amount of \$2,000,000.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 995, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 995, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 285 Health on H.B. No. 558

The purpose of this measure is to repeal the obsolete statutory requirement that United States citizens and nationals returning to Hawaii after at least five years residence abroad in a region with a high rate of communicable disease submit to a medical examination to screen for tuberculosis.

Your Committee received testimony in support of this measure from the Department of Health.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 558 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 286 Health on H.B. No. 604

The purpose of this measure is to prevent the spread of mosquito-borne illness by prohibiting the use of plants that serve as preferred mosquito habitat in landscaping on public property.

The Department of Health and State Procurement Office submitted comments on this measure.

Your Committee has amended this measure by:

- (1) Placing the statutory language in chapter 322, Hawaii Revised Statutes (Nuisances; Sanitary Regulations), rather than in chapter 103D, Hawaii Revised Statutes (State Procurement Code);
- (2) Including landscaping-related structures and equipment, as well as plants, in the list of preferred mosquito habitat that is prohibited in public landscaping;
- (3) Changing its effective date to July 1, 2090, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 604, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 604, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 287 Health on H.B. No. 676

The purpose of this measure is to prevent the spread of infectious disease and related cancers by authorizing pharmacists to administer the human papillomavirus vaccine to individuals aged eleven through seventeen, pursuant to a prescription issued by the individual's primary care provider.

Your Committee received testimony in support of this measure from the Department of Health, University of Hawaii at Hilo Daniel K. Inouye College of Pharmacy, Hawaii Medical Service Association, Planned Parenthood Votes Northwest and Hawaii, American Congress of Obstetricians and Gynecologists, Hawaii Community Pharmacists Association, Hawaii Women's Coalition, Walgreens Co., CVS Health, Hawaii Public Health Institute, and many individuals. Your Committee received testimony in opposition to this measure from Healthcare Freedom Hawaii, Hawaii Federation of Republican Women, and several individuals. The Board of Pharmacy, Hawaii Immunization Coalition, and an individual submitted comments.

Your Committee has amended this measure by:

- (1) Authorizing pharmacists to administer the meningococcal vaccine, influenza vaccine, and tetanus, diphtheria, and pertussis vaccine, in addition to the human papillomavirus vaccine, to individuals aged eleven to seventeen;
- (2) Changing its effective date to July 1, 2090, to encourage further discussion; and
- (3) Making technical nonsubstantive amendments for the purpose of clarity and consistency.

Your Committee notes that the federal Centers for Disease Control recommends that the human papillomavirus vaccine be administered to adolescents at the age of eleven or twelve. Further, this vaccine has been included in the Adolescent Platform, the standard series of immunizations recommended for individuals at this age, for approximately ten years. Adolescents in Hawaii have been receiving the human papillomavirus at doctors' offices and clinics for years prior to the introduction of this measure.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 676, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 676, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 4. Noes, 3 (Har, Oshiro, Tupola). Excused, none.

SCRep. 288 Agriculture on H.B. No. 185

The purpose of this measure is to increase the protection of animals by:

- (1) Establishing licensing requirements for dog breeders; and
- (2) Strengthening laws pertaining to abandonment of or cruelty to animals.

The Hawaiian Humane Society, Animal Rights Hawaii, Hawaii Island Humane Society, and numerous individuals testified in support of this measure. The Pacific Pet Alliance, Hawaii Opaepala, Koolau Pets, and numerous individuals testified in opposition to this measure. The Department of Commerce and Consumer Affairs and Department of the Attorney General provided comments.

Your Committee notes that many concerns were raised regarding this issue by small scale dog breeders. As these issues are beyond the purview of your Committee on Agriculture, your Committee respectfully requests that your Committee on Judiciary consider the issues and concerns raised should it deliberate this measure further.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 31, 2150, to facilitate further discussion; and
- (2) Making technical, nonsubstantive changes for the purpose of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 185, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 185, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Thielen). Excused, none.

SCRep. 289 Agriculture on H.B. No. 1474

The purpose of this measure is to prepare the Industrial Hemp Pilot Program (Pilot Program) for full implementation.

Specifically, this measure:

- (1) Establishes the Industrial Hemp Special Fund to support the Pilot Program;
- (2) Clarifies, for county real property tax purposes, that industrial hemp from the Pilot Program is an agricultural product, use, and activity, and that agricultural lands used therefore qualify for the minimum dedication period and assessment at the least expensive classification; and
- (3) Limits industrial hemp cultivation to licensed owners, lessees, or occupiers of lands situated within the state agricultural land district.

The Department of Agriculture and several concerned individuals supported this measure. The Department of Budget and Finance and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 31, 2150; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1474, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1474, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 290 Education on H.B. No. 533

The purpose of this measure is to support public charter schools by appropriating \$10,000,000 in each year of fiscal biennium 2017-2019 for the State Public Charter School Commission to allocate to public charter schools for facilities projects and rent assistance.

The State Public Charter School Commission, Office of Hawaiian Affairs, Hawaii Academy of Arts & Science Public Charter School, Halau Ku Mana Public Charter School, School for Examining Essential Questions for Sustainability, Hawaii Public Charter Schools Network, Akamai Learning, Hawaii State Teachers Association, Kamehameha Schools, IMUAlliance, and numerous concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Making the appropriation an unspecified sum; and
- (2) Changing its effective date to July 1, 2051, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 533, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 533, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 291 Education on H.B. No. 936

The purpose of this measure is to support public charter schools in Hawaii by requiring that:

- (1) Funds for teacher incentive programs, bonuses, and other compensation that are required by law or collective bargaining and are in excess of regular wages cannot be paid out of a charter school's facilities funding or per-pupil funds; and
- (2) Beginning with fiscal year 2018-2019, and each fiscal year thereafter, the request for such funds must be a separate line item in the General Appropriations Act and Supplemental Appropriations Act.

The State Public Charter School Commission, Office of Hawaiian Affairs, Kamaile Academy Public Conversion Charter School, Kualapuu Public Conversion Charter School, Hawaii Public Charter Schools Network, Hawaii State Teachers Association, Kamehameha Schools, Hookakoo Corporation, and numerous concerned individuals supported this measure. The Department of Budget and Finance submitted comments.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 936 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 292 Education on H.B. No. 944

The purpose of this measure is to increase public safety by establishing that any person who interferes with or disrupts the orderly operation, safety, or peaceful conduct of a school or school-related activity shall be guilty of the offense of criminal trespass in the first degree.

IMUAlliance and Hawaii State Teachers Association supported this measure. A concerned individual opposed this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2051, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 944, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 944, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (Ing). Noes, none. Excused, none.

SCRep. 293 Education on H.B. No. 492

The purpose of this measure is to support public education in Hawaii by appropriating funds for Personnel Specialist II and Educational Specialist II positions within the Hawaii Teacher Standards Board.

The Hawaii Teacher Standards Board, State Public Charter School Commission, Hawaii State Teachers Association, and a few concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2051, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 492, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 492, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 294 Education on H.B. No. 493

The purpose of this measure is to address overcrowding in Hawaii's public schools through innovative means by providing funding for start-up grants to assist new pre-opening charter schools.

The State Public Charter School Commission, Office of Hawaiian Affairs, Hawaii Public Charter Schools Network, Kamehameha Schools, and three concerned individuals testified in support of this measure. The Hawaii State Teachers Association and IMUAlliance testified in opposition to this measure.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount from \$200,000 to an unspecified amount; and

- (2) Changing its effective date to July 1, 2051, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 493, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 493, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 295 Education on H.B. No. 501

The purpose of this measure is to expand the Department of Education's national certification incentive program to include school psychologists and to authorize financial bonuses for school psychologists in designated schools that improve and no longer carry a certain designation.

The Hawai'i Association of School Psychologists, Hawaii State Teachers Association, Hawaii Government Employees Association, and National Association of School Psychologists supported this measure. The Department of Education submitted comments.

Your Committee has amended the measure by changing its effective date to July 1, 2051, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 501 and recommends that it pass Second Reading in the form attached hereto as H.B. No. 501, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 296 Education on H.B. No. 880

The purpose of this measure is to establish a service mark licensing agreement program within the Department of Education to enable the Department and public schools to engage in commercial activities, within their primary education mission, to provide financial resources for educational activities, such as scholarships, field trips, sport teams, and clubs.

The Department of Education supported this measure.

Your Committee has amended this bill by changing the effective date to July 1, 2051, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 880, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 880, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 297 Education on H.B. No. 937

The purpose of this measure is to support the early learning of the young children of Hawaii by appropriating funds for the Executive Office on Early Learning to enter into contracts with third-party providers for family-child interaction learning programs as part of a mixed-delivery early learning system to ensure school readiness for Hawaii's children prior to entering kindergarten.

The Executive Office on Early Learning, State Public Charter School Commission, Hawaii Children's Action Network, Hui for Excellence in Education, Early Childhood Action Strategy, Kamehameha Schools, The Chamber of Commerce Hawaii, and numerous concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Clarifying that the appropriation is for the Executive Office on Early Learning to enter into contracts with third-party providers for family-child interaction learning organizations to develop and implement programs that support families to take an active role in the social, emotional, and cognitive development of their young children, as part of a mixed-delivery early childhood system;
- (2) Changing the effective date to July 1, 2051, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 937, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 937, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 298 Education on H.B. No. 1091

The purpose of this measure is to provide the Board of Education with greater flexibility and discretion in recruiting and retaining qualified individuals for the State Librarian position by removing the statutory salary cap of \$120,000 per year and instead authorizing the Board to set the salary of the State Librarian, as long as the salary of the State Librarian does not exceed that of the Superintendent of Education.

The Board of Education and a concerned individual supported this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2051; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1091, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1091, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 299 Education on H.B. No. 1231

The purpose of this measure is to provide the Department of Education with greater fiscal flexibility by:

- (1) Allowing the Department of Education to retain an appropriation received for disaster relief pursuant to the Major Disaster Fund or as reimbursement for disaster relief at the close of the fiscal year in which the reimbursement was received, with the funds retained not lapsing until June 30 of the first fiscal year of the next fiscal biennium; and
- (2) Specifying that in cases in which the Department of Education expends funds appropriated to the Department for purposes deemed to be reimbursable by federal reimbursement moneys for disaster relief, such moneys will not lapse to the general fund and will be credited directly to the Department, regardless of whether the original appropriation has lapsed.

The Department of Education supported the measure. The Department of Budget and Finance submitted comments.

Your Committee has amended this bill by:

- (1) Changing its effective date to July 1, 2051, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1231, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1231, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 300 Education on H.B. No. 1232

The purpose of this measure is to improve the records-management system of the Department of Education by:

- (1) Allowing student records to be digitized, computerized, or minified through the use of scanning equipment or any other similar digitization process, or microfilm or any other similar photographic process, as long as the method used creates an unalterable record;
- (2) Clarifying that student records must be retained in the original or reproduced form for a minimum of 100 years following the student's transfer, graduation, or other separation from the Department of Education;
- (3) Authorizing student records to be destroyed after the specified retention period or upon digitization, computerization, or minification, in a manner that preserves the confidentiality of the information in the record; and
- (4) Authorizing the Department of Education to partner with the Hawaii Correctional Industries Program to engage in a three-year student records modernization pilot project and making an appropriation in an unspecified sum for this purpose.

The Department of Education supported this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2051, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1232, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1232, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 301 Education on H.B. No. 1379

The purpose of this measure is to improve integration of public schools into their surrounding communities by allowing employees of the Department of Education to voluntarily promote community-sponsored after-school programs, subject to certain conditions.

The Democratic Party of Hawaii, Hawaii State Teachers Association, Pana'ewa Hawaiian Home Lands Community Association, and two concerned individuals supported this measure. The Department of Education supported the intent of the measure.

Your Committee has amended this measure by:

- (1) Requiring that the promotion of a community-sponsored after-school program by a Department of Education employee must not violate any policy of the Board of Education or any provision of part II of Chapter 84, Hawaii Revised Statutes, pertaining to the code of ethics;
- (2) Changing its effective date to July 1, 2051; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1379, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1379, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 302 Education on H.B. No. 1601

The purpose of this measure is to provide much-needed educational programs that integrate arts instruction with other core academics for creative learning by appropriating funds for the Turnaround Arts program in partnership with the Hawaii Arts Alliance.

The Department of Education, State Foundation on Culture and the Arts, Kalihi Kai Elementary School, Kamaile Academy Public Conversion Charter School, Hawaii Arts Alliance, and numerous concerned individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1601 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 303 Economic Development & Business on H.B. No. 1481

The purpose of this measure is to establish a working group to study the uses of and determine best practices regarding blockchain technology.

The Office of Enterprise Technology Services and four individuals testified in support of this measure. The Department of Business, Economic Development, and Tourism, Department of Taxation, and one individual offered comments.

Your Committee finds that blockchain is a novel peer to peer networking and distributed data storage technology that shifts the primary locus of control from centralized services to individuals or key holders. Initially built as the underlying structure for a digital cash system known as bitcoin, blockchain can be used in many other areas, including cybersecurity, disaster recovery, clearance and settlement, supply chain transparency, title registries, communications, and document verification. Your Committee further finds that there is vast potential for this technology to drastically change and improve public sector operations and private industry capabilities.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2038, to facilitate further discussion on the measure; and
- (2) Making technical nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1481, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1481, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Holt).

SCRep. 304 Economic Development & Business on H.B. No. 1579

The purpose of this measure is to promote the use of clean, renewable energy sources by authorizing the issuance of special facility revenue bonds to the Hawaii High Technology Development Corporation for the purposes of constructing an electrolysis hydrogen production, storage, and dispensing facility to be managed by the Hawaii Center for Advanced Transportation Technologies.

Your Committee received testimony in support of this measure from the Department of Transportation, High Technology Development Corporation, Hawaii Automobile Dealers Association, and Alliance of Automobile Manufacturers. The Department of Budget and Finance provided comments on this measure.

Your Committee finds that hydrogen fuel cell electric vehicles are powered by a fuel cell that converts hydrogen gas and oxygen into electricity. Because these vehicles are zero emission vehicles, they can help the State fulfill the goals of the Hawaii Clean Energy Initiative to reduce fossil fuel use in the ground transportation sector by forty per cent through the use of renewable fuels and thirty per cent by efficiencies by 2030.

Your Committee has amended this measure by:

- (1) Making technical, nonsubstantive changes for purposes of style, clarity, and consistency; and
- (2) Changing the effective date to July 1, 2038, to facilitate further discussion on the measure.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1579, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1579, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Holt).

SCRep. 305 Economic Development & Business on H.B. No. 1329

The purpose of this measure is to assist the development of proof of concepts created during Hawaii Annual Code Challenges into prototypes.

Specifically, this measure:

- (1) Requires the High Technology Development Corporation to issue grants to help convert proof of concepts developed during the 2017 and 2018 Hawaii Annual Code Challenges into prototypes;
- (2) Requires the High Technology Development Corporation to obtain donations; and
- (3) Appropriates funds.

Testimony in support of the measure was submitted by the Office of Enterprise Technology Services, the High Technology Development Corporation, a member of the Honolulu City Council, Moonshot Incubator, Transform Hawaii Government, Hawaii Venture Capital Association, Reef Capital Ventures, DevLeague, and seven individuals.

Your Committee finds that hackathons, like the Hawaii Annual Code Challenge, are designed to quickly produce proof of concepts, often without regard to quality control testing, optimization, or completeness. Your Committee further finds that establishing a program to provide funds for the additional development of the proof of concepts will help to refine these projects into working prototypes.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2038, to facilitate further discussion on the measure; and
- (2) Making technical nonsubstantive amendments for purposes of style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1329, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1329, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Holt).

SCRep. 306 Economic Development & Business on H.B. No. 595

The purpose of this measure is to continue the State's support of the innovation industry by appropriating funds for the Hawaii Small Business Innovation Research Program.

The High Technology Development Corporation, Kolohala Holding, LLP, Hawaii Evolutionary Development LLC, Koloa Rum Company, Pacific Rim Defense, LLC, Kampachi Farms, LLC, Hawaii Tech Exchange, LLC, Hyperspective, Venture Sciences, LLC, The Maritime Group, LLC, Studio Kinection, Inc., Makai Ocean Engineering, Inc., Oceanit, Referentia Systems Incorporated, 3SRM, Inc., Hawaii Fish Company, The Chamber of Commerce Hawaii, and two concerned individuals supported this bill.

Your Committee has amended this measure by:

- (1) Deleting the amount of the appropriation;
- (2) Amending the effective date to July 1, 2038, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance deliberate on this matter further, your Committee on Economic Development & Business respectfully requests that it consider appropriating \$2,000,000 for the Hawaii Small Business Innovation Research Program.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 595, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 595, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Johanson).

SCRep. 307 Economic Development & Business on H.B. No. 973

The purpose of this measure is to support research and development in the State by establishing a Research and Technology Grant Program within the High Technology Development Corporation.

The High Technology Development Corporation, The Chamber of Commerce Hawaii, Navatek, and several concerned individuals supported this bill. The State Procurement Office supported the intent of this measure. The Office of the Auditor submitted comments.

Your Committee has amended this measure by:

- (1) Basing the evaluation for a grant on the applicant's performance in specified categories;
- (2) Requiring qualified research and technology companies to have their headquarter office in the State, rather than being incorporated in the State;
- (3) Deleting the requirement that an applicant be in operation for at least five years;
- (4) Revising the criteria for projects that are eligible for a grant by:
 - (A) Requiring that the project specifically benefit students and allowing paid internships; and
 - (B) Deleting the requirement that the project be based on the principles of robotics, engineering, science, or mathematics;
- (5) Amending the effective date to July 1, 2038, to facilitate further discussion; and
- (6) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 973, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 973, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Johanson).

SCRep. 308 Economic Development & Business on H.B. No. 1034

The purpose of this measure is to improve the operations of the Hawaii community-based economic development technical and financial assistance program.

More specifically, this measure accomplishes this by:

- (1) Expanding the definition of "community-based organization" by deleting the requirement that the organization be membership-based;
- (2) Reducing the community-based economic development advisory council from twelve members to ten;
- (3) Deleting the requirement that a grant be used for community-based activities or a community-based enterprise "for a continuous period of at least five years";
- (4) Expanding community-based economic development grantee qualifications to include organizations providing technical assistance to community based organizations; and
- (5) Updating the non-discrimination language with which grant recipients must comply.

Your Committee received written testimony in support of this measure from the Department of Business, Economic Development, and Tourism.

Your Committee notes that the definition of "community-based organization" in chapter 210D, Hawaii Revised Statutes, is currently limited to organizations that are "membership-based". However, your Committee finds that there are a number of nonprofit organizations active in community-based economic development that are not "membership-based" and therefore this qualification merits removal. Your Committee is aware that the community-based economic development advisory council has had difficulty meeting quorum requirements. Reducing the size of the Council will make it easier to schedule meetings and comply with quorum requirements. Your Committee believes that, as a practical matter, it is simply too difficult for grant applicants to show at the time of application that benefits of a community-based economic development grant will be realized for a continuous period of years. Therefore, your Committee finds that this requirement should be removed from the grant conditions. Finally, your Committee recognizes that technical assistance is an important component of supporting community-based organizations. Thus, expanding grant conditions and qualifications to include organizations providing technical assistance to community-based organizations will help to promote the success and viability of these organizations.

Your Committee has amended the bill by:

- (1) Making technical nonsubstantive changes for clarity and style; and
- (2) Changing the effective date to July 1, 2038, to facilitate further discussion on the measure.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1034, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1034, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Holt).

SCRep. 309 Economic Development & Business on H.B. No. 974

The purpose of this measure is to support entrepreneurial development under the Hawaii Strategic Development Corporation's HI Growth Initiative by appropriating funds for the Initiative.

Hawaii Strategic Development Corporation, High Technology Development Corporation, Hawaii County Film Office, Hawaii Island Business Plan Competition, Ring of Fire Films, Inc, Energy Excelerator, DevLeague LLC, Reef Capital Ventures, GVS Transmedia Accelerator, Honua Studios, GVS Connect, Twenty20Sound, Blue Startups, The Chamber of Commerce Hawaii, and numerous concerned individuals supported this bill.

Your Committee has amended this measure by:

- (1) Inserting unspecified appropriation amounts;
- (2) Changing its effective date to July 1, 2038, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance deliberate on this measure further, your Committee on Economic Development & Business respectfully requests that the Committee on Finance consider appropriating \$3,000,000 for fiscal year 2017-2018 and \$4,500,000 for fiscal year 2018-2019 for the continuation of programs that support entrepreneurial development under the HI Growth Initiative.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 974, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 974, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Johanson).

SCRep. 310 Economic Development & Business on H.B. No. 1327

The purpose of this measure is to support the continued growth of Hawaii's manufacturing industry by appropriating funds for continuing the operations and administration of Hawaii's Manufacturing Development Program.

The High Technology Development Corporation, Hawaii Food Industry Association, The Chamber of Commerce Hawaii, Koloa Rum Company, Meadow Gold Dairies, Maui Brewing Company, Lanikai Brewing Company, The Tea Chest, Aloha Shoyu Company, Ltd., Taps & Apps LLC, Kunoa Cattle Company, Pelatron Technologies LLC, Kohola Brewery, Hyperspective, Kauai Island Brewing Company, and a concerned individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing the amount of the appropriation from \$1,500,000 to an unspecified sum;
- (2) Changing its effective date to July 1, 2038, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance deliberate on this measure further, your Committee on Economic Development and Business respectfully requests appropriating \$1,500,000 for continuing the operations and administration of Hawaii's Manufacturing Development Program.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1327, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1327, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Johanson).

SCRep. 311 Economic Development & Business on H.B. No. 594

The purpose of this measure is to enhance maritime productivity and workforce development in Hawaii by establishing a maritime industry grant program.

The Chamber of Commerce Hawaii, Pacific Shipyards, and several concerned individuals testified in support of this measure. The Department of Business, Economic Development and Tourism supported the intent of this measure. The State Procurement Office provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2038, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 594, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 594, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Johanson).

SCRep. 312 Economic Development & Business on H.B. No. 593

The purpose of this measure is to continue to provide support for scientific innovation in the State by:

- (1) Requiring that the amount of the State tax credit for research activities be calculated based on all qualified research expenses for the taxable year; and
- (2) Appropriating funds for a compliance specialist position within the Department of Taxation to assist with the administration of this tax credit.

The High Technology Development Corporation, The Chamber of Commerce Hawaii, Oceanit, Navatek, and several concerned individuals testified in support of this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 2038, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 593, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 593, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Johanson).

SCRep. 313 Economic Development & Business on H.B. No. 960

The purpose of this measure is to advance the space program both nationally and in Hawaii by establishing the Multinational Lunar Architecture Alliance to hold an International Lunar Development Summit to, among other things, identify the major goals and challenges associated with prototype lunar architecture.

The Pacific International Space Center for Exploration Systems, Aerospace States Association, Multinational Lunar Architecture Alliance, National Space Society, Moon Base Hawaii, Stakeholder Engagement Working Group of the European Space Agency's Moon Village, and two concerned individuals testified in support of this measure. The Department of Business, Economic Development and Tourism supported the intent of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2038, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 960, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 960, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Johanson).

SCRep. 314 Economic Development & Business on H.B. No. 521

The purpose of this measure is to stimulate and diversify Hawaii's economy by establishing and funding the High-growth Grant Program and Special Fund to provide grants to qualified businesses to expand business operations, improve business productivity, and invest in food safety or quality control programs.

Department of Business, Economic Development, and Tourism, The High Technology Development Corporation, The Chamber of Commerce Hawaii, Maui Chamber of Commerce, Envisions Entertainment, Maui Brewing Company, Hawaii Food Industry Association, Kauai Island Brewing Company, and International Longshore and Warehouse Union Local 142 testified in support of this measure. Americans for Democratic Action testified in opposition to this measure. The Department of Budget and Finance provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2038, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 521, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 521, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Johanson).

SCRep. 315 Economic Development & Business on H.B. No. 1326

The purpose of this measure is to advance the State's economic development, sustainability, and diversity by appropriating funds for a basalt rebar market assessment study.

The Pacific International Space Center for Exploration Systems testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2038, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1326, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1326, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Johanson).

SCRep. 316 Economic Development & Business on H.B. No. 1449

The purpose of this measure is to build on the successes of Hawaii's science and technology industries and support Hawaii-based small businesses by establishing the Hawaii Impact Loan Program, Hawaii Impact Special Fund, and appropriating funds to the Program.

The High Technology Development Corporation and Oceanit testified in support of this measure. The Department of Budget and Finance provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2038, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1449, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1449, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Johanson).

SCRep. 317 Economic Development & Business on H.B. No. 1036

The purpose of this measure is to more accurately reflect the mission of the High Technology Development Corporation by changing its name to the Hawaii Technology Development Corporation. This measure also repeals the Hawaii Software Service Center located within the High Technology Development Corporation as the Center has been unfunded and inactive for over ten years.

The Department of Business, Economic Development and Tourism and High Technology Development Corporation testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1036 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Johanson).

SCRep. 318 Economic Development & Business on H.B. No. 598

The purpose of this measure is to transfer the Hawaii Cybersecurity, Economic, Education, and Infrastructure Security Coordinator from the Department of Defense to the Office of Enterprise Technology Services. In addition, this bill provides that the coordinator shall be selected by the Chief Information Officer rather than the Adjutant General.

For purposes of a public hearing, your Committee circulated a proposed H.D. 1 (Proposed Draft) of the measure and notified the public that your Committee would be accepting testimony on the Proposed Draft, which deleted the contents of H.B. 598, and inserted provisions that establish a Cyber Hawaii pilot project within the Office of the Vice President for Research and Innovation at the University of Hawaii. The Cyber Hawaii pilot project will plan, develop, and implement a cyber ecosystem that addresses the many aspects of cybersecurity.

Your Committee received testimony in support of the proposed draft from the Department of Labor and Industrial Relations, Office of Enterprise Technology Services, University of Hawaii System, Department of Education, Referentia Systems Incorporated, the Chamber of Commerce Hawaii, and one concerned individual.

Your Committee finds that cybersecurity is becoming increasingly important as Hawaii residents, businesses, and organizations rely increasingly on online networks that can create potential vulnerabilities and exploits of which many persons may be unaware. Your Committee further finds that the University of Hawaii is an appropriate coordinator for a statewide cybersecurity pilot project due to its ongoing cybersecurity research, education, and workforce development initiatives, as well as its active engagements and partnerships with various federal government and military entities and private organizations.

Your Committee has amended this measure by adopting the Proposed Draft and amending it further by:

- (1) Making technical, nonsubstantive changes for purposes of style, clarity, and consistency; and
- (2) Changing the effective date to July 1, 2038 to facilitate further discussion on the measure.

Your Committee respectfully requests that your Committee on Finance consider appropriating the amount of \$200,000 to the University of Hawaii for the purposes of implementing this pilot project.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 598, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 598, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Holt).

SCRep. 319 Housing on H.B. No. 396

The purpose of this measure is to authorize Hawaii Public Housing Authority (HPHA) to evict a tenant if the tenant is convicted of a misdemeanor or felony related to HPHA's property or funds during the term of tenancy.

HPHA and numerous individuals testified in support of this measure.

Your Committee has amended this measure by changing its effective date to take effect upon a date to be determined, to facilitate further discussion on this measure.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 396, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 396, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Aquino).

SCRep. 320 Housing on H.B. No. 488

The purpose of this measure is to increase the availability of and access to housing stock in the State, particularly for Hawaii's vulnerable populations, by:

- (1) Authorizing the issuance of general obligation bonds for:
 - (A) Rental housing;
 - (B) A mixed-use affordable rental housing and multi-use juvenile services and shelter center at 902 Alder Street; and
 - (C) Public housing development, improvements, and renovations; and
- (2) Appropriating funds for public housing security improvements, renovation, and repairs for vacant public housing units.

Partners in Care, Catholic Charities Hawaii, Hawaii Appleseed Center for Law and Economic Justice, Americans for Democratic Action, PHOCUSED, Hawaii Kai Homeless Task Force, The CHOW Project, IMUAlliance, and several individuals testified in support of this measure. The Hawaii Housing Finance and Development Corporation, The Judiciary, and Hawaii Public Housing Authority submitted comments on this measure.

Your Committee has amended this measure by changing its effective date to take effect upon a date to be determined to facilitate continued discussion on this measure.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 488, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 488, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 321 Housing on H.B. No. 534

The purpose of this measure is to appropriate funds for Hawaii Public Housing Authority to hire an additional security guard to improve security and monitoring at the Alu Street gate of Kalihi Valley Homes.

The Hawaii Public Housing Authority and numerous individuals testified in support of this measure.

Your Committee has amended this measure by changing its effective date to take effect upon a date to be determined, to facilitate further discussion on this measure.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 534, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 534, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Aquino).

SCRep. 322 Housing on H.B. No. 229

The purpose of this measure is to preclude the State and counties from adopting regulations that require minimum gross floor space, minimum area of habitable space, or minimum room size for single-family detached dwellings, unless a requirement is necessary to meet fire and life safety or environmental purposes or standards.

Several individuals testified in support of this measure. The Hawaii Kai Homeless Task Force submitted comments on this measure.

Your Committee has amended this measure by changing its effective date to take effect upon a date to be determined to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 229, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 229, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Nakamura). Noes, none. Excused, none.

SCRep. 323 Housing on H.B. No. 1216

The purpose of this measure is to establish a temporary tax credit for investments made in qualified low-income housing projects or qualified low-income buildings.

The Department of Taxation and Tax Foundation of Hawaii commented on this measure.

Your Committee has amended this bill by:

- (1) Allowing any portion of the ownership interest or credit to be decoupled and assigned;
- (2) Requiring qualified project depreciation to be calculated under section 168(e)(3)(B) of the Internal Revenue Code;
- (3) Changing the effective date to take effect upon a date to be determined to facilitate further discussion on this measure; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1216, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1216, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Nakamura). Noes, none. Excused, none.

SCRep. 324 Housing on H.B. No. 223

The purpose of this measure is to:

- (1) Allow a landlord or landlord's agent to charge an application screening fee as part of the applicant screening process for renting residential property; and
- (2) Set limits on the amount of the application screening fee and require the landlord or landlord's agent to return any unauthorized fee amounts to the applicant.

The Department of Commerce and Consumer Affairs Office of Consumer Protection testified in support of this measure. The Hawaii Association of Realtors opposed this measure. The Consumer Data Industry Association commented on this measure.

Your Committee has amended this measure by:

- (1) Removing the 10-day time limit in which a landlord or landlord's agent must provide a receipt to the applicant for payment of the application screening fee and a copy of any report obtained by the landlord or agent;
- (2) Authorizing the landlord or landlord's agent to charge an applicant an administrative fee and postage based on the actual expenses incurred in providing a copy of a report to the applicant;
- (3) Changing its effective date to take effect upon a date to be determined, to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 223, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 223, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 5; Ayes with Reservations (McDermott). Noes, 1 (Quinlan). Excused, 1 (Aquino).

SCRep. 325 Housing on H.B. No. 1009

The purpose of this measure is to:

- (1) Allow a landlord to prohibit a tenant from accessing a dwelling unit when the tenant quits the premises for failure to pay rent or the landlord has been awarded possession by the court, provided that the landlord provides the tenant access to the dwelling unit for a period of one day for the removal of personal property; and
- (2) In such cases, deem the personal property abandoned and allow the landlord to immediately dispose of the tenant's property if the tenant fails to remove and dispose of the property within one day.

The Office of Consumer Protection of the Department of Commerce and Consumer Affairs and Lawyers for Equal Justice testified in opposition to this measure.

Your Committee has amended this measure by:

- (1) Requiring a landlord to provide a tenant access to the dwelling unit for a period of 24 hours to remove the tenant's personal property; and
- (2) Changing its effective date to take effect upon a date to be determined to facilitate further discussion on the measure.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1009, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1009, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (San Buenaventura). Noes, 1 (Nakamura). Excused, none.

SCRep. 326 Housing on H.B. No. 829

The purpose of this measure is to require Hawaii Public Housing Authority (HPHA) to document smoking violations and retain all violations on a resident's record permanently.

One individual testified in support of this measure. HPHA, Coalition for a Tobacco-Free Hawaii, and an individual commented on this measure.

Your Committee has amended this measure by:

- (1) Requiring HPHA to document each violation observed by authority staff, agents, or authorized representatives and retain residents' records of violations for up to three years; and
- (2) Changing its effective date to take effect upon a date to be determined to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 829, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 829, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 5; Ayes with Reservations (McDermott). Noes, 1 (Quinlan). Excused, 1 (Aquino).

SCRep. 327 Housing on H.B. No. 413

The purpose of this measure is to require:

- (1) The Hawaii Housing Finance and Development Corporation (HHFDC) to conduct a survey to identify and inventory available state-owned and state-managed housing units statewide that could be used as affordable rental housing for the homeless; and
- (2) The Department of Human Services (DHS) to convene a homeless summit.

The Hawaii Kai Homeless Task Force and IMUAlliance testified in support of this measure. The Governor's Coordinator on Homelessness, DHS, and HHFDC commented on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to take effect upon a date to be determined to encourage further discussion on this measure; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 413, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 413, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Nakamura). Noes, none. Excused, none.

SCRep. 328 Housing on H.B. No. 869

The purpose of this measure is to:

- (1) Authorize the issuance of general obligation bonds to develop affordable rental units and homes; and
- (2) Allow moneys from the conveyance tax and the county surcharge on state tax to be used to repay the bonds.

DHHL, Hawaii Kai Homeless Task Force, IMUAlliance, Hunt Companies, Faith Action for Community Equity Housing Task Force, and Housing Now! Coalition testified in support of this measure. The Governor's Coordinator on Homelessness, Hawaii Housing Finance and Development Corporation, Hawaii Public Housing Authority, Department of Taxation, Department of Budget and Finance, and Tax Foundation of Hawaii commented on this measure.

Your Committee has amended this measure by:

- (1) Authorizing the issuance of general obligation bonds to construct long-term rental housing that is prioritized for homeless or low-income households, rather than constructing temporary transitional housing or homeless shelters;

- (2) Changing its effective date to a date to be determined, to facilitate further discussion on this measure; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee wished for further clarification from the Department of Budget and Finance regarding the debt limit, whether the bonds are taxable or tax-exempt, and whether this measure may have any financial implications on affordable housing. Your Committee recognizes that fiscal and budgetary issues concerning this measure will be entertained by the Committee on Finance should it further deliberate on this measure.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 869, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 869, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Nakamura). Noes, none. Excused, none.

SCRep. 329 Public Safety on H.B. No. 1295

The purpose of this measure is to establish a temporary Commission on Criminal Justice and Sentencing Reform (Commission) to:

- (1) Develop a statewide plan of sentencing and corrections policies that would reduce the State's prison population by twenty-five per cent by year 2025, reduce spending on corrections, and reinvest the savings in strategies that increase public safety and reduce recidivism; and
- (2) Review and recommend the relocation of a prison or correctional facility to comply with federal guidelines for the health and welfare of the inmate population and to modernize the prison or correctional facility.

The American Civil Liberties Union of Hawaii, Hawaii Innocence Project, and several concerned individuals supported this measure. Two concerned individuals opposed this measure. The Department of Public Safety, Hawaii Substance Abuse Coalition, Ho'omana Pono, LLC., and a concerned individual offered comments.

Your Committee has amended this measure by:

- (1) Removing the Commission's specific targets regarding the reduction of the State's prison population;
- (2) Revising the Commission membership and designating the Chief Justice as the chairperson of the Commission;
- (3) Clarifying the purpose and focus of the Commission;
- (4) Clarifying that the Commission, with the assistance of the Legislative Reference Bureau, shall submit a report to the Legislature no later than 20 days prior to the convening of Regular Session of 2019;
- (5) Changing the effective date to September 1, 2017; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1295, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1295, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 330 Human Services on H.B. No. 1445

The purpose of this measure is to require any continuum of care to offer a stipend to volunteers assisting in the point-in-time count conducted annually to determine the number of homeless individuals in the State, as a condition of receiving federal homeless assistance from the United States Department of Housing and Urban Development.

The Hawaii Kai Homeless Task Force and two individuals testified in support of this measure. FACE/Housing Now Coalition and PHOCUSED opposed this measure. The Governor's Coordinator on Homelessness and Department of Human Services commented on this measure.

Your Committee has amended this measure by:

- (1) Authorizing, rather than requiring, a continuum of care to offer a stipend to volunteers assisting in the point-in-time count; and
- (2) Changing its effective date to July 1, 2075, to facilitate further discussion on this measure.

In its discussion, your Committee noted that the Office of Elections also provides compensation for its volunteers. Section 11-76, Hawaii Revised Statutes, requires that precinct officials and related election day nonprofit groups or employees be compensated pursuant to a schedule established by the Chief Election Officer. Section 3-172-66, Hawaii Administrative Rules, sets forth a compensation schedule and provides flexibility in the stipend amounts, based on certain conditions.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1445, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1445, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Belatti).

SCRep. 331 Human Services/Housing on H.B. No. 772

The purpose of this measure is to allocate additional funding to the Department of Human Services (DHS), Department of Health (DOH), and Department of Transportation (DOT) to support homelessness outreach, mitigation, and prevention efforts in the State.

Catholic Charities Hawaii; Hawaii Youth Services Network; YWCA Oahu; Hawaii Substance Abuse Coalition; Ho'omana Pono, LLC.; IMUAlliance; and three individuals testified in support of this measure. The Governor's Coordinator on Homelessness, DHS, DOH, and DOT commented on this measure.

Your Committees have amended this measure by:

- (1) Specifying that the appropriations to the:
 - (A) Housing First Program to provide housing and supportive services include funding for substance use disorder treatment; and
 - (B) Department of Transportation are also for assisting the Airports Division and Harbors Division to deal with homelessness-related issues pertaining to security, health, and safety; and
- (2) Changing its effective date to July 1, 2075, to encourage further discussion on this measure.

As affirmed by the records of votes of the members of your Committees on Human Services and Housing that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 772, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 772, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Human Services: Ayes, 6. Noes, none. Excused, 1 (Belatti).
Housing: Ayes, 4. Noes, none. Excused, 3 (Aquino, Quinlan, McDermott).

SCRep. 332 Agriculture on H.B. No. 1005

The purpose of this measure is to increase efforts to eradicate invasive pests and the agricultural crop loss they cause by appropriating funds to enhance and strengthen Hawaii's biosecurity program to fight incipient invasive species.

The College of Tropical Agriculture and Human Resources of the University of Hawaii, Hawaii Cattlemen's Council, Ponoholo Ranch Limited, Ka Ohana O Na Pua, Maui County Farm Bureau, Local Food Coalition, The Nature Conservancy, Hawaii Farm Bureau, and numerous individuals testified in support of this measure. The Department of Agriculture, Department of Land and Natural Resources, Coordinating Group on Alien Pest Species, Democratic Party of Hawaii, and Conservation Council for Hawaii supported the intent of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 31, 2150, to facilitate further discussion; and
- (2) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1005, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1005, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 333 Agriculture on H.B. No. 1015

The purpose of this measure is to establish a grant program within the Agribusiness Development Corporation to provide financial support for agriculture-related improvements to existing and emerging farms and agribusiness operations.

The Department of Agriculture, Agribusiness Development Corporation, Hawaii Farm Bureau, Hawaii Farmers Union United, and numerous individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 31, 2150, to facilitate further discussion; and

- (2) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1015, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1015, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 334 Agriculture on H.B. No. 1333

The purpose of this measure is to authorize the issuance of special purpose revenue bonds (SPRB) for the purpose of assisting Honoka'a Land Company, LLC, with acquiring, developing, and renovating agricultural facilities and structures.

The Department of Agriculture and Honoka'a Land Company, LLC, supported this measure. The Department of Budget and Finance provided comments.

Your Committee has amended this measure by:

- (1) Changing the amount of the SPRB authorization to an unspecified amount; and
(2) Changing its effective date to July 31, 2150, to encourage further discussion.

Should the Committee on Finance deliberate this measure further, your Committee on Agriculture respectfully requests that it consider authorizing the issuance of special purpose revenue bonds in a total amount not to exceed \$50,000,000 to assist Honoka'a Land Company, LLC, with acquiring, developing, and renovating agricultural facilities and structures.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1333, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1333, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 335 Agriculture on H.B. No. 1389

The purpose of this measure is to support, maintain, and prepare for the future of Hawaii's cattle industry by appropriating funds for the planning and design of scalable livestock harvest facilities.

The Hawaii Farm Bureau, Hawaii Cattlemen's Council, Inc., Ulupalakua Ranch, Maui Cattle Company, Maui Cattlemen's Association, Maui County Farm Bureau, Hawaii Cattlemen's Association, Ponoholo Ranch, Ltd, Aina Ho'okupu o Kilauea, Palani Ranch Company, Parker Ranch, Inc., Paniolo Cattle Company, Hawaii Island School Garden Network, Hawaii Crop Improvement Association, Gay & Robinson, Inc., The Maritime Group, LLC, PRL English, LLC., and numerous concerned individuals supported this measure. The Department of Agriculture supported the intent of this measure. Animal Rights Hawaii, Save An Animal, and many concerned individuals opposed this measure. Hawaii Cattle Producers Cooperative Association and a concerned individual provided comments.

Your Committee has amended this measure by:

- (1) Changing the amount appropriated to an unspecified amount; and
(2) Changing its effective date to July 31, 2150, to encourage further discussion.

Should the Committee on Finance deliberate this measure further, your Committee on Agriculture respectfully requests that it consider appropriating \$1,500,000 for the planning and design of scalable livestock harvest facilities.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1389, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1389, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 336 Agriculture on H.B. No. 889

The purpose of this measure is to protect the environment and public safety by:

- (1) Increasing the pesticide licensing fee and requiring the annual renewal of the license;
(2) Amending authorized uses for moneys in the Pesticide Use Revolving Fund;

- (3) Requiring a memorandum of understanding between the Department of Agriculture (Department) and the University of Hawaii College of Tropical Agriculture and Human Resources (CTAHR) regarding the expenditure of funds from the Pesticide Use Revolving Fund and a report to the Legislature;
- (4) Establishing an environmental toxicologist position within the Department and a pesticide extension specialist, through a contract with the Department, within the CTAHR; and
- (5) Appropriating funds out of the Pesticide Use Revolving Fund for specific purposes.

GMO Free Maui; Hawaii Farm Bureau; GMO Free Kauai; Hawaii Center for Food Safety; Ohana o Kauai; CropLife America; Hawaii Crop Improvement Association; Alexander & Baldwin, Inc.; Dow Agrosience; DuPont Pioneer; Western Plant Health Association; Monsanto; and numerous concerned individuals supported this measure. Ponoeholo Ranch Limited opposed this measure. The Department of Agriculture, and Consumer Specialty Products Association offered comments.

Your Committee has amended this measure by:

- (1) Replacing the following fiscal biennium 2017-2019 amounts appropriated out of the Pesticide Use Revolving Fund with unspecified amounts to be expended by the Department:
 - (A) \$200,000 for operating expenses and the position of environmental toxicologist;
 - (B) \$200,000 for operating expenses and the position of a pesticide extension specialist;
 - (C) \$25,000 for registration and technical review;
 - (D) \$25,000 for certification activities, including certification of restricted use pesticides or experimental use pesticides;
 - (E) \$300,000 for compliance monitoring expenses;
 - (F) \$750,000 for the development of an electronic data collection system;
 - (G) \$400,000 for the development of pesticide-related educational materials;
 - (H) \$300,000 to conduct demonstration trials in conjunction with the CTAHR cooperative extension service agents to develop integrated management and drift management technologies; and
 - (I) \$500,000 for the Pesticide Disposal Program; and
- (2) Changing its effective date to July 31, 2150, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 889, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 889, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 337 Agriculture on H.B. No. 572

The purpose of this measure is to amend the Important Agricultural Land Qualified Agricultural Cost Tax Credit by:

- (1) Removing provisions that established a limited time period in which the Credit may be claimed; and
- (2) Including the costs of clearing, removing trees and debris from, and soil restoration of former sugar or pineapple plantation land that has been unused for at least five years as a qualifying cost to claim the Credit.

Your Committee received testimony in support of this measure from the Hawaii Farm Bureau and an individual. Your Committee received testimony in support of the intent of this measure from the Department of Agriculture and an individual. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 31, 2150; and
- (2) Making technical nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 572, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 572, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 338 Agriculture on H.B. No. 95

The purpose of this measure is to allow potential applicants to the Industrial Hemp Pilot Program (Program) to apply for a license at any time during the year in which the applicant plans to grow industrial hemp.

Ho'omana Pono, LLC., We Are One, Inc., Kihei Community Association, Hawaii Farmers Union United, and many concerned individuals supported this measure. The Department of Agriculture and Department of the Attorney General offered comments.

Your Committee acknowledges the importance of statewide public input on the Program and suggests that the Department of Agriculture have public hearings on its proposed rules for the Program on Oahu, Hawaii Island, Maui, Kauai, Molokai, and Lanai.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 95 and recommends that it pass Second Reading and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 339 Agriculture on H.B. No. 228

The purpose of this measure is to protect Hawaii's environment from the spread of invasive species by using an objective rating system called the Hawaii Pacific Weed Risk Assessment to designate which plants will be on the restricted plants list and noxious weeds list.

The Conservation Council for Hawaii and two concerned individuals testified in support of this measure. The Department of Agriculture supported the intent of this measure. The Department of Land and Natural Resources provided comments.

Your Committee has amended this measure by changing its effective date to July 31, 2150, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 228, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 228, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 340 Agriculture on H.B. No. 230

The purpose of this measure is to establish a refundable income tax credit for agricultural businesses that lose income as a result of taking land out of active production to comply with federal food safety requirements, including those contained in the Food Safety Modernization Act.

Your Committee received testimony in support of this measure from the Land Use Research Foundation of Hawaii, Hawaii Farm Bureau, and two individuals. Your Committee received comments on this measure from the Department of Agriculture, Department of Taxation, and Tax Foundation of Hawaii.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 31, 2150, to encourage further discussion; and
- (2) Making technical nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 230, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 230, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 341 Agriculture on H.B. No. 446

The purpose of this measure is to support sustainable farming, diversified agriculture, and job creation by appropriating funds for the acquisition of land, planning, design, and construction of an agricultural park in South Maui that could be used for diversified crops, including industrial hemp.

Hawaii Farmers Union United, We Are One, Inc., and many concerned individuals supported this measure. The Department of Agriculture supported the intent of this measure.

Your Committee has amended this measure by changing its effective date to July 31, 2150, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 446, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 446, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 342 Agriculture on H.B. No. 503

The purpose of this measure is to appropriate funds for three additional full-time equivalent (3.00 FTE) inspector positions within the Department of Agriculture's Pesticides Branch to properly administer and regulate restricted use pesticides in accordance with the Hawaii Pesticides Law.

The Western Plant Health Association, PonoHolo Ranch Limited, Hawaii Crop Improvement Association, Land Use Research Foundation of Hawaii, Hawaii Farm Bureau, GMO Free Kauai, GMO Free Maui, and many individuals testified in support of this measure. The Department of Agriculture testified in support of the intent of this measure. Hawaii Center for Food Safety and an individual commented on this measure.

Your Committee noted the Department of Agriculture's testimony that currently there is a more pressing and urgent need for an additional chemist and two additional case developer positions.

Accordingly, your Committee has amended this measure by:

- (1) Appropriating funds for one full-time equivalent (1.00 FTE) chemist position and two full-time equivalent (2.00 FTE) case developer positions, rather than the three inspector positions;
- (2) Changing its effective date to July 31, 2150, to facilitate further discussion on this measure; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 503, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 503, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 343 Agriculture on H.B. No. 715

The purpose of this measure is to:

- (1) Require the counties to incorporate urban agriculture principles and policies in land use planning; and
- (2) Allow urban agriculture as a residential use in a county residentially designated zone.

Hawaii Farm Bureau and three individuals testified in support of this measure. The City and County of Honolulu Department of Planning and Permitting testified in opposition.

Should the Committee on Water & Land deliberate on this measure further, your Committee respectfully requests that it consider addressing the City and County of Honolulu Department of Planning and Permitting's concerns.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 715 and recommends that it pass Second Reading and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 344 Agriculture on H.B. No. 728

The purpose of this measure is to expand the agricultural commodities general excise tax exemption to include agricultural products such as cattle, goats, lambs, sheep, hogs, pork, chickens, and other poultry; meat and carcasses of cattle, goats, lambs, sheep, hogs, pork, chickens, and other poultry; milk products; eggs; and products of aquaculture and aquaponics.

The Hawaii Farm Bureau, Maui County Farm Bureau, Hawaii Crop Improvement Association, PonoHolo Ranch Limited, Land Use Research Foundation of Hawaii, and a concerned individual supported this measure. The Department of Agriculture supported the intent of the measure. Two concerned individuals opposed the measure. The Department of Taxation and Tax Foundation of Hawaii submitted comments.

Your Committee has amended this measure by:

- (1) Using already statutorily-established definitions of "agricultural products" and "producer" (section 237-5, Hawaii Revised Statutes);
- (2) Changing its effective date to July 31, 2150, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 728, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 728, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 345 Agriculture on H.B. No. 775

The purpose of this measure is to change the procedures that must be followed prior to the sale of eggs imported from outside of the State.

Specifically, this measure:

- (1) Repeals the requirement that permission from the Department of Agriculture is needed prior to the removal of the eggs from any dock or landing;
- (2) Repeals the requirement for a certificate from the Department of Agriculture that the eggs contained in a shipment are properly marked prior to being processed, sold, or offered for sale; and
- (3) Requires importation and other documents to be furnished to the Department of Agriculture prior to the eggs being processed, sold, or offered for sale.

The Department of Agriculture, Hawaii Foodservice Alliance LLC, and Eggs Hawaii, Inc. supported this measure. A concerned individual opposed this measure.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 775, H.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 346 Agriculture on H.B. No. 959

The purpose of this measure is to require the Auditor to conduct a management and financial audit of the Agribusiness Development Corporation.

The Friends of Makakilo and three concerned individuals supported the measure. The Department of Agriculture and Agribusiness Development Corporation opposed the measure. The Office of the Auditor submitted comments.

Your Committee has amended this measure by:

- (1) Extending the deadline for the Auditor's report to the Legislature, to not later than 20 days prior to the Regular Session of 2019;
- (2) Changing its effective date to July 31, 2150, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

In recognition of the Agribusiness Development Corporation's limited staffing, your Committee has extended the deadline for the completion of the Auditor's report.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 959, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 959, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 347 Agriculture on H.B. No. 1004

The purpose of this measure is to help respond to the potential catastrophic loss of Hawaii's native ohia forests by appropriating \$3,655,000 for each year of fiscal biennium 2017-2019 to implement the Rapid Ohia Death Strategic Response Plan.

The University of Hawaii, Coordinating Group on Alien Pest Species, Hawaii Farm Bureau, The Nature Conservancy – Hawaii Program, Conservation Council for Hawaii, Life of the Land, Hawaii Cattlemen's Council, PonoHolo Ranch Limited, Democratic Party of Hawaii, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, Hawaii Farmers Union United, Sierra Club of Hawaii, and numerous concerned individuals supported this measure. The Department of Agriculture and Department of Land and Natural Resources supported the intent of the measure.

Your Committee has amended this measure by:

- (1) Changing the expending agency for the appropriation from the Department of Agriculture to the Department of Land and Natural Resources;
- (2) Making the appropriation an unspecified sum; and
- (3) Changing the effective date to July 31, 2150, to encourage further discussion.

Should your Committee on Finance choose to deliberate on this measure further, your Committee respectfully requests that it consider appropriating \$3,655,000 for each year of fiscal biennium 2017-2019, to be allocated as follows:

- (1) \$2,390,000 for 21 full-time positions, five post-doctoral fellow positions, two technician positions, and two specialist positions; and
- (2) \$1,265,000 for supplies, equipment, and resources needed for research, threat response, response coordination, outreach, and cultural engagement.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1004, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1004, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 348 Water & Land on H.B. No. 1218

The purpose of this measure is to authorize the Director of Finance to issue general obligation bonds to fund the Kawaiui Water Management Infrastructure and Flood Mitigation Project to install water management infrastructure for wildlife ponds and contour stream banks and overflow channels to manage flood waters.

The Conservation Council for Hawaii and a few concerned individuals supported this measure. The Department of Land and Natural Resources provided comments.

Your Committee has amended this measure by:

- (1) Removing all general obligation bond amounts;
- (2) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity and consistency.

Should the Committee on Finance deliberate this measure further, your Committee on Water & Land respectfully requests that it consider issuing general obligation bonds in the sum of \$1,200,000 for the Kawaiui Water Management Infrastructure and Flood Mitigation Project.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1218, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1218, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Say). Noes, none. Excused, 1 (Fukumoto).

SCRep. 349 Water & Land on H.B. No. 1200

The purpose of this measure is to appropriate funds for the Department of Land and Natural Resources to conduct a feasibility study to determine the best means to provide a Pohoiki Swimming area and develop plans for a safe swim area.

The Department of Land and Natural Resources, Council Member representing District 4 of the Hawaii County Council, Malama O Puna, Friends of Pohoiki, and two concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Removing the appropriation amount;
- (2) Clarifying that funding shall be appropriated out of an unspecified special fund, rather than out of the general revenues of the State; and
- (3) Changing its effective date to July 1, 2050, to encourage further discussion.

Should your Committee on Finance deliberate this measure further, your Committee on Water & Land respectfully requests that it consider appropriating \$250,000 for the feasibility study and the development of plans for a safe swim area.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1200, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1200, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Say). Noes, none. Excused, 1 (Fukumoto).

SCRep. 350 Water & Land on H.B. No. 430

The purpose of this measure is to support the Diamond Head State Monument by authorizing the issuance of general obligation bonds for the planning, design, and construction of a Diamond Head State Monument Visitor and Interpretive Center, provided that the Department of Land and Natural Resources also seeks funds.

The Department of Land and Natural Resources, Diamond Head State Monument Foundation, and a concerned individual supported this measure.

Your Committee notes that questions were raised as to the hours of access to the monument. Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 430, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 430, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (Say). Noes, none. Excused, none.

SCRep. 351 Water & Land on H.B. No. 630

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources for:

- (1) Drought mitigation projects and measures in each county; and
- (2) One full-time equivalent permanent planner IV position within the Commission on Water Resource Management (CWRM) to update the Hawaii Drought Plan.

The Honolulu Board of Water Supply, Waiakea Soil and Water Conservation District, Maui County Farm Bureau, Hawaii Farm Bureau, and numerous individuals testified in support of this measure. The Department of Agriculture and Department of Land and Natural Resources supported the intent of this measure.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Specifying that the funds shall be appropriated from an unspecified special fund rather than the general fund;
- (3) Adding language that provides that contractors and other third parties who receive funds under this Act may be subject to review and inspection by the Department of Land and Natural Resources, the Attorney General, or the Auditor;
- (4) Changing the effective date to July 1, 2050; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance decide to deliberate on this measure, your Committee respectfully requests that the appropriation amounts of \$4,000,000 for drought mitigation projects and \$52,000 for the planner position be re-inserted into this measure.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 630, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 630, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 352 Water & Land on H.B. No. 1418

The purpose of this measure is to address and resolve the concerns raised by the Federal Emergency Management Agency (FEMA) to ensure that Hawaii's communities are not suspended from participation in the National Flood Insurance Program (NFIP) by amending the county exemptions from building permit and building code requirements to ensure compliance with NFIP requirements.

The Department of Land and Natural Resources, Department of Commerce and Consumer Affairs, Hawaii Emergency Management Agency, Hawaii Housing Finance and Development Corporation, Department of Planning and Permitting of the City and County of Honolulu, Office of the Mayor of the County of Hawaii, Hawaii Association of Realtors, Mortgage Bankers Association, PonoHolo Ranch Limited, Hawaii Bankers Association, Hawaii Credit Union League, Hawaii Independent Insurance Agents Association, Hawaii Financial Services Association, American Public Works Association Hawaii Chapter, American Council of Engineering Companies, and several individuals testified in support of this measure. Hawaii Insurers Council testified in opposition to this measure. The Department of Agriculture, Hawaii Farm Bureau, and Hawaii Aquaculture and Aquaponics Association commented on this measure.

Your Committee notes the concerns raised by FEMA in its April 15, 2016 letter addressed to the Governor regarding the potential suspension of Hawaii's communities from the NFIP. Your Committee finds that this measure satisfies these concerns.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1418 and recommends that it pass Second Reading and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Lee).

SCRep. 353 Water & Land on H.B. No. 632

The purpose of this measure is to broaden the Water Infrastructure Loan Program by authorizing the program to make loans to water utilities and for projects that include water tanks.

The Department of Agriculture, Board of Water Supply, Maui County Farm Bureau, and Hawaii Farm Bureau testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 632 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 354 Water & Land on H.B. No. 643

The purpose of this measure is to authorize the Director of Finance to issue general obligation bonds to finance capital improvements to the Waiahole Irrigation System.

The Department of Agriculture, Agribusiness Development Corporation, Hawaii Crop Improvement Association, Maui County Farm Bureau, Hawaii Farm Bureau, Local Food Coalition, and Monsanto testified in support of this measure. One individual testified in opposition to this measure.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 643 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 355 Water & Land on H.B. No. 631

The purpose of this measure is to:

- (1) Require an owner or prior owner of an abandoned well to repair or seal the well at their own expense;
- (2) Appropriate funds for enforcement of well abandonment requirements; and
- (3) Appropriate funds for three new positions to assist the Department of Land and Natural Resources with the inspection of abandoned wells and the enforcement of well construction and pump installation standards.

The Board of Water Supply testified in support of this measure. The Department of Land and Natural Resources testified in opposition to this measure.

Your Committee has amended this measure by:

- (1) Specifying that the funds shall be appropriated from an unspecified special fund rather than the general fund;
- (2) Adding language that provides that contractors and other third parties who receive funds under this Act may be subject to review and inspection by the Department of Land and Natural Resources, the Attorney General, or the Auditor;
- (3) Requiring owners to notify the commission of an abandoned well transfer prior to going into escrow;
- (4) Making an owner who transfers an abandoned well liable for not reporting, repairing or sealing the well prior to transfer to another person;
- (5) Changing the effective date to July 1, 2050; and
- (6) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 631, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 631, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 356 Water & Land on H.B. No. 386

The purpose of this measure is to appropriate funds for the two-year extension of the Post-Bypass Beach Monitoring Program of the Kikiaola Small Boat Harbor Sand Bypass Operation at Waimea, Kauai.

The Department of Land and Natural Resources and one individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Specifying that the funds shall be appropriated from an unspecified special fund rather than the general fund;
- (2) Specifying that contractors and other third parties who receive funds under this measure may be subject to review and inspection by the Department of Land and Natural Resources, the Attorney General, or the Auditor;
- (3) Changing the effective date to July 1, 2050; and
- (4) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 386, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 386, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 357 Water & Land on H.B. No. 400

The purpose of this measure is to correct an error in the Supplemental Appropriations Act of 2016 by clarifying that the capital improvement project for Maalaea Small Boat Harbor on Maui was for plans, design, and construction for pier improvements, rather than dredging.

The Department of Land and Natural Resources and Ocean Tourism Coalition testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 400 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 358 Water & Land on H.B. No. 52

The purpose of this measure is to authorize the issuance of \$3,300,000 in general obligation bonds to be used in conjunction with federal funds for the construction of a new ferry pier at Lahaina small boat harbor.

The Department of Land and Natural Resources and Ocean Tourism Coalition testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing the general obligation bond authorization to an unspecified amount;
- (2) Specifying that contractors and other third parties who receive funds under this measure may be subject to review and inspection by the Department of Land and Natural Resources, the Attorney General, or the Auditor;
- (3) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (4) Making technical nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance deliberate on this measure, your Committee respectfully requests inserting a general obligation bond amount of \$3,300,000.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 52, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 52, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 359 Water & Land on H.B. No. 622

The purpose of this measure is to facilitate the continuing preservation, restoration, and appropriate use of the Kaho'olawe Island Reserve by:

- (1) Authorizing the Chairperson of the Board of Land and Natural Resources to transfer funds from the Department of Land and Natural Resources' public land trust accounts to the Kaho'olawe Rehabilitation Trust Fund (Fund); and
- (2) Authorizing the Office of Hawaiian Affairs to expend a portion of its public land trust revenues for purposes consistent with those of the Fund.

One concerned individual supported this measure. The Department of Land and Natural Resources, Office of Hawaiian Affairs, Ka Lahui Hawaii Political Action Committee, and one concerned individual opposed this measure. The Department of Budget and Finance provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purpose of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 622, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 622, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Lee, Fukumoto).

SCRep. 360 Water & Land on H.B. No. 1589

The purpose of this measure is to improve the safety of hunters in Hawaii by authorizing:

- (1) Licensed hunters who comply with state firearms law to possess and use firearm noise suppressors while hunting; and
- (2) The manufacture and sale of firearm noise suppressors for licensed hunters who comply with state firearms law.

Lessons in Firearms Education, Hawaii Rifle Association, Hunting Farming and Fishing Association, American Suppressor Association, Babooze Bowstrings, National Shooting Sports Foundation, Inc., Hawaii Sportsmen's Alliance, Institute for Rational and Evidence-based Legislation, National Rifle Association of America, Hawaii Hunting Association, Japanese Chamber of Commerce & Industry of Hawaii, Gay & Robinson, Inc., Niihau Ranch LLC, and numerous concerned individuals supported this measure. The Honolulu Police Department, Animal Rights Hawaii, Save An Animal, and many concerned individuals opposed this measure. The Department of Land and Natural Resources and several concerned individuals provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1589, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1589, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Fukumoto).

SCRep. 361 Water & Land on H.B. No. 785

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources for the operational expenses and staffing costs of the Hawaii Association of Conservation Districts.

The Department of Agriculture, Hawaii Coffee Association, Hawaii Farmers Union United, Waiakea Soil & Water Conservation District, Local Food Coalition, Maui County Farm Bureau, Hawaii Cattlemen's Council, East and West Kauai Soil and Water Conservation District, Hawaii Farm Bureau, Kauai County Farm Bureau, Monsanto, Ponooho Ranch Limited, Larry Jeffs Farms, LLC, Ka'u Soil and Water Conservation District, Puna Soil and Water Conservation District, McCandless Ranch, Oahu Soil and Water Conservation Districts, Hawaii Association of Conservation Districts, Land Use Research Foundation of Hawaii, and numerous concerned individuals supported this measure. The Department of Land and Natural Resources provided comments.

Your Committee has amended this measure by:

- (1) Removing the appropriation amount;
- (2) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance deliberate this measure further, your Committee on Water & Land respectfully requests that it consider appropriating \$450,000 for the operational expenses and staffing costs of the Hawaii Association of Conservation Districts.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 785, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 785, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Say). Noes, none. Excused, 1 (Fukumoto).

SCRep. 362 Energy & Environmental Protection/Agriculture on H.B. No. 481

The purpose of this measure is to enable the Department of Agriculture (Department) to implement its little fire ant program proactively and aggressively by:

- (1) Establishing a Pilot Pesticide Treatment Coupon Project within the Department's existing little fire ant program;
- (2) Creating a little fire ant site map for the County of Hawaii; and
- (3) Appropriating funds for these purposes.

The Department of Land and Natural Resources, the Council Member representing District 3 of the Hawaii County Council, Hawaii Farm Bureau, Conservation Council for Hawaii, Hawaii Crop Improvement Association, Democratic Party of Hawaii, Hawaii Farmers Union United, Hawaii Pest Control Association, Hawaii Farmers & Ranchers United, and many individuals supported this measure. The Coordinating Group on Alien Pest Species supported the intent of this measure. An individual opposed this measure. The Department of Agriculture and University of Hawaii at Manoa College of Tropical Agriculture and Human Resources provided comments.

Your Committees have amended this measure by:

- (1) Replacing the \$300,000 appropriation with a blank amount; and
- (2) Changing its effective date to January 28, 2081, to encourage further discussion.

Should the Committee on Finance deliberate this measure further, your Committees on Energy & Environmental Protection and Agriculture respectfully request that it consider appropriating \$300,000 for the establishment of the Pilot Pesticide Treatment Coupon Project and the little fire ant site map.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Agriculture that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 481, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 481, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Energy & Environmental Protection: Ayes, 9. Noes, none. Excused, none.
Agriculture: Ayes, 7. Noes, none. Excused, none.

SCRep. 363 Energy & Environmental Protection/Agriculture on H.B. No. 1578

The purpose of this measure is to establish and appropriate funds for a Carbon Farming Task Force (Task Force), to identify agricultural and aquacultural activities and best practices that provide emissions source reduction or carbon sequestration benefits.

The Department of Land and Natural Resources, Hawaii Alliance for Progressive Action, Earth As One, Hawaii Center for Food Safety, Surfrider Foundation's Oahu Chapter, GMO Free Maui, GMO Free Kaua'i, We Are One, Inc., Sierra Club of Hawaii, and numerous individuals supported this measure. The Office of Planning supported the intent of this measure. The Office of Environmental Control provided comments.

Your Committees have amended this measure by:

- (1) Clarifying the scope of the Task Force's duties;
- (2) Adding the Director of the Office of Environmental Quality Control or the Director's designee to the Task Force's membership;
- (3) Allowing the Task Force's members to recommend additional individuals with the appropriate specialized expertise to the Task Force;
- (4) Inserting an unspecified appropriation amount;
- (5) Changing its effective date to January 28, 2081, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance deliberate this measure further, your Committees on Energy & Environmental Protection and Agriculture respectfully request that it consider appropriating \$50,000 for the Carbon Farming Task Force.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Agriculture that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1578, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1578, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
 Energy & Environmental Protection: Ayes, 9. Noes, none. Excused, none.
 Agriculture: Ayes, 7. Noes, none. Excused, none.

SCRep. 364 Energy & Environmental Protection on H.B. No. 1508

The purpose of this measure is to:

- (1) Establish and appropriate funds for a Building Energy Efficiency Pilot Program to set building energy efficiency standards that assist the State in reaching net zero emissions; and
- (2) Require the design of state buildings constructed or renovated on or after July 1, 2020, to incorporate glass that uses a dynamic glazing system and natural light.

The Department of Transportation, View Inc., and two individuals supported this measure. The Department of Accounting and General Services provided comments.

Your Committee has amended this measure by:

- (1) Requiring the Department of Accounting and General Services to work with the Department of Transportation to identify a site for the Building Energy Efficiency Pilot Program;
- (2) Clarifying that the design of state buildings constructed or renovated on or after July 1, 2020, shall encourage the use of natural light, and incorporate the use of glass that uses a dynamic glazing system where appropriate; and
- (3) Changing its effective date to July 1, 2050, to encourage further discussion.

Should the Committee on Finance deliberate this measure further, your Committee on Energy & Environmental Protection respectfully requests that it consider appropriating \$500,000 for the Building Energy Efficiency Pilot Program.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1508, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1508, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
 Ayes, 9. Noes, none. Excused, none.

SCRep. 365 Energy & Environmental Protection on H.B. No. 1569

The purpose of this measure is to minimize conflicts of interest in the grid planning process by requiring the Public Utilities Commission, in its consideration of certain types of grid modernization plans, to direct an independent third party to establish the initial grid modernization plan, after which all stakeholders may comment in a public hearing.

Two individuals supported this measure. Life of the Land and Blue Planet Foundation supported the intent of this measure. The Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs and Public Utilities Commission provided comments.

Your Committee notes the concerns raised by the Division of Consumer Advocacy regarding the difficulty of determining the liability of an entity for system events, such as blackouts, that may be attributed to a grid modernization plan that was developed by a third party. However, there are still avenues for recourse, since the Public Utilities Commission is authorized to investigate and determine the cause of system events and assess penalties on the appropriate party.

Your Committee has amended this measure by:

- (1) Requiring the Public Utilities Commission to open an investigative proceeding to examine the objectives, assumptions, and models of the grid modernization plan being considered before any plan is established; and
- (2) Applying this measure to all grid modernization planning processes begun after January 1, 2018.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1569, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1569, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
 Ayes, 9. Noes, none. Excused, none.

SCRep. 366 Energy & Environmental Protection on H.B. No. 1043

The purpose of this measure is to address deficiencies in Hawaii's fuel shortage response and energy emergency statutes. Specifically, this measure:

- (1) Provides policy guidance on preparing for, responding to, recovering from, and mitigating against any actual or potential energy supply disruption or shortage, and provides protections for confidential information collected to effectuate these purposes; and
- (2) Clarifies the powers of the Governor and the Director of Business, Economic Development, and Tourism in an energy shortage or state of emergency.

The Department of Business, Economic Development, and Tourism, Department of Transportation, Department of Accounting and General Services, Hawaii State Fusion Center of the Office of Homeland Security, Hawaii Natural Energy Institute at the University of Hawaii at Manoa, Kaua'i Emergency Management Agency, Department of Emergency Management of the City and County of Honolulu, The Maritime Group, LLC, Island Energy Services, LLC, and a few individuals supported this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 28, 2081, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1043, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1043, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 367 Energy & Environmental Protection on H.B. No. 152

The purpose of this measure is to increase competition within Hawaii's electrical markets, expand customer choice, provide incentives for the production of renewable energy, and diversify Hawaii's energy base by requiring the Public Utilities Commission to:

- (1) Establish policies and rules to implement retail wheeling; and
- (2) Explore the feasibility of implementing retail wheeling.

Paniolo Power Company, LLC and Parker Ranch, Inc. supported this measure. The Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs supported the intent of this measure. Hawaiian Electric Company and its subsidiary utilities Maui Electric Company and Hawai'i Electric Light Company opposed this measure. The Public Utilities Commission provided comments.

Your Committee has amended this measure by:

- (1) Removing the provisions requiring the Public Utilities Commission to establish policies and rules for the implementation of retail wheeling; and
- (2) Requiring the Public Utilities Commission to explore the steps to be taken to implement retail wheeling, if the implementation of retail wheeling is found to be beneficial.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 152, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 152, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, 2 (Kong, Say). Excused, none.

SCRep. 368 Energy & Environmental Protection on H.B. No. 903

The purpose of this measure is to amend the renewable portfolio standard calculation to be based on electrical energy generation, as opposed to electrical energy sales, to more accurately reflect the amount of renewable energy generation in Hawaii.

The Department of Business, Economic Development and Tourism, Department of Transportation, Blue Planet Foundation, Sierra Club of Hawaii, Life of the Land, The Maritime Group, LLC, and Ulupono Initiative supported this measure. The Department of Commerce and Consumer Affairs and Hawaii Solar Energy Association supported the intent of this measure. The Hawaiian Electric Company and its subsidiary utilities, Maui Electric Company and Hawaii Electric Light Company opposed this measure. The Public Utilities Commission and Par Hawaii provided comments.

Your Committee has amended this measure by adopting the proposed language offered by the Department of Business, Economic Development and Tourism that:

- (1) Amends the renewable portfolio standard to a ratio of total renewable electrical energy generated from grid-connected renewable energy systems divided by total electrical energy generated from grid-connected energy systems, expressed as a percentage;

- (2) Promotes fairness and alignment in Hawaii's transition to renewable energy by establishing renewable portfolio standards and targets for gas utility companies, which mirrors the standards and targets set for electric utility companies; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 903, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 903, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Kong). Noes, 1 (Say). Excused, none.

SCRep. 369 Higher Education on H.B. No. 967

The purpose of this measure is to advance student mental health treatment at the University of Hawaii at Manoa by establishing and funding:

- (1) Three full-time psychologist positions; and
- (2) One full-time case manager position.

The Councilmember representing Council District 8 of the City and County of Honolulu, University of Hawaii at Manoa, Counseling and Student Development Center at the University of Hawaii at Manoa, Associated Students of the University of Hawaii Committee on External Affairs, University of Hawaii Student Caucus, Graduate Student Organization at the University of Hawaii at Manoa, Hawaii Psychological Association, and numerous individuals testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 967, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 967, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 370 Higher Education on H.B. No. 1591

The purpose of this measure is to increase the educational capital of the State by:

- (1) Establishing the Hawaii Promise Program to provide scholarships for the unmet direct cost needs of qualified students enrolled at any University of Hawaii community college; and
- (2) Appropriating funds for the establishment and implementation of the Program.

The University of Hawai'i, KAI Hawaii, Inc., UH Alumni Association, and numerous concerned individuals testified in support of this measure. One individual testified in opposition to this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1591, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1591, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 371 Higher Education on H.B. No. 1276

The purpose of this measure is to encourage Hawaii residents to pursue postsecondary education by providing a state income tax deduction for student loan interest paid on qualified education loans.

Three concerned individuals supported this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that the state income tax deduction for student loan interest paid on qualified education loans shall be in addition to any other deduction provided by the Income Tax Law, as provided in Chapter 235, Hawaii Revised Statutes;

- (2) Leaving unspecified the maximum allowable deduction from gross income amount; and
- (3) Changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1276, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1276, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 372 Agriculture on H.B. No. 1544

The purpose of this measure is to add increasing the production of food intended for human consumption that is produced and sold in the State to the list of acts that the Department of Agriculture (DOA) must undertake as part of its statutorily-established responsibility of administering a program of agricultural planning and development.

Hawaii Farmers Union United; We Are One, Inc.; The Maritime Group, LLC, and numerous individuals testified in support of this measure. DOA commented on this measure.

Your Committee has amended this measure by changing its effective date to July 31, 2150, to facilitate further discussion on this measure.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1544, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1544, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 373 Agriculture on H.B. No. 255

The purpose of this measure is to establish a Farm to School Grant Program within the Department of Education and a supporting Farm to School Grant Program Special Fund to assist farmers in meeting state and federal food safety standards and to make participation in the state Farm to School Program economically feasible for both farmers and schools.

Your Committee received testimony in support of this measure from the Department of Agriculture, Department of Education, Pana'ewa Hawaiian Home Lands Community Association, Hawaii Island School Garden Network, Hawaii Farm Bureau, Hawai'i Pacific Health, Hawai'i Public Health Institute, Land Use Research Foundation of Hawaii, Hawaii Farmers Union United, Upcountry Sustainability, GMO Free Kaua'i, American Diabetes Association, and numerous individuals.

Your Committee has amended this measure by:

- (1) Inserting unspecified appropriation amounts; and
- (2) Changing its effective date to July 31, 2150, to encourage further discussion.

Your Committee respectfully requests that your Committee on Finance, should it further deliberate on this measure, consider including a means to allow state correctional facilities to participate in the farm to school program.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 255, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 255, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 374 Agriculture on H.B. No. 1522

The purpose of this measure is to stimulate private investment in sustainable diversified agricultural operations by establishing a diversified farming business investment tax credit.

Two concerned individuals supported this measure. The Department of Taxation, Department of Agriculture, and Tax Foundation of Hawaii submitted comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 31, 2150, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency and style.

Should the Committee on Finance deliberate this measure further, your Committee on Agriculture respectfully requests that it consider the concerns raised by the Tax Foundation of Hawaii, which notes that the definition of "sustainable agriculture" found in this measure is largely subjective, and that if the credit described in this measure is enacted, the enforcing agency may need more stringent standards to differentiate between qualifying farms and non-qualifying farms.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1522, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1522, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 375 Agriculture/Energy & Environmental Protection on H.B. No. 254

The purpose of this measure is to protect the environment and public safety by expanding the membership and duties of the Pesticide Advisory Committee.

IMUAlliance; Hawaii Alliance for Progressive Action; Marghee's Mobile Medical; GMO Free Kauai; We Are One, Inc.; Hawaii Island School Garden Network; Hawaii Center for Food Safety; Hawaii Farmers Union United; League of Women Voters of Hawaii; GMO Free Maui; and numerous concerned individuals supported this measure. The Department of Agriculture, Maui County Farm Bureau, Hawaii Farm Bureau, CropLife America, Ponoholo Ranch Limited, Monsanto, Western Plant Health Association, Hawaii Crop Improvement Association, Hawaii Floriculture & Nursery Association, DuPont Pioneer, Hawaii Cattlemen's Council, Hawaii Farmers & Ranchers United, and a few concerned individuals opposed this measure.

Your Committees have amended this measure by:

- (1) Changing its effective date to July 31, 2150, to promote further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Agriculture and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 254, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 254, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.

Agriculture: Ayes, 7. Noes, none. Excused, none.

Energy & Environmental Protection: Ayes, 9; Ayes with Reservations (Kong). Noes, none. Excused, none.

SCRep. 376 Agriculture/Energy & Environmental Protection on H.B. No. 253

The purpose of this measure is to prohibit the use of pesticides containing the active ingredient chlorpyrifos within the State.

The League of Women Voters of Hawaii, Hawaii Center for Food Safety, We Are One, Inc., GMO Free Kaua'i, Hawaii Farmers Union United, Earth As One, Hawaii Nurses Association OPEIU Local 50, GMO Free Maui, Hawaii Alliance for Progressive Action, A'a Li'i Farm, Ohana Farms, Kauai Beekeepers Association, and numerous individuals supported this measure. The Department of Health supported the intent of this measure. Department of Agriculture, CropLife America, Western Plant Health Association, Hawaii Crop Improvement Association, Maui County Farm Bureau, Hawaii Farm Bureau, Ponoholo Ranch Limited, Tropical Flowers Express, Hawaii Floriculture & Nursery Association, The Chamber of Commerce Hawaii, Hawaii Cattlemen's Council, Dow Agrosience, Hawaii Farmers & Ranchers United, Dole Food Company Hawaii, and many concerned individuals opposed this measure. Several concerned individuals provided comments.

Your Committees have amended this measure by changing its effective date to July 31, 2050, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Agriculture and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 253, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 253, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.

Agriculture: Ayes, 7; Ayes with Reservations (DeCoite, Takayama). Noes, none. Excused, none.

Energy & Environmental Protection: Ayes, 9; Ayes with Reservations (Kong). Noes, none. Excused, none.

SCRep. 377 Agriculture/Energy & Environmental Protection on H.B. No. 252

The purpose of this measure is to address environmental and health questions regarding pesticide use by large-scale commercial agriculture by appropriating funds for the implementation of the recommendations published in the Joint Fact Finding Study Group's report on pesticide use by large agribusiness on Kauai.

The Hawaii Alliance for Progressive Action, League of Women Voters of Hawaii, Hawaii Nurses Association, OPEIU Local 50, Hawaii Farmers Union United, Hawaii Center for Food Safety, Hawaii Island School Garden Network, We Are One Inc., GMO Free Kauai, Pesticide Action Network North America, and numerous concerned individuals testified in support of this measure. The Hawaii Farm Bureau, Maui County Farm Bureau, Hawaii Crop Improvement Association, Ponoholo Ranch Limited, Western Plant Health Association, Monsanto, CropLife America, Nalo Farms, Hawaii Floriculture &

Nursery Association, Hawaii Cattlemen's Council, Kauai Chamber of Commerce, and numerous concerned individuals testified in opposition to this measure. The Department of Agriculture and two individuals provided comments.

Your Committees have amended this measure by changing:

- (1) The appropriation amount from \$3,000,000 to an unspecified sum; and
- (2) Its effective date to July 31, 2150, to facilitate further discussion.

As affirmed by the records of votes of the members of your Committees on Agriculture and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 252, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 252, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Agriculture: Ayes, 7; Ayes with Reservations (DeCoite). Noes, none. Excused, none.

Energy & Environmental Protection: Ayes, 9; Ayes with Reservations (Kong). Noes, none. Excused, none.

SCRep. 378 Labor & Public Employment on H.B. No. 754

The purpose of this measure is to appropriate funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (5) and their excluded counterparts.

The Department of Budget and Finance, Hawaii State Teachers Association, and one concerned individual supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 754, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 754, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 379 Labor & Public Employment on H.B. No. 755

The purpose of this measure is to appropriate funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (6) and their excluded counterparts.

The Department of Budget and Finance; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and one concerned individual supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 755, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 755, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 380 Labor & Public Employment on H.B. No. 756

The purpose of this measure is to appropriate funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (7) and their excluded counterparts.

The Department of Budget and Finance, University of Hawaii, University of Hawaii Professional Assembly, and one concerned individual supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 756, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 756, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 381 Labor & Public Employment on H.B. No. 757

The purpose of this measure is to appropriate funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (8) and their excluded counterparts.

The Department of Budget and Finance; University of Hawaii; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and one concerned individual supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 757, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 757, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 382 Labor & Public Employment on H.B. No. 759

The purpose of this measure is to appropriate funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (10) and their excluded counterparts.

The Department of Budget and Finance; University of Hawaii; Hawaii Health Systems Corporation; United Public Workers, AFSCME Local 646, AFL-CIO; and one concerned individual supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 759, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 759, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 383 Labor & Public Employment on H.B. No. 760

The purpose of this measure is to appropriate funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (11) and their excluded counterparts.

The Department of Budget and Finance; Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO; and one concerned individual supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 760, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 760, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 384 Labor & Public Employment on H.B. No. 763

The purpose of this measure is to appropriate funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (14) and their excluded counterparts.

The Department of Budget and Finance; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and one concerned individual supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 763, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 763, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 385 Labor & Public Employment on H.B. No. 290

The purpose of this measure, among other things, is to:

- (1) Clarify the powers and duties of the State Ethics Commission (Commission) by, among other things, allowing the Commission to hire attorneys, who would be considered deputy attorney general;
- (2) Clarify the fair treatment and conflict of interest law with respect to task force members;
- (3) Restore protection for legislators when carrying out a legislative function, and require the Commission to establish rules on public disclosure;
- (4) Increase the fines for ethics violations and failure to file financial disclosures;
- (5) Amend the definitions of "expenditure", "lobbyist", and "lobbying";
- (6) Remove the mens rea requirement to prove a violation;
- (7) Allow an employer of a lobbyist to terminate a registered lobbyist; and
- (8) Amend the requirements for filing statements of expenditures.

The Commission, Hawaii Alliance of Nonprofit Organizations, League of Women Voters of Hawaii, and Common Cause Hawaii supported this measure. Catholic Charities Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Changing the number of days the Commission has to render an advisory opinion from ninety days to an unspecified number of days;
- (2) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (3) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 290, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 290, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Takumi).

SCRep. 386 Labor & Public Employment on H.B. No. 98

The purpose of this measure is to amend the fair treatment law by clarifying:

- (1) The limitations placed on task force members from limitations placed on legislators who are task force members; and
- (2) That legislators are not prohibited from making statements or taking action in the exercise of their legislative functions.

The Hawaii State Ethics Commission, Common Cause Hawaii, and League of Women Voters of Hawaii supported this measure.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 98, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 98, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Takumi).

SCRep. 387 Labor & Public Employment on H.B. No. 1064

The purpose of this measure is to provide a means for the Employer-Union Health Benefits Trust Fund (EUTF) to void claims for reimbursements that are over ten years old and payable in amounts of less than \$500.

The Hawaii Employer-Union Health Benefits Trust Fund Board of Trustees testified in support of this measure.

Your Committee has amended this measure by:

- (1) Inserting an unspecified maximum payable amount for voidable claims; and
- (2) Changing its effective date to July 1, 2050, to encourage further discussion.

Your Committee finds that the EUTF is precluded from submitting unclaimed property to the Department of Budget and Finance's Unclaimed Property Program because the maximum threshold amount for that Program is \$100. The vast majority of unclaimed reimbursements under the EUTF relate to quarterly reimbursements for Medicare Part B premiums, which are approximately \$315 now and will rise imminently.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1064, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1064, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 388 Labor & Public Employment on H.B. No. 1066

The purpose of this measure is to clarify that insurers contracted with the Employer-Union Health Benefits Trust Fund are exempt from statutorily mandated health benefits requirements of the Insurance Code to the same extent that the Trust Fund is exempt.

Your Committee received written comments on this measure from the Board of Trustees of the Hawaii Employer-Union Health Benefits Trust Fund and Hawaii Medical Service Association.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for purposes of clarity and conformity.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1066, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1066, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 389 Labor & Public Employment on H.B. No. 1068

The purpose of this measure is to make housekeeping amendments to statutes relating to state and county contributions to the Hawaii Employer-Union Health Benefits Trust Fund to correct statutory cross-references.

Your Committee received testimony in support of this measure from the Hawaii Employer-Union Health Benefits Trust Fund Board of Trustees.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1068, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1068, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 390 Labor & Public Employment on H.B. No. 1069

The purpose of this measure is to provide the Hawaii Employer-Union Health Benefits Trust Fund Board of Trustees the ability to convert certain civil service exempt positions to civil service positions and to allow the Board to create new civil service exempt positions permanently.

The Hawaii Employer-Union Health Benefits Trust Fund and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO supported this measure.

Your Committee has amended this measure by:

- (1) Changing the appropriations to unspecified amounts;
- (2) Clarifying that the appropriation is for the 2017-2019 fiscal biennium;
- (3) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance further deliberate on this measure, your Committee respectfully requests that it insert appropriation amounts of \$86,837 for fiscal year (FY) 2017-2018, and \$104,616 for FY 2018-2019.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1069, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1069, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 391 Labor & Public Employment on H.B. No. 377

The purpose of this measure is to ensure that workers' compensation coverage is provided to employees of construction contractors by requiring:

- (1) County building permit applicants and their subcontractors to have and verify workers' compensation coverage, acceptable self-insurance, or an exemption from coverage; and
- (2) Coordinated communication between county building permitting agencies and the Director of Labor and Industrial Relations to ensure compliance.

Hawaii Construction Alliance, Pacific Resource Partnership, and one concerned individual supported this measure. The Department of Labor and Industrial Relations supported the intent of this measure. Subcontractors Association of Hawaii and General Contractors Association of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 377, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 377, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 392 Labor & Public Employment on H.B. No. 1402

The purpose of this measure is to establish a shared leave program within the Department of Labor and Industrial Relations that allows state employees to donate accumulated sick leave and vacation leave credits to a shared leave bank or to another state employee who has a serious personal illness or injury or who has a family member who has a serious personal illness or injury.

The International Longshore and Warehouse Union Local 142, United Public Workers, AFSCME, Local 646 AFL-CIO, and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure. The Department of Labor and Industrial Relations and one concerned individual provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Judiciary deliberate on this measure further, your Committee on Labor & Public Employment respectfully requests that it consider using the Department of Human Resources Development as the implementing agency.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1402, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1402, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Matsumoto).

SCRep. 393 Labor & Public Employment on H.B. No. 1208

The purpose of this measure is to appropriate funds for two full-time equivalent (2.00 FTE) enforcement specialist IV positions to be primarily responsible for the enforcement of Hawaii's workers' compensation, temporary disability insurance, and prepaid health care laws.

The Department of Human Resources of the City and County of Honolulu; Hawaii Insurers Council; International Longshore and Warehouse Union Local 142; Pacific Resource Partnership; Hawaii Construction Alliance; and one concerned individual supported this measure. The Department of Labor and Industrial Relations supported the intent of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion.

Should the Committee on Finance deliberate on this measure further, your Committee on Labor & Public Employment respectfully requests that it consider appropriating \$112,078 for the purposes of this measure.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1208, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1208, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 394 Labor & Public Employment on H.B. No. 470

The purpose of this measure is to allow the Board of Education to contract for private groundskeeping services for public library properties.

The United Public Workers, AFSCME, Local 646 AFL-CIO and one concerned individual opposed this measure.

Your Committee notes the testimony received by your Committee on Education from the Hawaii State Public Library System, that supported this measure due to their need for adequate groundskeeping and maintenance at all fifty public libraries in the State which may be beyond the capabilities of the Department of Accounting and General Services.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 470, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Holt, Matsumoto). Noes, none. Excused, none.

SCRep. 395 Human Services/Health on H.B. No. 874

The purpose of this measure is to require that a percentage of funds in the Mental Health and Substance Abuse Special Fund be used to provide housing for residents who qualify for Social Security disability benefits and are diagnosed with a life-long serious mental illness.

An individual testified in support of this measure.

Your Committees have amended this measure by changing its effective date to July 1, 2075, to encourage further discussion on this measure.

As affirmed by the records of votes of the members of your Committees on Human Services and Health that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 874, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 874, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Human Services: Ayes, 6. Noes, none. Excused, 1 (Tupola).
Health: Ayes, 6. Noes, none. Excused, 1 (Tupola).

SCRep. 396 Human Services/Health on H.B. No. 1195

The purpose of this measure is to appropriate funds to the Department of Health (DOH) and the Department of Human Services (DHS), including the Office of Youth Services (OYS), to provide outreach services for homeless individuals.

Catholic Charities Hawaii, Parents and Children Together, Hawaii Youth Services Network, PHOCUSED, IMUAlliance, Hawaii Children's Action Network, The CHOW Project, and several individuals testified in support of this measure. The Governor's Coordinator on Homelessness, DOH, DHS, OYS, and an individual commented on this measure.

Your Committees have amended this measure by:

- (1) Amending the appropriations to unspecified amounts;
- (2) Specifying that the expending agency for outreach, counseling, and diversion for homeless unsheltered persons is DOH;
- (3) Clarifying that the expending agency for outreach to unaccompanied homeless youth is OYS;
- (4) Changing its effective date to July 1, 2075, to facilitate further discussion on this measure; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance further deliberate on this measure, your Committees respectfully request that it consider appropriating for each year of the 2017-2019 fiscal biennium:

- (1) \$1,000,000 for outreach to homeless persons with serious and persistent mental illness;
- (2) \$800,000 for outreach, counseling, and diversion for homeless unsheltered persons experiencing substance abuse and, of this amount, \$200,000 for the Law Enforcement Assisted Diversion Pilot Project;
- (3) \$1,200,000 for additional outreach to homeless individuals and families with children;
- (4) \$300,000 for outreach to unaccompanied homeless youth; and
- (5) \$500,000 for civil legal services for homeless persons.

As affirmed by the records of votes of the members of your Committees on Human Services and Health that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1195, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1195, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
 Human Services: Ayes, 6. Noes, none. Excused, 1 (Tupola).
 Health: Ayes, 6. Noes, none. Excused, 1 (Tupola).

SCRep. 397 Human Services/Health on H.B. No. 89

The purpose of this measure is to preserve access to health care for Medicaid recipients by:

- (1) Extending the Hospital Sustainability Program for two years and updating statutory references accordingly;
- (2) Clarifying that the rate of the outpatient hospital sustainability fee shall not exceed three percent of net outpatient hospital service revenue;
- (3) Allowing the Department of Human Services (DHS) to exclude any facility from the hospital sustainability fee on outpatient care services if its exclusion is required to meet federal standards of approval; and
- (4) Appropriating funds out of the Hospital Sustainability Program Special Fund for Fiscal Year 2017-2018 and Fiscal Year 2018-2019.

The Department of Human Services, Hawaii Health Systems Corporation, East Hawaii Region of Hawaii Health Systems Corporation, The Queen's Health Systems, Hawaii Pacific Health, Healthcare Association of Hawaii, One Kalakaua Senior Living, and an individual testified in support of this measure.

Your Committees have amended this measure by:

- (1) Amending the appropriation to an unspecified amount;
- (2) Changing its effective date to June 29, 2075, and July 1, 2075, for section 7, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity and consistency.

Should this measure be heard by the Committee on Finance, your Committees respectfully request that it consider appropriating \$65,000,000 out of the Special Fund for each year of the 2017-2019 Fiscal Biennium.

As affirmed by the records of votes of the members of your Committees on Human Services and Health that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 89, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 89, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
 Human Services: Ayes, 6. Noes, none. Excused, 1 (Tupola).
 Health: Ayes, 6. Noes, none. Excused, 1 (Tupola).

SCRep. 398 Human Services/Health on H.B. No. 92

The purpose of this measure is to preserve access to health care for Medicaid recipients by providing and funding an inflation adjustment to the long-term care reimbursement methodology used to reimburse long-term care facilities for Medicaid recipients.

The Hawaii Health Systems Corporation (HHSC) Corporate Board of Directors; HHSC East Hawaii Region; HHSC Oahu Region; Hawaii Chapter of the American Physical Therapy Association; The Queen's Health Systems; Hawaii Pacific Health; Ohana Pacific Management Company, Inc.; Hale Makua Health Services; Healthcare Association of Hawaii; One Kalakaua Senior Living; and several individuals testified in support of this measure. The Department of Human Services commented on this measure.

Your Committees have amended this measure by:

- (1) Changing its effective date to July 1, 2075, to facilitate further discussion on this measure; and

- (2) Making technical, nonsubstantive amendments for clarity and consistency.

Should the Committee on Finance hear this measure, your Committees respectfully request that it consider appropriating \$1,887,883 for fiscal year 2017-2018 and \$4,056,077 for fiscal year 2018-2019 to provide an inflation adjustment to long-term care facilities' provider-specific prospective payment rates.

As affirmed by the records of votes of the members of your Committees on Human Services and Health that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 92, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 92, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Human Services: Ayes, 6. Noes, none. Excused, 1 (Tupola).
Health: Ayes, 6. Noes, none. Excused, 1 (Tupola).

SCRep. 399 Labor & Public Employment on H.B. No. 1381

The purpose of this measure, among other things, is to clarify the scope of work for elevator mechanics and amend the:

- (1) Requirements for apprentice elevator mechanics;
- (2) Licensing requirements for elevator mechanics; and
- (3) Powers and duties of the Elevator Mechanics Licensing Board.

The International Union of Elevator Constructors, Local 126 and one individual testified in support of this measure. The Department of Labor and Industrial Relations supported the intent of this measure. The Elevator Mechanics Licensing Board provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1381, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1381, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 400 Labor & Public Employment on H.B. No. 110

The purpose of this measure is to fund Hawaii Employer-Union Health Benefits Trust Fund costs and other cost adjustments for officers and employees of specified legislative agencies who are excluded from collective bargaining.

The Hawaii State Ethics Commission, Office of the Ombudsman, and Legislative Reference Bureau supported this measure.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

Technical non-substantive amendments were also made for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 110, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 110, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 401 Labor & Public Employment on H.B. No. 1534

The purpose of this measure is to remove the one-year residency requirement for all appointed officers who are department heads and deputies or assistants to a department head.

The Honolulu Police Commission testified in support of this measure. One individual testified in opposition.

Your Committee finds that removing the one-year residency requirement will enhance a State or county department's ability to recruit qualified individuals for appointment.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1534, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1534, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Takumi).

SCRep. 402 Labor & Public Employment on H.B. No. 1112

The purpose of this measure is to allow for procedural flexibility in the administrative review process for decisions related to claims for temporary disability insurance by:

- (1) Authorizing the filing of an appeal at any Department of Labor and Industrial Relations office, statewide;
- (2) Authorizing service of notice of hearing of an appeal within a specified timeframe through first class mail or electronic notice, or as a last resort, by posting on the Department's website;
- (3) Providing for the conduct of hearings in any county statewide and for participation in person or through communications technology; and
- (4) Authorizing the issuance of a decision in the event of default by a party.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1112, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1112, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 403 Labor & Public Employment on H.B. No. 1113

The purpose of this measure is to repeal the requirement of a conspiracy of two or more persons as an element of the offense of engaging in prohibited discriminatory practices in places of public accommodation.

Your Committee received testimony in support of this measure from the Hawaii Civil Rights Commission and an individual.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1113, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1113, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 404 Labor & Public Employment on H.B. No. 1114

The purpose of this measure is to:

- (1) Increase the penalties for violations of Hawaii Occupational Safety and Health rules and standards; and
- (2) Require the Director of Labor and Industrial Relations to adjust the penalties each year pursuant to federal law using the guidance of the federal Office of Management and Budget.

The Department of Labor and Industrial Relations and one individual testified in support of this measure. The Hawaii Business League, Building Industry Association of Hawaii, BKA Builders Inc., and two individuals testified in opposition. The General Contractors Association of Hawaii provided comments.

To increase legislative oversight, your Committee has amended this measure by requiring the Director of Labor and Industrial Relations to report to the legislature prior to the convening of each regular session on the penalty adjustments.

Your Committee has further amended this measure by:

- (1) Changing the various penalty amounts to unspecified amounts; and
- (2) Changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1114, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1114, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Matsumoto). Noes, none. Excused, none.

SCRep. 405 Labor & Public Employment on H.B. No. 1115

The purpose of this measure is to update procedures related to hearings of the Hawaii Labor Relations Board by authorizing the delivery of notice of hearing by electronic service and specifying responsibility for the cost of preparing a transcript of Board hearings for the purpose of judicial review.

Your Committee received testimony in support of this measure from the Hawaii Labor Relations Board and an individual.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1115, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1115, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 406 Labor & Public Employment on H.B. No. 1116

The purpose of this measure is to prohibit retaliation against individuals who assert a disabled person's rights relating to access to participation in or benefits from programs and activities of state agencies or programs that receive state funding.

Your Committee received testimony in support of this measure from the State Council on Developmental Disabilities, Hawaii Civil Rights Commission, and two individuals.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1116, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1116, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 407 Labor & Public Employment on H.B. No. 1119

The purpose of this measure is to update boiler and elevator safety laws by making housekeeping amendments to delete obsolete language and extend the schedule for reimbursement of the general fund for appropriations made to establish the Boiler and Elevator Special Fund from five to ten years.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations and the International Union of Elevator Constructors, Local 126.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1119, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1119, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 408 Labor & Public Employment on H.B. No. 232

The purpose of this measure is to:

- (1) Clarify the permissive scope of collective bargaining negotiations regarding the rights and obligations of a public employer; and
- (2) Make it a prohibited practice for a public employer to engage in specified activities without doing so willfully.

The University of Hawaii Professional Assembly; United Public Workers, AFSCME, Local 646, AFL-CIO; Hawaii State Teachers Association; Hawaii Fire Fighters Association; and State of Hawaii Organization of Police Officers supported this measure. The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO supported the intent of this measure. The Department of Human Resources Development and Department of Human Resources of the County of Kauai opposed this measure. The Office of the Mayor of the County of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Removing the amendment addressing prohibited practices by a public employer; and
- (2) Changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 232, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 232, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 409 Labor & Public Employment on H.B. No. 76

The purpose of this measure is to provide an additional option for employees who may be affected by the privatization of Hawaii Health Systems Corporation's Maui Regional facilities. In addition to the choices of severance and special retirement, this measure provides affected employees with the option of electing to remain in their position until the expiration of their applicable collective bargaining agreement.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO supported this measure. The Employees' Retirement System, Department of Budget and Finance, and Hawaii Health Systems Corporation provided comments.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 76, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 76, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 410 Labor & Public Employment on H.B. No. 233

The purpose of this measure is to remove the option of choosing between a voluntary severance benefit or special retirement benefit established by Act 1, Special Session Laws of Hawaii 2016, by offering Hawaii Health Systems Corporation employees facing position abolishment, reduction-in-force, or workforce restructuring the choice of receiving a voluntary severance benefit and a special retirement benefit or exercising a reduction-in-force right.

Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure. The Department of Budget and Finance supported the intent of this measure. The Employees' Retirement System, Department of Human Resources Development, and Hawaii Health Systems Corporation provided comments.

Your Committee notes that testimony from the Employees' Retirement System stated that this measure would remove the option to choose between a cash severance payment or special early retirement benefits offered by Act 1, Special Session Laws of Hawaii 2016, thereby reestablishing compliance with the Internal Revenue Code and protecting the federal tax-exempt status of the Employees' Retirement System.

Your Committee recognizes that the Department of Human Resources Development (DHRD) is concerned about Hawaii Health Systems Corporation sending reports to the Director of DHRD because DHRD does not have authority or administrative oversight over the Hawaii Health Systems Corporation. Should the Committee on Finance deliberate on this measure further, your Committee respectfully requests that it attempt to resolve this issue.

Your Committee finds that this measure is one of many measures introduced to correct the potential issues arising from Act 1, Special Session Laws of Hawaii 2016.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 233, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 233, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 411 Labor & Public Employment on H.B. No. 234

The purpose of this measure is to repeal the option of voluntary severance benefits offered to Hawaii Health Systems Corporation employees facing position abolishment, reduction-in-force, or workforce restructuring under Act 1, Special Session Laws of Hawaii 2016, as codified.

Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure. The Department of Budget and Finance supported the intent of this measure. One individual testified in opposition. The Employees' Retirement System, Department of Human Resources Development, and Hawaii Health Systems Corporation provided comments.

Your Committee notes that testimony from the Employees' Retirement System stated that this measure would remove the option to choose between a cash severance payment or special early retirement benefits offered by Act 1, Special Session Laws of Hawaii 2016, thereby reestablishing compliance with the Internal Revenue Code and protecting the federal tax-exempt status of the Employees' Retirement System.

Act 1, Special Session Laws of Hawaii 2016, established certain duties for the Department of Human Resources Development (DHRD) regarding the implementation of the Act. However, your Committee notes that DHRD does not have authority or administrative oversight over the Hawaii Health Systems Corporation. Should the Committee on Finance deliberate on this measure further, your Committee respectfully requests that it attempt to resolve this issue.

Your Committee finds that this measure is one of many measures introduced to correct the potential issues arising from Act 1, Special Session Laws of Hawaii 2016.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 234, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 234, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 412 Labor & Public Employment on H.B. No. 1078

The purpose of this measure is to make an appropriation to the Department of Budget and Finance for collective bargaining cost items related to the transition of the operation of Maui region hospitals to Maui Health Systems, a Kaiser Hospital.

The United Public Workers, AFSCME, Local 646, AFL-CIO supported this measure. The Hawaii Health Systems Corporation and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO supported the intent of this measure. The Department of Budget and Finance provided comments.

Should your Committee on Finance further deliberate on this measure, your Committee respectfully requests inserting an appropriation amount of \$43,000,000.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1078 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 413 Labor & Public Employment on H.B. No. 1061

The purpose of this measure is to achieve a funding period of 30 years or less by incrementally increasing the rates for employer contributions to the Employees' Retirement System (System).

The Employees' Retirement System and Department of Budget and Finance testified in support of this measure. The Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO testified in opposition.

Your Committee finds that the rates for employer contributions to the System are subject to adjustment under section 88-122, Hawaii Revised Statutes, if the period required to amortize the unfunded accrued liability of the System exceeds 30 years. Based on recent actuarial assumptions of the current contribution rates, the period required to amortize the unfunded accrued liability of the System will exceed 30 years. Your Committee further finds that the employer contribution rates need to be increased to achieve a funding period of 30 years or less.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1061, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1061, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 414 Labor & Public Employment on H.B. No. 1063

The purpose of this measure is to preserve the Employees' Retirement System's use and control of unclaimed member contributions and benefit payments that would otherwise be paid to the State's Unclaimed Property Program or escheated to other states.

The Employees' Retirement System testified in support of this measure.

Your Committee finds that unclaimed member benefits range from \$500,000 to \$1,000,000 yearly. Your Committee further finds that this measure preserves the member, former member, beneficiary, or other person or entity's ability to recover the forfeited contributions or benefit payments by submitting a valid request for repayment.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1063, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1063, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 415 Labor & Public Employment on H.B. No. 1065

The purpose of this measure is to require employers who separate a significant number of employees from public service to pay the Employees' Retirement System any actuarial loss incurred due to the separation.

The Board of Trustees of the Employees' Retirement System testified in support of this measure. The Hawaii Health Systems Corporation testified in opposition.

Your Committee finds that this measure assists the Legislature in assessing the impact and costs associated with privatizing public services.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1065, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1065, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 416 Labor & Public Employment on H.B. No. 1067

The purpose of this measure is to:

- (1) Allow the Executive Director of the Board of Trustees of the Employees' Retirement System to appoint one or more investment professionals under the direction of the chief investment officer; and
- (2) Exempt investment officers and investment professionals, including investment specialists, from civil service and collective bargaining laws.

The Employees' Retirement System testified in support of this measure. The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in opposition.

Although the purpose of this measure is to exempt two investment specialists from civil service laws, your Committee finds that it is the legislature's intent to pursue conversion of exempt positions in the executive branch to civil service positions.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1067, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1067, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 417 Labor & Public Employment on H.B. No. 1070

The purpose of this measure is to make housekeeping amendments to statutes relating to the Employees' Retirement System by:

- (1) Correcting and making consistent finalized benefit adjustment periods;
- (2) Addressing employer concerns regarding the spiking of pension payments; and
- (3) Improving the efficiency of processing disability and accidental death claims.

The Employees' Retirement System supported this measure.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion and making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1070, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1070, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 418 Labor & Public Employment on H.B. No. 1182

The purpose of this measure is to require the Employees' Retirement System (ERS) actuary to conduct an annual stress test of the system and, through the ERS Board of Trustees, to submit an annual report of the test to the Legislature.

The University of Hawaii Professional Assembly supported this measure. The Employees' Retirement System and a concerned individual provided comments.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1182, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1182, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 419 Labor & Public Employment on H.B. No. 1062

The purpose of this measure is to amend the definition of "dependent-beneficiary" for purposes of determining eligibility for benefit programs, especially survivor benefits, under the Hawaii Employer-Union Health Benefits Trust Fund. This measure conforms the definition to the requirements of federal law.

Your Committee received testimony in support of this measure from the Board of Trustees of the Hawaii Employer-Union Health Benefits Trust Fund.

Your Committee has amended this measure by:

- (1) Correcting a misspelling in its title by changing it from "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND DEFINITION OF "DEPENDENT-BENFICIARY"" to read in its corrected form, "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND DEFINITION OF "DEPENDENT-BENEFICIARY""; and
- (2) Changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1062, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1062, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 420 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 168

The purpose of this measure is to appropriate funds for the planning and design of a memorial to honor service members of the recent conflicts in the Persian Gulf, Iraq, Afghanistan, and the various theaters of the Global War on Terrorism, to be located at the Hawaii State Veterans Cemetery in Kaneohe, on the island of Oahu, and replicas of the memorial to be located at state veterans cemeteries statewide.

The Governor's Advisory Board for Veteran Services, State Foundation on Culture and the Arts, State Office of Veterans' Services, Oahu Veterans Council, and a concerned individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 168 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Ohno).

SCRep. 421 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 547

The purpose of this measure is to establish an income tax credit for host families of foreign exchange students, fellows, and interns.

The International Hospitality Center and numerous concerned individuals supported this measure. The Department of Taxation and Tax Foundation of Hawaii submitted comments.

Your Committee has amended this measure by:

- (1) Clarifying that the amount of the income tax credit must not exceed \$400 per month per taxpayer, on the condition that the taxpayer has served as a host family for the foreign exchange student, fellow, or intern for a minimum of thirty days; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 547, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 547, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Ohno).

SCRep. 422 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 942

The purpose of this measure is to honor and commemorate the Filipino veterans of World War II by appropriating funds for the State Foundation on Culture and the Arts to design and build a monument for this purpose at the Filipino Community Center in Waipahu, Oahu.

The Office of Veterans Services; Hawaii Civil Rights Commission; National Federation of Filipino American Associations, Region 12; Hawaii Friends of Civil Rights; Nursing Advocates & Mentors, Inc.; The Filipino Community Center, Inc.; Filipino American Citizens League; and a few concerned individuals supported this measure. The State Foundation on Culture and the Arts submitted comments.

Your Committee has amended this measure by:

- (1) Directing the State Foundation on Culture and the Arts to select the location of the proposed monument;

- (2) Changing the source of funding from the general fund to the Works of Art Special Fund established by section 103-8.5, Hawaii Revised Statutes; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 942, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 942, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Ohno).

SCRep. 423 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 1420

The purpose of this measure is to honor Filipino-American veterans of World War II by appropriating \$75,000 in each year of fiscal biennium 2017-2019 for burial grants for Filipino-American veterans of World War II.

The State Office of Veterans Services; Governor's Advisory Board for Veteran Services; Hawaii Civil Rights Commission; National Federation of Filipino American Associations Region 12; Filipino American Citizens League; Hawaii Friends of Civil Rights; and several concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Making the appropriation an unspecified sum; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance deliberate further on this measure, your Committee respectfully requests that it consider appropriating sufficient funds for the costs of transporting Filipino-American veterans' remains to the Philippines, along with funding for burial and funeral costs.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1420, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1420, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Ohno).

SCRep. 424 Economic Development & Business on H.B. No. 644

The purpose of this measure is to foster community-based economic development by modifying the types and manner of provision of financial product that may be offered by the Hawaii community-based Technical and Financial Assistance Program.

Specifically, this measure:

- (1) Adds the definition of "qualified community development entity" to allow financing to be provided by the State through a structure that facilitates the use of federal new markets tax credits;
- (2) Expands the methods of delivering funding to a project by providing loans to capitalize a qualified community development entity and to provide guarantees or other credit enhancements that will facilitate private lenders' participation in new markets tax credit financing; and
- (3) Adjusts loan maximums and establishes guarantees or credit enhancements to reflect current available funding and facilitate monetization of existing project assets.

Pacific Growth Associates supported this measure. The Department of Business, Economic Development and Tourism, Department of Taxation, and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2038, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 644, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 644, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 425 Economic Development & Business on H.B. No. 574

The purpose of this measure is to provide the Pacific International Space Center for Exploration Systems (PISCES) with funding to continue PISCES's development of basalt-based products and materials by establishing an excise tax rate on basalt products, with the revenues deposited into the PISCES Special Fund.

Pacific International Space Center for Exploration Systems, Oceanit, RedWorks, Michigan Technological University, W.H. Shipman Limited, Ontario Drive & Gear Limited, Smarter Building Systems LLC, Blue Planet Research, and numerous concerned individuals supported this bill. High Technology Development Corporation supported the intent of this measure. The Hawaii Island Contractors' Association, Bolton, Inc., General Contractors Association of Hawaii, Jas. W. Glover, Ltd., Hawaiian Cement, and two concerned individuals opposed this measure. The Department of Taxation and Department of Budget and Finance submitted comments.

Your Committee has amended this measure by:

- (1) Establishing the Basalt Materials Research Account, a separate account within the PISCES Special Fund, to receive basalt excise tax revenues to be expended on the development of basalt-base products and materials;
- (2) Deleting the provision that limits the amount of funds that can be in the PISCES Special Fund at the end of the fiscal year;
- (3) Repealing the basalt excise tax and the Basalt Materials Research Account on December 31, 2030;
- (4) Amending the effective date to July 1, 2038, to facilitate further discussion; and
- (5) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 574, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 574, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Johanson).

SCRep. 426 Economic Development & Business on H.B. No. 943

The purpose of this measure is to increase the number of jobs in the Kapolei region by establishing a seven-year Kapolei Jobs Initiative Pilot Program that offers incentives for businesses to establish themselves or open a new location in the Kapolei region, including the establishment of a Kapolei jobs initiative tax credit.

The Pacific Resource Partnership, International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO, West Oahu Economic Development Association, Pat Lee & Associates, LLC, James Campbell Company LLC, Avalon Development Company, Haseko, Land Use Research Foundation of Hawaii, Hawaii Laborers-Employers Cooperation and Education Trust, Hunt Companies, Hawaii Division, Kapolei Chamber of Commerce, and many concerned individuals supported this measure. The Department of Business, Economic Development and Tourism, and The Chamber of Commerce Hawaii supported the intent of this measure. The Department of Taxation, Tax Foundation of Hawaii, and two concerned individuals provided comments.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 943 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 427 Economic Development & Business on H.B. No. 911

The purpose of this measure is to allow companies to borrow high technology equipment at low cost by requiring the High Technology Development Corporation (HTDC) to establish and administer a High Technology Equipment Loan Program which includes:

- (1) Authorizing HTDC to purchase and accept high technology equipment for the Program;
- (2) Allowing HTDC to loan equipment to companies for a fee;
- (3) Allowing companies to loan their own equipment to other companies for a fee with HTDC receiving a commission; and
- (4) HTDC setting reasonable fees and commission.

This measure also creates a High Technology Equipment Loan Special Fund.

Oceanit supported this bill. High Technology Development Corporation supported the intent of this measure. The Department of Budget and Finance provided comments.

Your Committee has amended this measure by:

- (1) Converting the High Technology Equipment Loan Program to a High Technology Shared Equipment Program wherein HTDC's role is minimized to that of a transaction facilitator for companies desiring to share high technology equipment, including authorizing HTDC to:
 - (A) Accept a fee for facilitating the transaction;
 - (B) Establish a network to facilitate sharing between companies; and
 - (C) Suggest a reasonable sharing fee schedule and terms;
- (2) Deleting the High Technology Equipment Loan Program Special Fund and diverting revenues from the High Technology Shared Equipment Program to the High Technology Special Fund;
- (3) Amending the effective date to July 1, 2038, to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 911, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 911, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 428 Economic Development & Business on H.B. No. 587

The purpose of this measure is to recognize the importance of the Small Business Regulatory Review Board to small businesses and Hawaii's economy by appropriating funds to provide more resources to the Board.

The Department of Business, Economic Development and Tourism, Small Business Regulatory Review Board, The Hawaii Business League, The Chamber of Commerce Hawaii, Ocean Tourism Coalition, Hawaii Farm Bureau, and a concerned individual supported this bill.

Your Committee has amended this measure by:

- (1) Changing the amount of the appropriation from \$50,000 to an unspecified amount;
- (2) Changing the effective date to July 1, 2038; and
- (3) Making technical, nonsubstantive amendments for consistency, clarity, and style.

Should your Committee on Finance deliberate on this matter further, your Committee on Economic Development & Business respectfully requests that it consider appropriating \$50,000 to provide the Small Business Regulatory Review Board with more resources.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 587, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 587, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 429 Economic Development & Business on H.B. No. 975

The purpose of this measure is to create an Advisory Council for Global Economic Competitiveness to advise the Director of Business, Economic Development, and Tourism and other state officials on policy additions and changes to help attract more foreign direct investment and increase Hawaii exports abroad.

The Organization for International Investment supported this measure. The Department of Business, Economic Development, and Tourism supported the intent of this measure.

Your Committee has amended this measure by:

- (1) Appropriating unspecified amounts for the establishment and administration of the Advisory Council for Global Economic Competitiveness; and
- (2) Changing the effective date to July 1, 2038, to promote further discussion

Should the Committee on Finance decide to deliberate further on this measure, your Committee respectfully requests that it consider appropriating \$150,000 for FY 2017-2018 and \$150,000 for FY 2018-2019, for the establishment and administration of the Advisory Council for Global Economic Competitiveness.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 975, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 975, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 430 Economic Development & Business on H.B. No. 591

The purpose of this measure is to help qualified infrastructure tenants who were displaced from the Kapalama Container Terminal site to use the Capital Infrastructure Tax Credit as originally intended by the Legislature in 2014 to help finance the tenants' relocation and infrastructure improvements on state-owned lands.

Specifically, this measure:

- (1) Includes structures, machinery, equipment, and capital assets in the definition of capital infrastructure costs for the Capital Infrastructure Tax Credit;
- (2) Sets a cap on the credit per taxable year per qualified infrastructure tenant;
- (3) Specifies that excess tax credits may be carried forward;
- (4) Recaptures credit if qualified infrastructure tenant fails to relocate within a certain period of time after executing a lease with the Department of Transportation; and
- (5) Specifies taxpayer reporting requirements.

The Chamber of Commerce Hawaii, Pacific Shipyards, and several concerned individuals supported this measure. The Department of Taxation and Tax Foundation of Hawaii offered comments.

Your Committee has amended this measure by:

- (1) Reinstating statutory language in the definition of "qualified infrastructure tenant" that requires the tenant to be a business that, among other criteria, is included under the State's plan to relocate the business to Piers 24 through 28 within Honolulu Harbor; and
- (2) Changing its effective date to July 1, 2038, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 591, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 591, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 431 Economic Development & Business on H.B. No. 590

The purpose of this measure is to:

- (1) Establish the Hawaii State Film Commission, within the Department of Business, Economic Development, and Tourism (DBEDT), to manage the marketing, promotion, rental, and operation of the Hawaii Film Studio and support and assist the creative media industry;
- (2) Repeal the inactive Hawaii Television and Film Development Board and its grant and venture capital programs;
- (3) Rename the Hawaii Television and Film Development Special Fund to the Creative Media and Film Infrastructure Special Fund;
- (4) Broaden the sources of revenue for the Creative Media and Film Infrastructure Special Fund; and
- (5) Amend the purposes for which the Creative Media and Film Infrastructure Special Fund may be used to enable DBEDT to fulfill its statutory duties regarding the film program.

Island Film Group and Makaha Studios supported this bill. Screen Actors Guild – American Federation of Television and Radio Artists Hawaii Local, International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artists, and Allied Crafts Local 665, American Federation of Musicians Local 667, and Hawaii Teamsters & Allied Workers Local 996 opposed this measure. The Department of the Attorney General, DBEDT, Department of Taxation, and Hawaii Tax Foundation submitted comments.

Your Committee has amended this measure by:

- (1) Replacing the Hawaii State Film Commission with the Hawaii Creative Industries Advisory Group which will recommend programs and initiatives relating to the creative and media industries;

- (2) Adding a provision that the Creative Industries Division of DBEDT shall maintain its status quo, notwithstanding the establishment of the Hawaii Creative Industries Advisory Group;
- (3) Amending the effective date to July 1, 2038, to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 590, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 590, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 432 Economic Development & Business on H.B. No. 423

The purpose of this measure is to amend the Motion Picture, Digital Media, and Film Production Income Tax Credit (Film Tax Credit) by:

- (1) Providing an additional Film Tax Credit option of 35 percent of qualified production costs in a county with a population of 700,000 or less; provided that at least 55 percent of the crew is hired locally;
- (2) Requiring the taxpayer to verify the county of residence of local hires; and
- (3) Extending the Film Tax Credit to January 1, 2024.

The Hawaii State AFL-CIO, Screen Actors Guild-American Federation of Television and Radio Artists Hawaii, International Alliance of Theatrical Stage Employees Local 665, American Federation of Musicians Local 677, Hawaii Teamsters & Allied Workers Local 996, Island Film Group, Makaha Studios and two concerned individuals supported this bill. The Department of Business, Economic Development and Tourism (DBEDT), Department of Taxation, Office of the Auditor, and Tax Foundation of Hawaii submitted comments.

Your Committee has amended this measure by:

- (1) Substituting a ten percent tax credit option for payroll costs of local hires for the tax credit option of 35 percent of qualified production costs;
- (2) Granting a taxpayer the option of providing the State alternative marketing opportunities as a condition of claiming the credit and updating reporting requirements accordingly;
- (3) Requiring evidence of reasonable efforts to hire local personnel and acquire products and services locally as a condition of claiming the credit;
- (4) Requiring a verification review of the information submitted to DBEDT to determine the credit amount;
- (5) Amending the effective date to July 1, 2038, to facilitate further discussion; and
- (6) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 423, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 423, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 433 Economic Development & Business/Energy & Environmental Protection on H.B. No. 1044

The purpose of this measure is to replace the Department of Business, Economic Development, and Tourism's reporting requirement relating to the certification, administration, and verification of the renewable fuels production tax credit, with a survey that requires the taxpayer to provide specified information.

The Department of Business, Economic Development, and Tourism supported this bill. The Department of Taxation and Tax Foundation of Hawaii submitted comments.

As affirmed by the records of votes of the members of your Committees on Economic Development & Business and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1044 and recommend that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Economic Development & Business: Ayes, 5. Noes, none. Excused, 2 (Holt, Matsumoto).
Energy & Environmental Protection: Ayes, 8. Noes, none. Excused, 1 (Say).

SCRep. 434 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 437

The purpose of this measure is to prohibit variances for construction of seawalls in shoreline areas, unless:

- (1) A public hearing is held;
- (2) The applicant demonstrates that the seawall is necessary to protect an existing legal object, structure, or activity from damage due to seawater inundation or shoreline erosion; and
- (3) No reasonable alternative locations exist.

The Department of Transportation, Office of Planning, Planning Department of the County of Kauai, Office of Hawaiian Affairs, Sierra Club of Hawaii, Ho'omana Pono, LLC., and several individuals testified in support of this measure. Two individuals commented on this measure.

Your Committee finds that while seawalls are necessary in some instances to protect property and infrastructure, seawalls have notoriously led to erosion of beaches throughout the State. The public hearing and requirements for approval of a variance mandated in this measure will prohibit the installation of seawalls except where absolutely necessary. However, your Committee raised concerns that the measure might have a negative impact on cultural and public use and access, potentially for the sole benefit of a private landowner. Accordingly, your Committee recommends the inclusion of additional criteria to be considered in the issuance of a variance under section 205A-46(d), Hawaii Revised Statutes, of this measure.

Your Committee has amended this measure by:

- (1) Clarifying the provisions regarding the approval of variances to require the variance approval authority to consider:
 - (A) The nature and scope of cultural and historical resources, or Native Hawaiian traditional or customary practices that may be impacted;
 - (B) Whether the shoreline hardening structure is the only reasonable alternative to protect relevant structures, objects, or activities from damage due to shoreline erosion; and
 - (C) The diminution of safe lateral public access and enjoyment of the shoreline area;
- (2) Clarifying that no public hearing may be waived for action on a variance application for construction of a shoreline hardening structure that will artificially fix the shoreline, including seawall, revetment and groin;
- (3) Changing the reference made to seawalls to shoreline hardening structures, including seawalls, revetments, and groins; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 437, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 437, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 435 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 998

The purpose of this measure is to ensure that regulations on the fishing of bottomfish are supported by scientific evidence that establishes the environmental necessity of the rule.

The Hunting, Farming and Fishing Association, Hawaii Fishermen's Alliance for Conservation and Tradition, Inc., Hawaii Sportsmen's Alliance, Hawaii Goes Fishing, Fishing Tales with Mike Sakamoto, and numerous individuals testified in support of this measure. The Department of Land and Natural Resources and Office of Hawaiian Affairs testified in opposition to this measure.

Your Committee notes that the Division of Aquatic Resources of the Department of Land and Natural Resources, as well as several fishers who catch bottomfish, each testified at the Committee hearing that the current bottomfish catch is well below the allotted catch limit. Accordingly, your Committee opened six of the twelve existing Bottomfish Restricted Fishing Areas for bottomfishing, to be determined where the restriction is not supported by scientific evidence of environmental necessity.

Your Committee has amended this measure by:

- (1) Requiring the Department to allow bottomfish fishing in six of the existing Bottomfish Restricted Fishing Areas; and
- (2) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 998, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 998, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 436 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 335

The purpose of this measure is to appropriate funds for the Office of Hawaiian Affairs for the fiscal biennium beginning July 1, 2017 and ending June 30, 2019.

The Office of Hawaiian Affairs, Ko'olaupoko Hawaiian Civic Club, and two individuals testified in support of this measure. Ho'omana Pono, LLC. testified in opposition to this measure.

Your Committee has amended this measure by changing the general fund appropriation to \$2,000,000 each for the fiscal biennium 2017-2019 for beneficiary advocacy of social services and legal services.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 335, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 335, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 437 Agriculture on H.B. No. 773

The purpose of this measure is to authorize the growth of industrial hemp as an agricultural product by excluding the growing, possession, processing, and selling of industrial hemp from civil and criminal penalties.

The Drug Policy Forum of Hawaii, Ohana o Kauai, Ho'omana Pono, LLC., Kihei Community Association, Hawaii Farmers Union United, We Are One, Inc., and many concerned individuals supported this measure. The Honolulu Police Department opposed this measure. The Department of the Attorney General and Department of Agriculture offered comments.

Your Committee has amended this measure by changing its effective date to July 31, 2150, to promote further discussion.

Should the Committee on Judiciary decide to deliberate further on this measure, your Committee respectfully requests that it consider the Attorney General's concerns that growing industrial hemp would be in violation of federal law, unless it is grown as part of a well-regulated state pilot program. The Attorney General added that removing state penalties for growing industrial hemp without a well-regulated state program may increase the risk of federal prosecution and give local growers the mistaken impression that industrial hemp is also federally legal.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 773, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 773, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 438 Agriculture on H.B. No. 1343

The purpose of this measure is to encourage and support the growth of new, small, and diversified farming businesses by creating an exclusion from income tax for the first \$50,000 of income earned by such businesses, provided that gross income does not exceed \$200,000.

The Hawaii Farm Bureau and three concerned individuals testified in support of this measure. The Department of Agriculture testified in support of the intent of this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Leaving unspecified the amount of income excluded from income tax and the gross income cap applicable to eligibility for the tax credit;
- (2) Changing its effective date to July 31, 2150, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1343, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1343, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 439 Agriculture on H.B. No. 1502

The purpose of this measure is to encourage healthy eating habits by the people of Hawaii and to promote the success of local agriculture by establishing two general excise tax exemptions -- one for select healthy foods and one for locally grown food and food products.

Three concerned individuals supported this measure. A concerned individual opposed the measure. The Department of Agriculture, Department of Taxation, and Tax Foundation of Hawaii submitted comments.

Your Committee has amended this measure by:

- (1) Including additional healthy foods to which the general excise tax exemption can be applied;
- (2) Eliminating the general excise tax exemption for locally grown food and food products;
- (3) Changing its effective date to July 31, 2150; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1502, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1502, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 440 Intrastate Commerce/Consumer Protection & Commerce on H.B. No. 403

The purpose of this measure is to clear the public record of extraneous security interests from titles to real property by authorizing title insurers or underwritten title companies to reassign or release a mortgagee's security interest in leases and rents under certain conditions and upon full payment of the mortgage and discharge of the secured debt.

The Department of Land and Natural Resources, Title Guaranty of Hawaii, Inc., Hawaii Land Title Association, and Hawaii Association of Realtors supported this measure. Hawaii Financial Services Association offered comments.

Your Committees have amended this measure by changing its effective date to July 1, 2099, to promote further discussion.

As affirmed by the records of votes of the members of your Committees on Intrastate Commerce and Consumer Protection & Commerce that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 403, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 403, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Intrastate Commerce: Ayes, 6. Noes, none. Excused, 2 (Ito, Ward).
Consumer Protection & Commerce: Ayes, 8. Noes, none. Excused, 1 (Ito).

SCRep. 441 Intrastate Commerce on H.B. No. 1421

The purpose of this measure is to improve consumer protection by clarifying who may be considered an adjuster or public adjuster for claims involving property and casualty insurance. This measure also adds definitions of "insurance appraiser" and "insurance umpire" to apply to appraisals for property and casualty insurance claims.

Roofing Contractors Association of Hawaii supported this measure. Hawaii Insurers Council opposed this measure. The Department of Commerce and Consumer Affairs, State Farm Mutual Automobile Insurance Company, and Property Casualty Insurers Association of America offered comments on this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2099, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1421, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1421, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 442 Energy & Environmental Protection on H.B. No. 1355

The purpose of this measure is to authorize the issuance of special purpose revenue bonds for the purpose of assisting Maui All Natural Alternative, LLC, with the development, financing, and construction of a project to provide municipal sludge processing and renewable energy at the Wailuku-Kahului wastewater reclamation facility on Maui.

The Office of the Mayor of the County of Maui, Maui All Natural Alternative, LLC, Alexander & Baldwin, Inc., Ulupono Initiative, and Kaanapali Land Management Corp. supported this measure. The Department of Budget and Finance provided comments.

Your Committee has amended this measure by:

- (1) Changing the amount of the special purpose revenue bonds authorization to an unspecified amount;

- (2) Changing its effective date to January 28, 2081, to encourage further discussion; and
- (3) Making technical, nonsubstantive changes for purposes of style, clarity, and consistency.

Should the Committee on Finance deliberate on this measure further, your Committee on Energy & Environmental Protection respectfully requests that it consider authorizing the issuance of special purpose revenue bonds in a total amount not to exceed \$20,000,000 to assist Maui All Natural Alternative, LLC, with the development, financing, and construction of a project to provide municipal sludge processing and renewable energy on Maui.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1355, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1355, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 443 Energy & Environmental Protection/Economic Development & Business on H.B. No. 592

The purpose of this measure is to support the research and development of alternative energy in the State by:

- (1) Extending the sunset date of the Alternative Energy Research and Development Pilot Program (Pilot Program) to June 30, 2019; and
- (2) Appropriating funds to the Alternative Energy Research and Development Revolving Fund to be used for providing grants under the Pilot Program.

The High Technology Development Corporation, Oceanit, Navatek, and several individuals supported this measure.

Your Committees have amended this measure by changing its effective date to January 28, 2081, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Economic Development & Business that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 592, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 592, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Energy & Environmental Protection: Ayes, 8. Noes, none. Excused, 1 (Say).
Economic Development & Business: Ayes, 5. Noes, none. Excused, 2 (Holt, Matsumoto).

SCRep. 444 Transportation on H.B. No. 1150

The purpose of this measure is to extend the end date of the temporary exemption that exempts the Department of Transportation (Department) and its contractors from certain state requirements for certain bridge rehabilitation projects from June 30, 2017, to June 30, 2022.

The Department supported this measure. The Office of Hawaiian Affairs and Beneficiary Advocacy and Empowerment Committee opposed this measure.

Your Committee finds that the Highways Division of the Department is responsible for providing a safe, efficient, and effective land transportation system for the safe movement of people and goods. A critical and vital component of the land transportation system is the hundreds of bridges that span the many streams, rivers, and gulches across the islands. The Department, however, has not been able to keep pace with the increasing need to upgrade and replace aging bridges.

Act 218, Session Laws of Hawaii 2012, expedites the construction of projects for the bridge rehabilitation and replacement program by providing a temporary exemption from certain state requirements. This exemption will expire on June 30, 2017. The extension of time authorized by this measure will allow the Department to continue moving forward with the listed bridge rehabilitation and replacement projects through completion of construction and provide for the most efficient manner to do so.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1150 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 445 Transportation on H.B. No. 1152

The purpose of this measure is to add a budget proviso to the General Appropriations Act of 2015 to enable the Department of Transportation to use the Airports Division, Project Adjustment Fund to supplement any currently authorized capital investment cost elements for Airports Division capital improvement projects.

The Department of Transportation supported this measure.

Your Committee finds that the Supplemental Appropriations Act of 2016, Act 124, Session Laws of Hawaii 2016, item C-38.02, project adjustment fund, statewide, establishes a contingency fund for Airports Division project adjustment purposes, subject to the provisions of Act 124. However, Act 124,

which amends Act 119, Session Laws of Hawaii 2015, does not contain a budget proviso that permits the utilization of the Department of Transportation Airports Division Project Adjustment Fund. This measure authorizes the Governor to make supplemental allotments from the Project Adjustment Fund to supplement any currently authorized capital investment cost elements for Airports Division capital improvement projects.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1152 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 446 Transportation on H.B. No. 733

The purpose of this measure is to simplify and enhance harbor operations for maritime cargo transporters by:

- (1) Providing exemptions from vehicle registration, safety inspection, and driver licensure requirements for marine terminal equipment temporarily being moved between terminal locations on a highway; and
- (2) Allowing the operation of marine terminal equipment on public highways under certain conditions.

The Department of Transportation and Matson supported this measure.

As an island state, Hawaii imports and exports a majority of its goods in cargo shipped to and from Hawaii via its commercial harbors. Movement of this cargo around the harbors requires specialized equipment that operates at various marine terminals around the State. However, these marine terminals are often separated by short stretches of public highways and roadways. While the operation of marine terminal equipment is generally confined to marine terminal locations, at times the equipment must traverse short distances across a public highway or road. Currently, a cargo transporter must receive a waiver for this action. Your Committee finds that allowing marine terminal equipment certain exemptions for operational purposes will enhance maritime operations at Hawaii's harbors.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 733 and recommends that it pass Second Reading and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 447 Transportation on H.B. No. 1290

The purpose of this measure is to require:

- (1) A voter registration application affidavit to be a mandatory part of all driver's license and identification card applications; and
- (2) The sharing of certain information among the counties, Department of Transportation, and election personnel for voter registration and information verification purposes.

The Office of Elections, Finance Department of the County of Hawaii, Elections Division of the Office of the County Clerk of County of Kauai, Common Cause Hawaii, Hawaii Advocates for Consumer Rights, League of Women Voters, Sierra Club of Hawaii, and many concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 1, 2018; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1290, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1290, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 448 Transportation on H.B. No. 1184

The purpose of this measure is to replace criminal penalties for airport offenses involving safety measures, practices, or requirements and licensing and regulation of persons engaged in commercial activities at public airports with a civil penalty.

The Aircraft Owners and Pilots Association, General Aviation Council of Hawaii, East West Avionics, Inc., Ponoholo Ranch Limited, Experimental Aircraft Association Chapter 1182, and numerous concerned individuals supported this measure. The Department of Transportation opposed this measure. A few concerned individuals provided comments.

Your Committee finds that the imposition of criminal penalties for violations of certain categories of airport rules has been excessive and disproportionate to the gravity of the acts committed. The current misdemeanor penalty for certain airport offenses can also result in significantly harsh consequences. This measure seeks to penalize certain airport offenses with a civil penalty while still allowing for criminal penalties to be imposed for violations of airport security measures and requirements.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1184, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1184, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 449 Transportation on H.B. No. 1305

The purpose of this measure is to alleviate congestion on the H-1 freeway in the westbound direction for drivers traveling in Leeward Oahu from Kunia to Kualakai Parkway during peak hours by appropriating funds for the construction of a shoulder lane in the westbound direction between the Kunia/Waipahu/Ewa (Exit 5) off-ramp and the Kualakai Parkway on-ramp.

Two concerned individuals supported this measure. The Department of Transportation supported the intent of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1305, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1305, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 450 Transportation on H.B. No. 420

The purpose of this measure is to allow for the designation of "one hundred percent disabled veteran" or a symbol or an abbreviation thereof, on driver's licenses, driver's instruction permits, and civil identification cards.

The State Office of Veterans Services supported this measure. The Finance Department of the County of Hawaii opposed this measure.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 420, H.D. 1, and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 451 Transportation on H.B. No. 1324

The purpose of this measure is to authorize a tax credit equal to 20 percent of the qualifying business costs for the transportation of agricultural commodities between islands within the State.

The Hawaii Farm Bureau, Hawaii Cattlemen's Council, Inc., and Ponoholo Ranch Limited supported this measure. The Department of Agriculture and Land Use Research Foundation of Hawaii supported the intent of this measure. The Department of Taxation, Department of Business, Economic Development and Tourism, and Tax Foundation of Hawaii provided comments.

Your Committee finds that interisland transportation has been a major issue with neighbor island farmers and ranchers. The majority of agricultural lands are located on the neighbor islands, yet the population center is on Oahu. Neighbor island farmers and ranchers are at a disadvantage when competing with farmers and ranchers on Oahu because of additional transportation costs of importing supplies and exporting products. This measure seeks to provide relief to neighbor island farmers and ranchers by reducing the costs of transporting their products to neighbor islands.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1324, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 452 Transportation on H.B. No. 276

The purpose of this measure is to provide that the right-of-way rules for a vehicle approaching an intersection, as applicable to a four-way stop, shall be followed in intersections with inoperative traffic-control signals.

The Department of Transportation and three concerned individuals supported this measure. The Honolulu Police Department provided comments.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 276 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 453 Transportation on H.B. No. 1284

The purpose of this measure is to discourage the unauthorized or improper use of a parking space reserved for persons with disabilities by increasing the fines for the first and subsequent violations.

The Disability and Communication Access Board and two concerned individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1284 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 454 Transportation on H.B. No. 946

The purpose of this measure is to specify that an unauthorized person who drives in a high occupancy vehicle lane shall be deemed to have committed a traffic infraction and is subject to a \$150 fine.

The Department of Transportation and a concerned individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 946 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 455 Transportation on H.B. No. 1570

The purpose of this measure is to provide persons renting cars in Hawaii with the opportunity to make a voluntary contribution toward the protection of the State's unique environment.

Specifically, this measure requires lessors of rental motor vehicles to include an option for the lessee in the rental agreement to contribute a sum to the Department of Land and Natural Resources for the preservation and protection of the environment.

The Department of Transportation, Department of Land and Natural Resources, and Office of Hawaiian Affairs supported this measure. Enterprise Holdings opposed this measure.

Your Committee finds that the protection of natural resources is critical to the future of the State's tourism industry. The importance of these natural resources continues to grow as the State braces for the impacts of climate change. The Department of Land and Natural Resources is tasked as the guardian of the State's environment, yet it lacks the necessary funding to properly carry out its duties. In particular, your Committee notes that the Department's Division of Conservation and Resources Enforcement is the agency entrusted to uphold laws to protect, conserve, and manage the State's natural resources, and that it needs additional resources to carry out this mission effectively.

Your Committee further finds that the visitor industry is reliant on the State's natural resources, and that many visitors choose to vacation in the State to experience the unique natural resources found only in Hawaii. Other states have used voluntary contribution check-off boxes to raise money for the protection of their natural resources. This measure introduces a similar program in Hawaii that will raise funds for the State's own environmental management and will engage visitors for this purpose.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1570, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 456 Transportation on H.B. No. 727

The purpose of this measure is to alleviate traffic congestion and enhance the safety of motorists by allowing motorcycle and motor scooter lane filtering under certain conditions and with specific safeguards.

Street Bikers United Hawaii and numerous concerned individuals supported this measure. The Department of Transportation opposed this measure. The Honolulu Police Department and several concerned individuals provided comments.

Your Committee finds that there is an increase in traffic congestion, especially at peak rush hour periods on main roads and highways throughout the State. An increasing number of motorcycles and motor scooters are being used as an alternative form of commuter transportation and their use under the right circumstances can provide for traffic relief.

Motorcycle lane filtering, which requires traffic to be stopped at the time a motorcycle or motor scooter passes between two same-bound lanes of stopped traffic, can help to reduce the number of vehicles within lanes and alleviate traffic congestion. Motorcycle lane filtering also reduces the risk of motor vehicle rear end collisions with motorcycles and motor scooters and will eliminate overheating problems associated with air-cooled motorcycles and motor scooters, thereby decreasing the number of traffic incidents on the road.

Your Committee has amended this measure by:

- (1) Specifying that operators of a motorcycle or motor scooter may proceed cautiously between stopped lanes of traffic in the same direction at a reduced rate of speed that does not exceed ten miles per hour;
- (2) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 727, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 727, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (Nakamura). Noes, none. Excused, 1 (McDermott).

SCRep. 457 Water & Land on H.B. No. 618

The purpose of this measure is to mandate the transfer of certain non-agricultural park lands from the Department of Land and Natural Resources (DLNR) to the Department of Agriculture (DOA) by setting a deadline to transfer the lands.

One concerned individual supported this measure. The DLNR and DOA provided comments.

Your Committee has amended this measure by:

- (1) Requiring that any identified non-agricultural park lands that are not transferred by the deadline be placed under the DOA by July 1, 2020;
- (2) Requiring the DLNR to be responsible for leases and agreements that are not in compliance with the Non-Agricultural Parks Program of the DOA;
- (3) Requiring DOA to assume responsibility for compliant leases and agreements and to negotiate future leases and agreements by July 1, 2020; and
- (4) Inserting a savings clause.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 618, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 618, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 458 Water & Land on H.B. No. 231

The purpose of this measure is to:

- (1) Clarify that the Aha Moku Advisory Committee (Advisory Committee) is placed within the Department of Land and Natural Resources for administrative purposes only;
- (2) Require the Department of Land and Natural Resources to provide budgetary and administrative support to the Advisory Committee; and
- (3) Appropriate funds from the Special Land and Development Fund for authorized expenses incurred by the Advisory Committee.

The Department of Land and Natural Resources, Aha Moku Advisory Committee of the Department of Land and Natural Resources, Ko'olau Foundation, Ko'olaupoko Hawaiian Civic Club, Kalihi Palama Hawaiian Civic Club, Ke One O Kakuhihewa, and numerous individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance deliberate on this measure, your Committee respectfully requests inserting an appropriation amount of \$250,000.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 231, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 231, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Lee).

SCRep. 459 Water & Land on H.B. No. 875

The purpose of this measure is to increase the number of qualified applicants for technical professional positions and reduce the backlog of project reviews by appropriating funds for five full-time equivalent (5.00 FTE) temporary student intern positions within the State Historic Preservation Division.

The Department of Land and Natural Resources, Pulama Lanai, and Historic Hawaii Foundation testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Specifying that the funds shall be appropriated from an unspecified special fund; and
- (3) Changing the effective date to July 1, 2050 to encourage further discussion.

Should your Committee on Finance deliberate on this measure, your Committee respectfully requests inserting an appropriation amount of \$204,000 for the five positions established.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 875, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 875, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Lee).

SCRep. 460 Water & Land on H.B. No. 1214

The purpose of this measure is to require the Board of Land and Natural Resources to provide to the Legislature an annual report that contains information regarding the value and status of public lands held by the Department of Land and Natural Resources.

The Building Industry Association of Hawaii, Sierra Club of Hawaii, The Chamber of Commerce Hawaii, and two concerned individuals supported this measure. The Department of Land and Natural Resources opposed this measure. The Department of the Attorney General provided comments.

Your Committee has amended this bill by:

- (1) Requiring the annual report to include:
 - (A) The current estimated market value of lands that are land banked or not under lease; and
 - (B) The estimated value of ceded lands that are under and not under lease; and
- (2) Changing its effective date to take effect on July 1, 2050.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1214, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1214, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 461 Water & Land on H.B. No. 636

The purpose of this measure is to promote water conservation initiatives by establishing a Water Conservation Financial Assistance Pilot Program to provide financial assistance to county-owned public water systems to help implement their respective water conservation incentive programs.

The Honolulu Board of Water Supply, Hawaii Green Growth, Hawaii Fresh Water Initiative, The Nature Conservancy of Hawaii, Hawaii Community Foundation, and two concerned individuals supported this measure. The Department of Land and Natural Resources provided comments.

Your Committee has amended this measure by:

- (1) Removing the requirement that the Commission's report to the Legislature contain recommendations on the program's funding and any proposed legislation;
- (2) Clarifying that the funds are to be appropriated out of an unspecified special fund rather than general fund revenues;
- (3) Specifying that contractors or other third parties that receive funds via this measure, may be subject to state audit;
- (4) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (5) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 636, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 636, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 462 Water & Land on H.B. No. 795

The purpose of this measure is to appropriate funds for the certification of a reforestation carbon project at Haleakala, Maui, to be operated by the Department of Land and Natural Resources.

The Department of Land and Natural Resources, Office of Environmental Quality Control, Nature Conservancy, and one individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Specifying that the funds shall be appropriated from an unspecified special fund rather than a general fund;
- (3) Specifying that the appropriated funds shall be used for watershed purposes only;
- (4) Adding language that contractors and other third parties who receive funds under this measure may be subject to review and inspection by the Department of Land and Natural Resources, the Attorney General, or the Auditor;
- (5) Specifying that the Department's annual report to the Legislature must:
 - (A) Include a detailed financial accounting report; and
 - (B) Disclose all contracts and the process of selection;
- (6) Removing the requirement that the annual report be submitted to the governor;
- (7) Requiring that all contracts under the Department's carbon forestry project be issued through a competitive bid process;
- (8) Changing the effective date to July 1, 2050; and
- (9) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance deliberate on this measure, your Committee respectfully requests inserting an appropriation amount of \$120,000 for each year of the Fiscal Biennium 2017-2019 for the carbon project at Haleakala, Maui to be used for watershed purposes only.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 795, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 795, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Kong, Say). Noes, none. Excused, 1 (Fukumoto).

SCRep. 463 Water & Land on H.B. No. 870

The purpose of this measure is to remove the requirement that a co-mortgagor assisting a qualified resident in securing a mortgage to purchase a dwelling unit from the Hawaii Housing Finance and Development Corporation be a family member, and require a qualified resident who is assisted by a co-mortgagor to have an income of at least fifty per cent of the amount required to qualify for a loan to purchase a dwelling unit.

The Hawaii Housing Finance and Development Corporation and one individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Providing that a co-mortgagor may be a family member, who may include an extended or hanai family member; and
- (2) Changing the effective date to July 1, 2050.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 870, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 870, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Lee).

SCRep. 464 Water & Land on H.B. No. 259

The purpose of this measure is to establish and fund a Community Food Forest program in the Department of Land and Natural Resources to work collaboratively with local government and community organizations to provide sources of healthy food statewide.

The Department of Land and Natural Resources commented on this measure.

Your Committee has amended this measure by:

- (1) Specifying that the funds shall be appropriated from an unspecified special fund rather than the general fund;
- (2) Adding language that provides that contractors and other third parties who receive funds under this measure may be subject to review and inspection by the Department of Land and Natural Resources, the Attorney General, or the Auditor; and
- (3) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 259, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 259, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 465 Water & Land on H.B. No. 1213

The purpose of this measure is to require the State Historic Preservation Division of the Department of Land and Natural Resources, in conjunction with the Department of Taxation, to conduct a joint study on the viability and costs associated with creating a state tax credit for commercial properties that preserve their historic properties, and to appropriate funds therefor.

The Department of Land and Natural Resources and Historic Hawaii Foundation testified in support of this measure. The Department of Taxation commented on this measure.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Specifying that the funds shall be appropriated from an unspecified special fund rather than the general fund; and
- (3) Changing the effective date to July 1, 2050.

Should your Committee on Finance deliberate on this measure, your Committee respectfully requests inserting an appropriation amount of \$100,000 for the proposed study.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1213, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1213, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 466 Water & Land on H.B. No. 617

The purpose of this bill is to simplify the property descriptions used to describe land that has been deregistered from Hawaii's land court system.

Title Guaranty of Hawaii, Inc., Hawaii Land Title Association, and several individuals testified in support of this measure. Several individuals testified in opposition to this measure. One individual commented on this measure.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage future discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 617, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 617, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Lee).

SCRep. 467 Water & Land on H.B. No. 838

The purpose of this measure is to amend the Water Security Advisory Group Pilot Program, established in Act 172, Session Laws of Hawaii 2016, by:

- (1) Allowing for a state audit of contractors, third parties, and independent non-profit entities that receive funds through the program; and
- (2) Providing that the President of the Senate and Speaker of the House of Representatives shall appoint certain members of the Water Security Advisory Group.

The Department of Agriculture, Honolulu Board of Water Supply, Hawaii Farm Bureau, and two concerned individuals supported this measure. The Department of Land and Natural Resources and Hawaii Fresh Water Council provided comments.

Your Committee has amended this measure by:

- (1) Requiring rather than allowing contractors and other third parties, including independent non-profit entities, who receive funds to be subject to a state audit;
- (2) Removing the requirement that the annual report on the program be submitted to the Governor; and
- (3) Changing the effective date to July 1, 2050.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 838, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 838, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 468 Health/Intrastate Commerce on H.B. No. 407

The purpose of this measure is to authorize the issuance of employer-sponsored high deductible health plans and corresponding health savings accounts under the Prepaid Health Care Act.

Your Committees received testimony in support of this measure from University Health Alliance. Your Committees received testimony in opposition to this measure from the International Longshore and Warehouse Union Local 142 and Hawaii Regional Council of Carpenters. Your Committees received comments on this measure from the Department of the Attorney General, Department of Labor and Industrial Relations, Kaiser Permanente Hawaii, and Hawaii Medical Service Association.

Your Committees have amended this measure by:

- (1) Requiring employers that offer high deductible health plans to also contract with a third party to offer and manage health savings accounts, which shall be maintained in conjunction with each high deductible health plan;
- (2) Requiring employers that offer high deductible health plans to deposit an amount equal to the applicable deductible in each corresponding health savings account;
- (3) Changing its effective date to July 1, 2090, and adding a sunset date of June 30, 2022, to encourage further discussion; and
- (4) Making technical nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Health and Intrastate Commerce that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 407, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 407, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.

Health: Ayes, 6; Ayes with Reservations (Kobayashi, Morikawa, Todd, Tupola). Noes, none. Excused, 1 (Har).

Intrastate Commerce: Ayes, 6; Ayes with Reservations (Cachola). Noes, none. Excused, 2 (Ito, Ward).

SCRep. 469 Health/Intrastate Commerce on H.B. No. 374

The purpose of this measure is to:

- (1) Clarify the allowable and prohibited practice requirements for dental assistants; and
- (2) Prohibit anyone from ordering a person without a dental hygienist license to perform services or procedures within the scope of practice of dental hygiene.

Numerous concerned individuals supported this measure. The Hawaii Dental Association, Endodontic Specialists Inc., and many concerned individuals opposed this measure. The Board of Dental Examiners and Hawaii Dental Hygienists' Association offered comments.

Your Committees have amended this measure by:

- (1) Changing its effective date to July 1, 2090, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Health and Intrastate Commerce that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 374, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 374, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.

Health: Ayes, 6; Ayes with Reservations (Tupola). Noes, none. Excused, 1 (Har).

Intrastate Commerce: Ayes, 6; Ayes with Reservations (Cachola). Noes, none. Excused, 2 (Ito, Ward).

SCRep. 470 Energy & Environmental Protection/Agriculture on H.B. No. 790

The purpose of this measure is to protect the State's environment and residents from the unintended impacts of large-scale pesticide use by:

- (1) Making the reporting guidelines of the Kauai Agricultural Good Neighbor Program mandatory for large-scale, outdoor commercial agricultural operations across the State; and
- (2) Establishing disclosure and public notification requirements for outdoor applications of pesticides in, as well as in proximity to, schools, healthcare facilities, childcare and eldercare facilities, and other sensitive areas.

Hawaii Farmers Union United, Progressive Democrats of Hawaii, Democratic Party of Hawaii, Hawaii Center for Food Safety, Hawaii Nurses Association OPEIU Local 50, GMO Free Maui, Americans for Democratic Action, Hawaii Alliance for Progressive Action, Pesticide Action Network North America, and numerous individuals supported this measure. Western Plant Health Association, Hawaii Crop Improvement Association, Ponoholo Ranch Limited, CorpLife America, Hawaii Farm Bureau, Dole Food Company, Hawaii Cattlemen's Council, Monsanto, Hawaii Farmers & Ranchers United, and numerous concerned individuals opposed this measure. The Department of Agriculture provided comments.

Your Committees have amended this measure by:

- (1) Specifying that the disclosure and public notification requirements for outdoor applications of pesticides are applicable to annual purchases or uses of restricted use pesticides in excess of 10 pounds or 10 gallons;
- (2) Changing its effective date to January 28, 2081, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Agriculture that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 790, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 790, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 9; Ayes with Reservations (Kong). Noes, none. Excused, none.

Agriculture: Ayes, 7; Ayes with Reservations (DeCoite). Noes, none. Excused, none.

SCRep. 471 Agriculture on H.B. No. 778

The purpose of this measure is to help address Hawaii's lack of housing by allowing for dwelling units on certain non-prime agricultural lands, subject to certain conditions.

A concerned individual supported this measure. The Department of Agriculture, Hawaii Farm Bureau, and three concerned individuals opposed the measure. The Land Use Commission and Office of Planning submitted comments.

Your Committee has amended this measure by:

- (1) Permitting the counties to prohibit such dwelling units or to limit such dwelling units to certain areas of the county;
- (2) Changing its effective date to July 31, 2150, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 778, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 778, H.D. 2, and be referred to your Committee on Housing.

Signed by the Chair on behalf of the Committee.

Ayes, 5; Ayes with Reservations (DeCoite, Ing). Noes, 2 (LoPresti, Thielen). Excused, none.

SCRep. 472 Higher Education on H.B. No. 1594

The purpose of this measure is to establish the Hawaii Promise Program (Program) to provide scholarships for the unmet direct cost needs of qualified students enrolled at any University of Hawaii campus, and appropriate funds to establish and implement the Program.

The University of Hawaii, KAI Hawaii, Inc., Graduate Student Organization at the University of Hawaii at Manoa, Nursing Advocates & Mentors, Inc., Filipino American Citizens League, University of Hawaii Student Caucus, National Federation of Filipino American Associations Region 12, Hawaii Alliance for Progressive Action, Associated Students of the University of Hawaii at Manoa, and numerous concerned individuals supported this measure. A concerned individual opposed this measure. Two concerned individuals provided comments.

Your Committee has amended this measure by:

- (1) Requiring students to be enrolled in an undergraduate or non-graduate certificate program at a University of Hawaii campus for a maximum of eight semesters to be eligible for scholarship consideration under the Program;
- (2) Changing the number of credits per semester required for scholarship consideration to twelve credits or more;
- (3) Requiring students to maintain a grade point average of 2.5 or higher and earn a minimum of twenty-four credits to maintain a scholarship under the Program;
- (4) Allowing a student to be placed on scholarship probation for no more than one semester during an eight-semester period at a University of Hawaii campus;
- (5) Changing the amount appropriated to an unspecified amount;
- (6) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance deliberate this measure further, your Committee on Higher Education respectfully requests that it consider appropriating \$11,560,000 to establish and implement the Program.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1594, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1594, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 473 Consumer Protection & Commerce on H.B. No. 1211

The purpose of this measure is to clarify the statute of limitations for challenging a foreclosure by providing that a mortgagor or other person in interest may impeach foreclosure proceedings prior to entry of a memorandum on an existing certificate of title.

A concerned individual testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1211 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 474 Consumer Protection & Commerce on H.B. No. 1465

The purpose of this measure is to assist businesses selling or serving liquor by clarifying liquor license application process requirements and making the process more efficient.

Among other things, this measure:

- (1) Clarifies that changes in the principals of an entity holding a liquor license would not be considered a transfer of a license if timely notification of the change is provided to the Liquor Commission;
- (2) Allows corporations to notify the Liquor Commission of any change in ownership of twenty-five percent or more within thirty days of the change rather than prior to the change;
- (3) Clarifies liquor license procedures and criminal history record check requirements for publicly-traded companies; and
- (4) Provides flexibility to the Liquor Commission to hold a license in safekeeping status as an alternative to license cancellation.

The Liquor Commission of the City and County of Honolulu, Department of Liquor Control of the County of Kauai, Ocean Tourism Coalition, and several concerned individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Clarifying that the term "safekeeping" means a situation where a liquor license is held at a Liquor Commission office while the licensee is not operating;
- (2) Prohibiting an officer or director not designated as a primary decision-maker from coercing, pressuring, or otherwise influencing the decision of a designated primary decision-maker in the purchase and sale of liquor; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1465, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1465, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 475 Consumer Protection & Commerce on H.B. No. 650

The purpose of this measure is to clarify document, record, and information disclosure requirements for condominium associations.

Specifically, this bill:

- (1) Applies these requirements to registered time share projects that contain time share units, transient vacation rentals, and private residential units;
- (2) Sets a time limit and electronic posting requirements for fulfilling unit owner requests for condominium association documents, records, and information; and
- (3) Makes it an unfair or deceptive act or practice to fail to make these documents, records, and information available as statutorily required.

Hui 'Oia'i'a and several individuals testified in support of this measure. The American Resort Development Association-Hawaii, Hawaii Chapter Community Associations Institute Legislative Action Committee, Hawaiian Properties, Marriot Vacations Worldwide Corporation, Soleil Management Hawaii, LLC, and several concerned individuals testified in opposition to this bill. The Department of Commerce and Consumer Affairs, Regulated Industries Complaints Office, Associa, and two individuals provided comments.

Your Committee finds that registered condominium time share projects that contain a combination of unit types including private residential units were never envisioned when Hawaii's condominium laws were enacted. As such, your Committee finds that imposing certain document and information requirements on time share projects may be premature at this time.

Your Committee further finds that while the imposition of penalties for noncompliance with document, information, and record disclosure requirements is necessary, classifying this noncompliance as an unfair or deceptive act or practice may be extreme. Rather, your Committee finds that a more suitable penalty would be to consider such action to be a breach of a board's fiduciary duty, which would make boards squarely responsible for making disclosure decisions and prevent boards from relying on their managing agents to handle such disclosure requests. Additionally, it is your Committee's understanding that insurance carriers will not defend board members who are in breach of their fiduciary duty.

Your Committee has amended this measure by:

- (1) Deleting the provision requiring registered condominium time share projects containing a combination of time share units, transient vacation rentals, and private residential units to comply with the document, record, and information disclosure requirements under the State's condominium laws;

- (2) Changing the timeframe for the required provision of hard copies of condominium association documents, records, and information from within twenty-four hours to within fifteen days of the request;
- (3) Requiring financial documents and association meeting minutes to be available for examination at a manager's office located on the property, in electronic format via e-mail, or in hard copy format via mail, rather than at a convenient place determined by the board;
- (4) Specifying that the failure to produce required documentation shall be a breach of a board's fiduciary duty, rather than an unfair or deceptive practice;
- (5) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 650, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 650, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Aquino).

SCRep. 476 Consumer Protection & Commerce on H.B. No. 665

The purpose of this measure is to require that health insurance coverage for mental health treatment includes coverage for case management services provided by licensed mental health providers to victims of sexual violence.

The Hawaii State Commission on the Status of Women, Hawaii Psychological Association, Planned Parenthood Votes Northwest and Hawaii, Hawaii Women's Coalition, IMUAlliance, The Sex Abuse Treatment Center, Early Childhood Action Strategy, and several concerned individuals testified in support of this measure. The Department of Human Services and Hawaii Medical Service Association provided comments.

Your Committee has amended this measure by:

- (1) Inserting a provision making case management services by licensed mental health providers for victims of sexual violence a reimbursable covered benefit; and
- (2) Changing its effective date to upon approval.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 665, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 665, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 477 Housing on H.B. No. 82

The purpose of this measure is to prohibit counties from disqualifying a legal nonconforming dwelling unit from the Housing Choice Voucher Program if the unit meets zoning and building code requirements and other program standards such as health and safety standards.

An individual testified in support of this measure. The Hawaii Public Housing Authority submitted comments on this measure.

Your Committee has amended this measure by changing its effective date to take effect upon a date to be determined to facilitate further discussion on this measure.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 82, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 82, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 478 Housing on H.B. No. 389

The purpose of this measure is to improve the quality of existing public and affordable housing stock and increase the supply of affordable and public housing units in the State by:

- (1) Authorizing the issuance of general obligation bonds and appropriating funds to the Hawaii Housing Finance and Development Corporation (HHFDC) and the Department of Hawaiian Home Lands (DHHL); and
- (2) Requiring HHFDC and DHHL to each submit reports to the Legislature prior to the 2018 and 2019 Regular Sessions on the set-aside plan for the upkeep and maintenance of the housing facilities to be constructed pursuant to this measure.

HHFDC and DHHL testified in support of this measure. The Department of Human Services commented on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to take effect upon a date to be determined to enable further discussion on this measure; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 389, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 389, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 479 Housing on H.B. No. 486

The purpose of this measure is to eliminate the mortgage interest deduction for second homes under Hawaii income tax law and transfer an amount equivalent to the resulting revenue increase into the Rental Housing Revolving Fund.

The League of Women Voters of Hawaii testified in support of this measure. Hawaii Association of Realtors and two individuals opposed this measure. The Department of Taxation (DOTAX), Hawaii Housing Finance and Development Corporation, and Tax Foundation of Hawaii commented on this measure.

Your Committee notes DOTAX's testimony that the proposed elimination of the mortgage interest deduction in this measure may not return a revenue gain because taxpayers with second homes are likely to exceed the gross income threshold beyond which the applicable deduction becomes meaningless.

Upon consideration, your Committee has amended this measure by:

- (1) Deleting the provision requiring DOTAX to measure the amount of tax revenue gained due to the limitation and requiring that the amount be deposited into the Rental Housing Revolving Fund, and instead specifying that the revenue gain attributable to this measure be deposited into the Rental Housing Revolving Fund;
- (2) Changing its effective date to take effect upon a date to be determined to facilitate further discussion on this measure; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 486, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 486, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 480 Housing on H.B. No. 652

The purpose of this measure is to establish an income tax credit for taxpayers who rent housing to families or individuals:

- (1) Whose income from all sources is less than 100 percent of the area median income as determined by the United States Department of Housing and Urban Development; and
- (2) Who have filed state income tax returns for the past ten consecutive taxable years.

The Department of Taxation and Tax Foundation of Hawaii submitted comments on this measure.

Your Committee has amended this measure by:

- (1) Extending the income tax credit to taxpayers who rent housing to eligible organizations that serve homeless or low-income families or individuals;
- (2) Changing the application of the income tax credit to apply to taxable years beginning after December 31, 2017;
- (3) Changing its effective date to take effect upon a date to be determined to enable continued discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 652, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 652, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 481 Housing on H.B. No. 660

The purpose of this measure is to establish and fund the Infrastructure Development Loan Revolving Fund to make loans to developers to finance the costs of the infrastructure of affordable rental and fee simple housing developments.

The Building Industry Association of Hawaii testified in support of this measure. The Hawaii Housing Finance and Development Corporation (HHFDC) opposed this measure.

Your Committee has amended this measure by changing its effective date to take effect upon a date to be determined to facilitate further discussion on this measure.

Your Committee notes that last year, the Legislature enacted Act 132, Session Laws of Hawaii (SLH) 2016, which authorizes HHFDC to use the Dwelling Unit Revolving Fund to make loans for infrastructure in a manner similar to the Infrastructure Development Loan Revolving Fund established by this measure. According to HHFDC, it has already developed administrative rules for the infrastructure loan program and is nearing their adoption. The HHFDC has, additionally, requested bond funding to begin making loans under that program and plans to do so as soon as funds become available.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 660, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 660, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 482 Housing on H.B. No. 1012

The purpose of this measure is to temporarily disallow the deductions for dividends paid by real estate investment trusts (REIT) for a period of 15 years, except for dividends generated from trust-owned housing that is affordable to households with incomes at or below 200 percent of the median family income as determined by the United States Department of Housing and Urban Development (HUD).

Americans for Democratic Action; Graphic Design Studio, Inc.; Steiner & Associates; International Longshore and Warehouse Union Local 142; UNITE HERE Local 5; and numerous individuals testified in support of this measure. Park Hotels & Resorts Inc.; Public Storage; American Assets Trust; Taubman Centers; Douglas Emmett, Inc.; National Association of Real Estate Investment Trusts; Hawaii Association of Realtors; TZ Economics; Hawaii Regional Council of Carpenters; Land Use Research Foundation of Hawaii; The Kobayashi Group; The MacNaughton Group; BlackSand Capital; Pacific Resource Partnership; The Shidler Group; NAIOP – Hawaii Chapter, the Commercial Real Estate Development Association; OPTrust; DeBartolo Hawaii; Retail Merchants of Hawaii; and GGP, Inc. testified in opposition to this measure. The Department of Taxation and Tax Foundation of Hawaii commented on this measure.

Upon consideration, your Committee has amended this measure by:

- (1) Allowing income tax deductions for REIT dividends generated from trust-owned housing for households with incomes at or below 140 percent of the median family income, rather than households with incomes at or below 200 percent of the median family income, as determined by HUD;
- (2) Changing its effective date to take effect upon a date to be determined to facilitate further discussion on this measure; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1012, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1012, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 483 Housing on H.B. No. 1335

The purpose of this measure is to:

- (1) Specify that certain provisions of the Internal Revenue Code (IRC) related to at-risk rules and deductions and to passive activity loss do not apply to claims for the state Low-Income Housing Tax Credit; and
- (2) Appropriate funds to establish one full-time equivalent position in the Hawaii Housing Finance and Development Corporation (HHFDC) to oversee the Low-Income Housing Tax Credit Program.

In-State Partners and an individual testified in support of this measure. The Department of Taxation (DOTAX), Hawaii Housing Finance and Development Corporation, and Tax Foundation of Hawaii commented on this measure.

Your Committee has amended this measure by changing its effective date to take effect upon a date to be determined to facilitate further discussion on this measure.

Your Committee notes the concerns expressed by DOTAX regarding this measure's nonconformity to IRC provisions relating to at-risk and passive activity loss limitation rules. According to DOTAX, this measure provides that at-risk rules and passive activity loss rules do not apply to claims for the Low-Income Housing Tax Credit. Should this measure be further deliberated by the Committee on Finance, your Committee respectfully requests that it consider the concerns expressed by DOTAX. Lastly, your Committee believes that the administration and work of the Low-income Housing Tax Credit Program can be accomplished without the establishment of an extra position in HHFDC.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1335, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1335, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 484 Housing on H.B. No. 1553

The purpose of this measure is to preserve Front Street Apartments on Maui as an affordable rental housing project by:

- (1) Requiring the Hawaii Housing Finance and Development Corporation (HHFDC) or appropriate entity of the State to initiate negotiations to keep the apartment unit rent affordable or to acquire the property;
- (2) Requiring HHFDC or an appropriate entity to submit a report to the Legislature prior to the 2018 Regular Session on its efforts to acquire the property and recommendations for financing the purchase of the property; and
- (3) Appropriating funds for HHFDC to negotiate with the owners of the property and its improvements.

The Councilmember of Maui County, Molokai District; West Maui Taxpayers Association, Inc.; and numerous individuals testified in support of this measure. An individual opposed this measure. HHFDC and several individuals commented on this measure.

Your Committee has amended this measure by:

- (1) Providing that the Front Street Apartment units remain affordable to all households whose incomes do not exceed 60 percent of the median family income for the area as determined by the United States Department of Housing and Urban Development (HUD);
- (2) Removing the stipulation that acquisition and improvements to the property be held in perpetuity;
- (3) Changing its effective date to take effect upon a date to be determined to facilitate further discussion on this measure; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1553, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1553, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 485 Higher Education on H.B. No. 450

The purpose of this measure is to appropriate funds to the University of Hawaii to study the effects of sunscreen on coral reefs in Hawaii waters and submit a report to the Legislature.

The University of Hawaii, Department of Health, Department of Land and Natural Resources, a member of the Maui County Council, Ocean Tourism Coalition, The Nature Conservancy, Democratic Party of Hawaii, Graduate Student Organization at the University of Hawaii at Manoa, and three concerned individuals supported this bill.

Your Committee has amended this measure by amending the effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 450, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 450, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 486 Higher Education on H.B. No. 480

The purpose of this measure is to appropriate funds for the Hawaii Community College to hire a farm coordinator to support its instructional activities at the University of Hawaii at Hilo's agricultural farm, and equipment for the College's agricultural program.

The University of Hawaii, Department of Agriculture, Hawaii Farm Bureau, and a concerned individual supported this bill.

Your Committee has amended this measure by:

- (1) Deleting the amounts in the appropriations;
- (2) Amending the effective date to July 1, 2050; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance deliberate on this matter further, your Committee on Higher Education respectfully requests that it consider appropriating to the Hawaii Community College the following amounts:

- (1) \$43,000 to hire a farm coordinator to support the instructional activities of the College at the University of Hawaii at Hilo's agricultural farm; and
- (2) \$165,000 for the College's agricultural program.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 480, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 480, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 487 Higher Education on H.B. No. 609

The purpose of this measure is to prepare for the State's aging population by appropriating funds for one full-time equivalent associate professor position and one full-time equivalent associated specialist position within the University of Hawaii Center on Aging.

The University of Hawaii at Manoa Myron B. Thompson School of Social Work, Maui County Office on Aging, AARP Hawaii, Kokua Council, Alzheimer's Association, Aloha Chapter, Hawaii Family Caregiver Coalition, Policy Advisory Board for Elderly Affairs, Kahala Senior Living Community, Inc., and a number of concerned individuals supported this bill.

Your Committee has amended this measure by amending the effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 609, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 609, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 488 Higher Education on H.B. No. 794

The purpose of this measure is to establish the University of Hawaii Green Special Fund into which will be deposited, among other sources, savings from energy conservation measures. The Fund will be used to support energy efficiency, renewable energy, and sustainability projects and services for the benefit of the University.

The University of Hawaii, Americans for Democratic Action, Graduate Student Organization at the University of Hawaii at Manoa, and a concerned individual supported this bill. The Department of Budget and Finance submitted comments.

Your Committee has amended this measure by amending the effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 794, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 794, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 489 Higher Education on H.B. No. 1320

The purpose of this measure is to require accredited and unaccredited post-secondary educational institutions that are for-profit entities to disclose in print, electronic media, and signage that they are for-profit businesses registered in Hawaii.

The Graduate Student Organization at the University of Hawaii at Manoa and a concerned individual supported this bill. The University of Phoenix opposed this measure.

Your Committee has amended this measure by:

- (1) Amending its purpose statement;
- (2) Deleting the requirement that disclosure must be reasonably calculated to draw the attention of the reader and deleting the inclusion of the specific language of the disclosure from statutory provisions;
- (3) Requiring that any promotional material of a for-profit or an unaccredited educational institution, in an advertisement published in a periodical by an unaffiliated person or entity shall disclose that the educational institution is a for profit-business or an unaccredited educational institution, respectively;
- (4) Amending the effective date to July 1, 2050, to facilitate further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1320, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1320, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 490 Higher Education on H.B. No. 1585

The purpose of this measure is to eliminate the University of Hawaii's deferred maintenance backlog and modernize facilities and campus environments by appropriating funds for the costs of project-funded staff positions for the implementation of capital improvement projects.

The University of Hawaii supported this bill.

Your Committee has amended this measure by changing the effective date to July 1, 2050.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1585, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1585, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 491 Labor & Public Employment on H.B. No. 852

The purpose of this measure is to promote integrity in state government and provide additional clarity and consistency in the administration and enforcement of Hawaii's ethics laws by:

- (1) Increasing fines for the failure to timely file financial disclosure statements;
- (2) Allowing the State Ethics Commission (Commission) to notify, by e-mail or first-class mail rather than by registered mail with return receipt requested, those individuals who fail to timely file their financial disclosure statements; and
- (3) Directing the Commission to publish the names of individuals who fail to file their financial disclosure statements by the statutory deadline.

The Hawaii State Ethics Commission, Common Cause Hawaii, League of Women Voters of Hawaii, and one concerned individual supported this measure.

Your Committee amended this measure by:

- (1) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 852, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 852, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Takumi).

SCRep. 492 Labor & Public Employment on H.B. No. 408

The purpose of this measure is to appropriate funds for fiscal biennium 2017-2019 collective bargaining cost items, salary increases, other cost adjustments, and Hawaii Employer-Union Health Benefits Trust Fund costs for public employees in collective bargaining unit (3) and their excluded counterparts.

The Department of Budget and Finance, University of Hawaii, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, Hawaii Health Systems Corporation, and one concerned individual supported this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 408, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 408, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 493 Labor & Public Employment on H.B. No. 810

The purpose of this measure is to allow the Hawaii Employer-Union Health Benefits Trust Fund to resolve impasses relating to contribution disputes through binding arbitration.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, the University of Hawaii Professional Assembly, and Hawaii Fire Fighters Association supported this measure. The Department of Budget and Finance opposed this measure. The Department of Human Resources of the City and County of Honolulu provided comments.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 810, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 810, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 494 Labor & Public Employment/Economic Development & Business on H.B. No. 573

The purpose of this measure is to prohibit bid shopping and bid peddling in the competitive sealed bidding process.

The General Contractors Association of Hawaii, Ironworkers Stabilization Fund, and one individual testified in support of this measure. The Hawaii Laborers-Employers Cooperation and Education Trust testified in support of the intent. The Electrical Contractor's Association of Hawaii, Subcontractors Association of Hawaii, Painting Industry of Hawaii Labor Management Cooperation Trust Fund, Hawaii Tapers Market Recovery Trust Fund, Hawaii Glaziers, Architectural Metal Glassworkers Local Union 1889 AFL-CIO Stabilization Trust Fund, and Carpet, Linoleum and Soft Tile Local Union 1926 Market Recovery Trust Fund testified in opposition. The Department of Commerce and Consumer Affairs, State Procurement Office, Department of Accounting and General Services, and Contractors License Board provided comments.

Your Committees have amended this measure by:

- (1) Prohibiting the bidder from listing more than one subcontractor for each scope of work identified, unless subcontractors vary with bid alternates;
- (2) Allowing the substitution of a listed subcontractor if the listed subcontractor is:
 - (A) Debarred from a purchasing or enforcement agency; or
 - (B) Unable or refuses to meet the contractual requirements or agreements of the bidder;
- (3) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (4) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Labor & Public Employment and Economic Development & Business that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 573, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 573, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Labor & Public Employment: Ayes, 7. Noes, none. Excused, none.
 Economic Development & Business: Ayes, 7. Noes, none. Excused, none.

SCRep. 495 Human Services on H.B. No. 432

The purpose of this measure is to protect the elderly against financial exploitation by establishing a felony offense for the financial exploitation of an elder by a caregiver.

The Honolulu Police Department; National Active and Retired Federal Employees Association, Hawaii State Federation of Chapters; and several individuals testified in support of this measure. An individual opposed this measure. Comments were also received from an individual.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2075, to facilitate further discussion on this measure; and
- (2) Making technical, nonsubstantive amendments for clarity and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 432, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 432, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
 Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 496 Human Services on H.B. No. 434

The purpose of this measure is to convert the Long-Term Care Community Living Program Specialist position within the Executive Office on Aging of the Department of Health from exempt to permanent civil service status.

The Executive Office on Aging, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, and a few individuals supported this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2075, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 434, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 434, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
 Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 497 Human Services on H.B. No. 608

The purpose of this measure is to support Hawaii's growing aging population by appropriating funds to the Department of Health for the Kupuna Care Program.

The Department of Community Services of the City and County of Honolulu, Hawaii Pacific Health, Healthcare Association of Hawaii, Policy Advisory Board for Elder Affairs, Child & Family Service, Alzheimer's Association Aloha Chapter, Catholic Charities Hawaii, AARP, International Longshore and Warehouse Union Local 142, Manoa Cottage, Manoa Cottage Kaimuki, and many individuals supported this measure. The Executive Office on Aging commented on this measure.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing its effective date to July 1, 2075, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance consider this measure, your Committee on Human Services respectfully requests that it consider appropriating \$4,145,695 for each year of the 2017-2019 Fiscal Biennium for the Kupuna Care Program.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 608, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 608, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 498 Human Services on H.B. No. 610

The purpose of this measure is to appropriate funds for the Long-Term Care Ombudsman Program on the island of Oahu and for contracted services through the Office of the Long-Term Care Ombudsman in the Counties of Hawaii, Kauai, and Maui.

The State Long Term Care Ombudsman, AARP, Kokua Council, International Longshore and Warehouse Union Local 142, and numerous individuals testified in support of this measure. The Executive Office on Aging commented on this measure.

Your Committee has amended this measure by:

- (1) Changing the appropriation to unspecified amounts for each year of the 2017-2019 fiscal biennium;
- (2) Changing its effective date to July 1, 2075, to enable further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance further deliberate this measure, your Committee respectfully requests that it consider appropriating \$150,000 for each year of the 2017-2019 fiscal biennium, to be distributed to the respective Offices of the Long-Term Care Ombudsman for each fiscal year, as follows:

- (1) \$75,000 for the City and County of Honolulu;
- (2) \$25,000 for the County of Hawaii;
- (3) \$25,000 for the County of Kauai; and
- (4) \$25,000 for the County of Maui.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 610, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 610, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 499 Human Services on H.B. No. 611

The purpose of this measure is to appropriate funds for an Alzheimer's Disease and Related Dementia Services Coordinator position within the Department of Health's Executive Office on Aging.

The Policy Advisory Board for Elder Affairs, Alzheimer's Association, AARP, International Longshore and Warehouse Union Local 142, Manoa Cottage, Manoa Cottage Kaimuki, and several individuals supported this measure. The Executive Office on Aging and an individual commented on this measure.

Your Committee has amended this measure by:

- (1) Amending the appropriation to an unspecified amount; and
- (2) Changing its effective date to July 1, 2075, to facilitate further discussion.

Should the Committee on Finance consider this measure, your Committee on Human Services respectfully requests that it consider appropriating \$80,000 for each year of the 2017-2019 Fiscal Biennium for an Alzheimer's Disease and Related Dementia Services Coordinator position.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 611, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 611, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 500 Human Services on H.B. No. 616

The purpose of this measure is to establish one full-time equivalent program specialist position within the Adult Protective and Community Services Branch of the Department of Human Services to oversee the foster grandparent program and senior companion programs in Maui County.

AARP and several individuals supported this measure. The Department of Human Services and an individual provided comments.

Your Committee has amended this measure by:

- (1) Amending the appropriation to an unspecified amount; and
- (2) Changing its effective date to July 1, 2075, to facilitate further discussion.

Should the Committee on Finance consider this measure, your Committee on Human Services respectfully requests that it consider appropriating \$25,386 for each year of the 2017-2019 Fiscal Biennium to establish one full-time equivalent program specialist position within the Adult Protective and Community Services Branch to oversee the foster grandparent program and senior companion programs in Maui County.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 616, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 616, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 501 Human Services on H.B. No. 843

The purpose of this measure is to improve access to dental health care in the State by appropriating funds to restore basic adult dental benefits to Medicaid enrollees.

Testimony in support of this measure was received from the State Council on Developmental Disabilities; Hana Health; West Hawaii Community Health Center; Hawaii Dental Association; The Queen's Health Systems; Hawaii Primary Care Association; Ho'ola Lahui Hawai'i; Waimanalo Health Center; Waianae Coast Comprehensive Health Center; Hawaii Public Health Association; Hawai'i Public Health Institute; 'Ohana Health Plan; AlohaCare; Self-Advocacy Advisory Council; Healthcare Association of Hawaii; Hawaii Disability Rights Center; Arc of Kona; Waikiki Health; We Are One, Inc.; Hawai'i Pacific Health; Kokua Kalihi Valley Comprehensive Family Services; Hawaii Dental Service; and numerous individuals testified in support of this measure. The Department of Human Services, Department of Health, and several individuals commented on this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2075, to facilitate further discussion on this measure.

Should the Committee on Finance further deliberate on this measure, your Committee respectfully requests that it consider appropriating \$4,704,480 for fiscal year 2017-2018 and \$9,408,960 for fiscal year 2018-2019 to restore basic adult dental benefits to Medicaid enrollees.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 843, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 843, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 502 Human Services on H.B. No. 1466

The purpose of this measure is to establish a Youth Advisory Commission within the Office of Youth Services to advise the Governor and Legislature on the effects of legislative policies, needs, assessments, priorities, programs, and budgets relating to youth.

The Hawaii State Coalition Against Domestic Violence, Hawaii Youth Services Network, Community Alliance on Prisons, and several individuals testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2075, to facilitate further discussion on this measure.

Your Committee notes that S.B. No. 1220, S.D. 1, Relating to a Youth Advisory Commission, is similar to this measure; however, it contains the Hawaii Youth Services Network's recommendations to include members on the Youth Advisory Commission with personal experience in the juvenile justice system or other services provided by the Office of Youth Services.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1466, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1466, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 503 Human Services on H.B. No. 1514

The purpose of this measure is to increase the monthly needs allowance for individuals residing in foster homes, care homes, domiciliary homes, and other long-term care facilities specified under section 346D-4.5(a), Hawaii Revised Statutes, from \$50 per month to \$75 per month.

The State Council on Developmental Disabilities; Arc of Kona; Self-Advocacy Advisory Council, Kauai Chapter; and numerous individuals testified in support of this measure. The Department of Human Services (DHS) and Department of Health commented on this measure.

Your Committee has amended this measure by:

- (1) Amending the amount of the monthly needs allowance to an unspecified amount; and
- (2) Changing its effective date to July 1, 2075, to encourage further discussion.

Should the Committee on Finance further deliberate on this measure, your Committee respectfully requests that it consider increasing the amount of the monthly needs allowance to \$65 per month. According to DHS, the current appropriation is able to cover an increase in the monthly needs allowance from \$50 per month to \$65 per month; however, should there be an increase of four clients over the projected client population of 2,738 clients, expenditures will exceed the State Supplemental Payment appropriation.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1514, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1514, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 504 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 119

The purpose of this measure is to exclude locally sourced beach sand from the definition of "water pollutant" to allow the use of beach sand for beach erosion mitigation and other specified projects.

The Marine and Coastal Zone Advocacy Council and one individual testified in support of this measure. The Department of Health and one individual testified in opposition to this measure. The Department of the Attorney General and one individual commented on this measure.

Your Committee has amended this measure by adding nearshore fishpond restoration to the list of allowable uses of locally sourced beach sand.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 119, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 119, H.D. 2, and be referred to your Committees on Water & Land and Energy & Environmental Protection.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 505 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 120

The purpose of this measure is to require the Department of Land and Natural Resources to recognize the entire Ala Loa Trail on Kauai as a state trail.

A Council Member representing the Kauai County Council, Office of Hawaiian Affairs, Aha Moku O Koolau Moloaa Kauai, Council of Konohiki-Ahapua'a Anahola, Aha Moku Koolau, KAFarmers Hui, and a few individuals testified in support of this measure. The Department of the Attorney General, Department of Land and Natural Resources, and two individuals commented on this measure.

Your Committee has amended this measure by:

- (1) Adding prefatory language explaining the importance of the Ala Loa Trail for access to Native Hawaiian traditional and cultural practices;
- (2) Directing the Department of Land and Natural Resources to define the physical boundaries of the Ala Loa Trail; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 120, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 120, H.D. 2, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 506 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 372

The purpose of this measure is to establish a working group to address issues that beneficiaries of the Department of Hawaiian Home Lands on Hawaii Island face relating to the financing and insuring of homes.

The Department of Hawaiian Home Lands, Pana'ewa Hawaiian Home Lands Community Association, Office of Hawaiian Affairs, Ho'omana Pono, LLC., and several individuals testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 372 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 507 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 860

The purpose of this measure is to protect kuleana lands in actions for quiet title by requiring that:

- (1) Actions for quiet title of kuleana lands be subject to mandatory mediation;
- (2) Court cases within the same court circuit by the same plaintiff seeking quiet title for separate kuleana lands shall be consolidated;
- (3) Defendants' access to cultural and traditional practices shall not be alienated or extinguished; and
- (4) Plaintiffs in these types of cases shall not recover costs, expenses, or attorney's fees from the defendant.

The Office of Hawaiian Affairs, Ka Lahui Hawaii Political Action Committee, Ho'omana Pono, LLC., and several individuals testified in support of this measure. One individual testified in opposition to this measure. One concerned individual commented on this measure.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 860 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 508 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 117

The purpose of this measure is to require all motorized recreational vessels operating in nearshore waters to observe no-wake zones at specified beaches.

The Kailua Neighborhood Board, Ho'omana Pono, LLC., and several individuals testified in support of this measure. The Windward Boating Association, Hawaii Goes Fishing, and numerous individuals testified in opposition to this measure. The Department of Land and Natural Resources and one individual commented on this measure.

Your Committee has amended this measure by redefining the no-wake zone at Kailua, Oahu, to include Lanikai Beach. Technical, nonsubstantive amendments were also made for style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 117, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 117, H.D. 2, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 509 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 121

The purpose of this measure is to:

- (1) Establish the Papahānaumokuākea Marine National Monument Program within Department of Land and Natural Resources to fulfill the State's responsibilities in co-managing the Papahānaumokuākea Marine National Monument with federal authorities; and
- (2) Require the effective management of 30 percent of nearshore waters by the year 2030 through the Coastal Zone Management Program.

The Conservation Council For Hawaii, Ho'omana Pono, LLC., and two individuals testified in support of this measure. Three individuals opposed this measure. The Office of Hawaiian Affairs, Department of Land and Natural Resources, Office of Planning, and Association of Hawaiian Civic Clubs commented on this measure.

Your Committee has amended this measure by:

- (1) Clarifying that agencies managing marine and coastal resources under the Coastal Zone Management Program shall establish a goal of achieving effective management of 30 percent of nearshore waters by 2030; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 121, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 121, H.D. 2, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 510 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 118

The purpose of this measure is to amend the qualifications for election or appointment as an Office of Hawaiian Affairs trustee to specify that a person who is registered as a lobbyist within one year of filing nomination papers shall not be eligible for election or appointment.

Ho'omana Pono, LLC., Pono Leadership Group, and Association of Hawaiian Civic Clubs testified in support of this measure. The Center for Hawaiian Sovereignty Studies and one concerned individual testified in opposition to this measure. The Office of Hawaiian Affairs and one concerned individual commented on this measure.

Your Committee has amended this measure by clarifying that a person shall be ineligible for election or appointment to the Board of Trustees if the person is currently registered as a lobbyist with the State Ethics Commission.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 118, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 118, H.D. 2, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 511 Health on H.B. No. 918

The purpose of this measure is to appropriate funds to the Department of Health for procurement of a web-based data system for the Early Intervention Section and for related system maintenance and training costs.

Your Committee received testimony in support of this measure from the Executive Office on Early Learning, State Council on Developmental Disabilities, Hawaii Early Intervention Coordinating Council, Hawaii Children's Action Network, Early Childhood Action Strategy, and an individual. The Department of Health submitted comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2090, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity and consistency.

Your Committee notes that the Department of Health testified at the public hearing on this measure that the estimated acquisition and start-up cost of a web-based early intervention data system is \$1,500,000. Annual operational and maintenance costs are estimated at \$300,000. Should your Committee on Finance consider this measure, your Committee requests that it give consideration to these requested appropriation amounts.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 918, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 918, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 512 Health on H.B. No. 1484

The purpose of this measure is to establish the offense of assault in the second degree if a person intentionally or knowingly causes bodily injury to a health care or human services professional.

The Honolulu Police Department; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hawaii Pacific Health; Healthcare Association of Hawaii; and three individuals testified in support of this measure. The Queen's Health Systems provided comments.

Your Committee has amended this measure by:

- (1) Changing the definition of "health care or human services professional" to only include licensed health care professionals;
- (2) Changing its effective date to July 1, 2090, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1484, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1484, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 513 Health on H.B. No. 1495

The purpose of this measure is to prohibit mail order and internet-based cigarette and tobacco product sales that circumvent the State's regulatory and tax requirements by prohibiting the shipment of tobacco products including electronic cigarettes to any person in the State other than a licensed wholesaler, dealer, or retailer with a valid tobacco sales permit.

Your Committee received testimony in support of this measure from the Department of Health, American Heart Association, American Cancer Society Cancer Action Network, Hawaii Public Health Institute, and numerous individuals. Your Committee received testimony in opposition to this measure from VOLCANO Fine Electronic Cigarettes, Retail Merchants of Hawaii, Hawaii Cigar Association, Smokeless Hawaii, Hawaii Smokers Alliance, PC Gamerz Hawaii, and several individuals. The Department of Taxation, Department of the Attorney General, and an individual submitted comments.

Your Committee has amended this measure by:

- (1) Specifying that the prohibition on shipping to an unlicensed and non-permitted person in the State applies to shipment of cigarettes or tobacco products including electronic smoking devices;
- (2) Clarifying that authorization for shipments to retailers applies specifically to tobacco retailers;
- (3) Clarifying penalties by specifying that each shipment shall be a separate violation and deleting the \$5,000 limit on criminal fines;
- (4) Clarifying the definition of electronic smoking devices that are subject to the prohibition;
- (5) Changing its date to July 1, 2090, to encourage further discussion; and
- (6) Making technical, nonsubstantive changes for the purpose of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1495, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1495, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (Tupola). Noes, none. Excused, 1 (Har).

SCRep. 514 Health on H.B. No. 561

The purpose of this measure is to protect patient safety by:

- (1) Requiring all dentists to display contact information for verification of the dentist's licensure status and standing with the regulatory agency; and
- (2) Requiring inspections of a dentist's facilities, equipment, and staffing as a condition of licensure to administer anesthesia or sedation.

Your Committee received testimony in support of this measure from an individual. Your Committee received testimony in opposition to this measure from an individual. The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs, Board of Dental Examiners, and Hawaii Dental Association submitted comments.

Your Committee has amended this measure by:

- (1) Limiting the requirement to display contact information for verification of licensure status and standing to dentists who administer anesthesia or perform sedation;
- (2) Changing its effective date to July 1, 2090, to encourage further discussion; and
- (3) Making technical nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 561, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 561, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 515 Health on H.B. No. 1446

The purpose of this measure is to appropriate funds to support the continued operations of Wahiawa General Hospital in Wahiawa, Oahu, to avoid the disruption of services in a severely medically underserved community while the hospital undergoes financial and operational restructuring.

Your Committee received testimony in support of this measure from Wahiawa General Hospital; International Longshore and Warehouse Union Local 142; Hawaii State AFL-CIO; North Shore Chamber of Commerce; Hawaii Laborers-Employers Cooperation and Education Trust; United Public Workers, AFSCME Local 646, AFL-CIO; Hawai'i Construction Alliance; International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO; Wahiawa Nursing and Rehabilitation Center/ WGH LTC; Pacific Resource Partnership; Dole Food Co. Hawaii; Wahiawa Center for Community Health; The

Queen's Health Systems; Lanakila Pacific; Haleiwa Family Health Center; and numerous individuals submitted testimony in support of this measure. The Department of Budget and Finance, Department of Health, and Department of the Attorney General submitted comments.

Your Committee has amended this measure by:

- (1) Specifying that the appropriation is a grant made pursuant to chapter 42F, Hawaii Revised Statutes, in compliance with Article VII, section 4 of the Hawaii State Constitution;
- (2) Inserting an unspecified appropriation amount;
- (3) Changing the defective date to July 1, 2090, to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

Your Committee notes that this measure originally contained a one-time appropriation amount of \$3,900,000. Should the Committee on Finance consider this measure, your Committee respectfully requests that it consider an appropriation in that amount.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1446, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1446, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 516 Energy & Environmental Protection on H.B. No. 1013

The purpose of this measure is to mitigate the threats and impacts of invasive species in the State by restructuring the Hawaii Invasive Species Council into a new entity, the Hawaii Invasive Species Authority, to be attached administratively to the Department of Agriculture.

The Department of Land and Natural Resources, Department of Agriculture, University of Hawaii, Local Food Coalition, League of Women Voters of Hawaii, Democratic Party of Hawaii, Conservation Council for Hawaii, Coordinating Group on Alien Pest Species, Kauai Invasive Species Committee, The Nature Conservancy of Hawaii, Hawaii Farm Bureau, Hawaii Green Growth, and many individuals supported this measure. The Department of Transportation supported the intent of this measure. Pele Lani Farm LLC, Hawaii Opae Ula, and several individuals opposed this measure. An individual provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 28, 2081, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1013, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1013, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 517 Energy & Environmental Protection on H.B. No. 1351

The purpose of this measure is to:

- (1) Clarify the purposes for which monies from the Electronic Device Recycling Fund may be expended; and
- (2) Appropriate funds to reimburse the counties of Hawaii, Kauai, and Maui for expenses incurred during 2015 and 2016 related to the collection services associated with handling and collecting electronic devices for recycling.

The Office of the Mayor of the County of Maui and an individual supported this measure. The Department of Health and Consumer Technology Association provided comments.

Your Committee has amended this measure by:

- (1) Authorizing the Director of Health to expend monies to support county electronics collections, rather than specifying the purposes for which moneys from the Electronic Device Recycling Fund may be expended; and
- (2) Changing its effective date to January 28, 2081.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1351, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1351, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 518 Energy & Environmental Protection on H.B. No. 1509

The purpose of this measure is to improve the use of water resources in Hawaii by requiring the State's Water Resource Protection Plan to include plans for storm water management, reuse, reclamation, and remediation.

The Hawaii Farm Bureau; Ho'omana Pono, LLC.; and a concerned individual supported this measure. The Department of Land and Natural Resources submitted comments.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1509 and recommends that it pass Second Reading and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 519 Energy & Environmental Protection/Health on H.B. No. 605

The purpose of this measure is to protect Hawaii's ground water by prohibiting the installation or use of household aerobic units that discharge directly to groundwater, unless they have been approved by the Director of Health.

The Department of Health supported this measure.

Your Committees have amended the effective date of this measure to July 1, 2050, to facilitate further discussion.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Health that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 605, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 605, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Energy & Environmental Protection: Ayes, 7. Noes, none. Excused, 2 (Lowen, Fukumoto).
Health: Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 520 Energy & Environmental Protection/Economic Development & Business on H.B. No. 1248

The purpose of this measure is to authorize the establishment of microgrid demonstration projects for the generation, storage and distribution of renewable energy.

The Natural Energy Laboratory of Hawaii Authority, Energy Research Systems, League of Women Voters of Hawaii, Life of the Land, Ulupono Initiative, and Distributed Energy Resources Council of Hawaii supported this measure. Holu Energy supported the intent of this measure. Hawaiian Electric Company and its subsidiary utilities Maui Electric Company and Hawaii Electric Light Company opposed this measure. The Public Utilities Commission provided comments.

Your Committees have amended this measure by:

- (1) Requiring the Natural Energy Laboratory of Hawaii Authority to establish a microgrid advisory committee to provide guidelines and advice on matters relating to its microgrid demonstration project;
- (2) Removing the designation for the Kalaeloa Community Development District to be a microgrid demonstration project;
- (3) Requiring any power sold by a microgrid demonstration project to be at a price equal to or less than the utility rates established by the Public Utilities Commission; and
- (4) Changing its effective date to January 28, 2081, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Economic Development & Business that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1248, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1248, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.
Energy & Environmental Protection: Ayes, 9; Ayes with Reservations (Kong, Say). Noes, none. Excused, none.
Economic Development & Business: Ayes, 6. Noes, none. Excused, 1 (Matsumoto).

SCRep. 521 Housing on H.B. No. 207

The purpose of this measure is to expand the income tax credit for low-income household renters.

The Office of Hawaiian Affairs Committee on Beneficiary Advocacy and Empowerment, Americans for Democratic Action, League of Women Voters of Hawaii, AARP Hawaii, Hawaii Appleseed Center for Law & Economic Justice, Parents and Children Together, Catholic Charities Hawaii, Hawaii State Teachers Association, IMU Alliance, Hawaii Women's Coalition, and several individuals testified in support of this measure. The Department of Taxation and Tax Foundation of Hawaii commented on this measure.

Your Committee has amended this measure by:

- (1) Adjusting the income tax rates and the filing threshold amounts for taxpayers filing a single return or as a married person filing separately;
- (2) Applying the income tax credit to taxable years beginning after December 31, 2017;
- (3) Changing its effective date to take effect upon a date to be determined to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 207, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 207, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 522 Housing on H.B. No. 868

The purpose of this measure is to:

- (1) Require the Hawaii Public Housing Authority (Authority) to establish trust accounts to provide matching funds to tenants who rent dwelling units and to require the trust account moneys to be spent by the tenant on purchases relating to housing;
- (2) Specify that in a state low-income housing project, tenancy shall terminate for all tenants upon the termination of the tenancy of the last household member, who was an original household member, at the time the initial lease or rental agreement was executed; and
- (3) Authorize the issuance of general obligation bonds and appropriate funds for capital improvement projects at state low-income housing projects and to establish trust accounts pursuant to this measure.

The Authority provided comments on this measure.

Your Committee has amended this measure by:

- (1) Requiring the Authority to issue a housing choice voucher to a tenant who has established a trust account with the Authority, and who chooses to vacate the rented unit. The voucher shall be used towards the purchase or to assist in paying the mortgage of a housing unit;
- (2) Authorizing a former tenant who established a trust account with the Authority to sell or assign the housing unit purchased with the housing choice voucher, free from any price restrictions after the end of the tenth year from the date of the initial purchase or execution of an agreement of sale; provided that the Authority shall receive the sum of the Authority's share of the net appreciation value of the real property;
- (3) Changing its effective date to take effect upon a date to be determined to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 868, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 868, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 523 Health/Consumer Protection & Commerce on H.B. No. 552

The purpose of this measure is to preserve certain benefits of the federal Patient Protection and Affordable Care Act in the face of the threatened repeal of that Act by Congress.

Specifically, this measure preserves:

- (1) The individual mandate that requires all persons to acquire health insurance coverage and corresponding tax penalties for noncompliance;
- (2) Minimum requirements for health insurance policies issued in the State, including requirements for contraceptive and breastfeeding counseling and supplies;

- (3) Extension of dependents' eligibility for coverage through age 26; and
- (4) Prohibitions on exclusion from coverage based on a preexisting condition and on gender-based discrimination in premium and other cost amounts.

Your Committees received testimony in support of this measure from Hawaii State Commission on the Status of Women; IMUAlliance; Hawai'i Public Health Institute; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hawaii Children's Action Network; Planned Parenthood Votes Northwest and Hawaii; International Longshore and Warehouse Union Local 142; Hawaii Women's Coalition; March of Dimes Hawaii; Hawaii Association for Behavior Analysis; Action with Aloha, Early Childhood Action Strategy; The Sex Abuse Treatment Center; LGBT Caucus of the Democratic Party of Hawaii; Americans for Democratic Action; The CHOW Project; Hawaii Substance Abuse Coalition; American Diabetes Association; Lanai Community Health Center; League of Women Voters of Hawaii; Hawai'i Psychological Association; Healthcare Association of Hawaii; Hawaii Medical Association; and many individuals. Your Committees received testimony in opposition to this measure from one individual. The Hawaii Employer-Union Health Benefits Trust Fund Board of Trustees, Department of Labor and Industrial Relations, Department of Commerce and Consumer Affairs, Department of Human Services, Department of Health, Department of Taxation, Tax Foundation of Hawaii, Kaiser Permanente Hawaii, Hawaii Section of the American Congress of Obstetricians and Gynecologists, Hawaii Association of Health Plans, Hawaii Medical Service Association, AARP Hawaii, and Community Coalition for Hawaii Universal Healthcare Through Comprehensive Planning submitted comments.

Your Committees have amended this measure by:

- (1) Adding an exemption from the individual mandate to acquire insurance coverage for individuals who are exempt from coverage requirements or penalties for noncompliance under the current federal Patient Protection and Affordable Care Act;
- (2) Adding a new provision to require all insurers that issue any health insurance policies, plans, contracts, or agreements in the State that satisfy minimal essential coverage requirements to provide confirmation of that coverage to the individuals covered and to the Department of Taxation;
- (3) Establishing a Minimum Essential Coverage Premium Supplementation Trust Fund and related procedures to provide premium supplementations to insurers that issue minimal essential coverage at a net financial loss;
- (4) Deleting prescription drug, habilitative service, and pediatric oral and vision coverage from the list of essential health care benefits that must be provided by every health insurance policy, plan, contract, or agreement issued in the State;
- (5) Changing its effective date to July 1, 2090; provided that the substantive requirements for acquisition and content of health insurance coverage shall become effective upon the repeal of the Patient Protection and Affordable Care Act by Congress; and
- (6) Making technical, nonsubstantive amendments for the purpose of clarity and consistency, including by amending terminology used throughout this measure for the purpose of maintaining consistency with current law under the Patient Protection and Affordable Care Act.

Your Committees note that the practice of age banding, in which different health insurance premium amounts may be charged to different groups of enrollees based on age, has been the subject of extensive discussion, especially as it relates to cost-control and incentives to encourage younger, healthier enrollees to join insurance pools. Your Committees respectfully request that discussions on the appropriate use and regulation of age banding practices continue to be held as this measure continues through the legislative process.

As affirmed by the records of votes of the members of your Committees on Health and Consumer Protection & Commerce that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 552, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 552, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Health: Ayes, 5. Noes, none. Excused, 2 (Har, Tupola).

Consumer Protection & Commerce: Ayes, 9. Noes, none. Excused, none.

SCRep. 524 Agriculture on H.B. No. 453

The purpose of this measure is to establish and appropriate funds for the Department of Agriculture to establish a grant program to provide grants to farmers to assist them in paying for the costs of compliance with the Federal Food and Drug Administration Food Safety Modernization Act, federal regulations, and state food safety laws.

The Hawaii Farm Bureau, Hawaii Cattlemens Council, a Councilmember from the County of Maui, Hawaii Farmers Union United, and Ulupono Initiative supported this measure. The Department of Agriculture supported the intent of this measure.

Your Committee has amended this measure by:

- (1) Authorizing the use of funds appropriated for administrative costs related to the implementation of the Food Safety Certification Costs Grant Program;
- (2) Extending, by one year, the lapse date of the appropriation; and
- (3) Changing its effective date to July 31, 2150, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 453, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 453, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 525 Agriculture on H.B. No. 483

The purpose of this measure is to help reduce the cost of feed for Hawaii's livestock and aquaculture industries by appropriating funds to reimburse:

- (1) Qualified producers of milk, pork, eggs, poultry, beef, sheep, lamb, goats, and seafood, for the cost of feed for beef cattle, dairy cows or milking goats, goats raised for meat, sheep, hogs, fish, crustaceans, and poultry; and
- (2) Qualified feed developers for the costs of development of feed for sale to qualified producers.

The Department of Agriculture, Hawaii Farm Bureau, Maui County Farm Bureau, PonoHolo Ranch Limited, and Ulupono Initiative supported this measure. Animal Rights Hawaii opposed the measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 31, 2150, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance choose to deliberate further on this measure, your Committee respectfully requests that it consider allowing some of the appropriated funds to be used for feed research.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 483, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 483, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (LoPresti).

SCRep. 526 Agriculture on H.B. No. 167

The purpose of this measure is to authorize the issuance of general obligation bonds and appropriate funds to the Department of Agriculture for the decommissioning and relocation of the Animal Quarantine Station in Halawa Valley.

The Department of Agriculture supported this measure. A concerned individual opposed this measure.

Your Committee has amended this measure by changing its effective date to July 31, 2150, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 167, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 167, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 527 Judiciary on H.B. No. 182

The purpose of this measure is to advance the State's goal of providing public education for the children of Hawaii by proposing amendments to the Hawaii State Constitution that would authorize the Legislature to establish a surcharge on residential investment property and visitor accommodations to fund quality public education for all of Hawaii's children.

Hawaii State Teachers Association, Democratic Party of Hawaii, Special Education Advisory Council, IMUAlliance, Parents for Public Schools of Hawaii, Hui for Excellence in Education, Hawaii Public Charter Schools Network, Special Education Advisory Council, Hawaii Alliance for Progressive Action, Hawaii Children's Action Network, and numerous individuals testified in support of this measure. The Hawaii County Office of the Mayor, Rental by Owner Awareness Association, Hawaii Association of Realtors, American Resort Development Association, Wyndham Vacation Ownership, Coalition for Equal Taxation, The Chamber of Commerce Hawaii, Hawaii Lodging & Tourism Association, Maui Hotel & Lodging Association, Kohala Coast Resort Association, Building Industry Association of Hawaii, Outrigger Hotels Hawaii, and several individuals testified in opposition. The Department of the Attorney General, Department of Education, City and County of Honolulu, Tax Foundation of Hawaii, League of Women Voters of Hawaii, and Grassroot Institute of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Adopting the Department of the Attorney General's recommendation to amend Article VII of the Constitution to authorize the State to establish a surcharge on residential investment property pursuant to Section 1 of Article X of the Constitution; and

- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 182, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 182, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 11; Ayes with Reservations (McDermott). Noes, none. Excused, none.

SCRep. 528 Judiciary on H.B. No. 208

The purpose of this measure is to improve the effectiveness of enforcement of the employers' obligation to provide workers' compensation by authorizing the Director of Labor and Industrial Relations to issue and serve on an employer a stop-work order that prohibits the employer's use of employee labor until the employer complies with certain provisions regarding security for payment of compensation to employees. The measure also establishes penalties, enforcement, and protest procedures related to stop-work orders.

Pacific Resource Partnership, Hawaii Construction Alliance, RAM Corporation dba Allied Builders System, Alan Shintani, Inc., BKA Builders, Inc., Hawaii State Teachers Association, IMUAlliance, and an individual testified in support of the measure. The Subcontractors Association of Hawaii testified in opposition. The Department of Labor and Industrial Relations, General Contractors Association of Hawaii, Building Industry Association of Hawaii, Hawaii Laborers-Employers Cooperation and Education Trust, and The Chamber of Commerce Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Deleting a proposed statute section on enforcement;
- (2) Clarifying the requirements for providing employees with information relating to the employer's workers compensation program;
- (3) Clarifying the processes for the Department of Labor and Industrial Relations' enforcement and the employer's appeal of a stop-work order; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 208, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 208, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 529 Judiciary on H.B. No. 283

The purpose of this measure is to increase the amounts of fines for campaign spending violations that may be assessed against a person and noncandidate committee that makes only independent expenditures. The Campaign Spending Commission may recover its costs from violators and deposit the recovery into the Hawaii Election Campaign Fund.

The Campaign Spending Commission, League of Women Voters of Hawaii, Common Cause Hawaii, and an individual testified in support of the measure.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 283, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 283, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Morikawa).

SCRep. 530 Judiciary on H.B. No. 451

The purpose of this measure is to ensure long-term tenancies to the beneficiaries and the successors of beneficiaries of the Hawaiian Homes Commission Act, 1920, by reducing the minimum Hawaiian blood quantum requirement of certain successors to lessees of Hawaiian Home Lands from one quarter to one thirty-second.

The Office of Hawaiian Affairs, Department of Hawaiian Home Lands, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, Association of Hawaiian Civic Clubs, Kailapa Community Association, Keokea Homestead Farm Lots Association, Molokai Homestead Farmer's Alliance, Waiohuli Undivided Interest Association, Sovereign Council of Hawaiian Homelands Assembly, Molokai Hawaiian Homelands Kupuna Committee, and numerous individuals testified in support of this measure. The Center for Hawaiian Sovereignty Studies testified in opposition to this measure.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 451, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 451, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 531 Judiciary on H.B. No. 508

The purpose of this measure is to:

- (1) Increase the maximum penalties for a violation of Chapter 84, Hawaii Revised Statutes (HRS), Standards of Conduct (Ethics Code);
- (2) Clarify that a fine may be assessed or restitution ordered in a settlement agreement under the Ethics Code;
- (3) Remove the intent of the respondent as an element of the civil violation of Chapter 97, HRS, (Lobbyist Law); and
- (4) Increase the maximum penalties for a violation of the Lobbyist Law.

The Hawaii State Ethics Commission, Common Cause Hawaii, League of Women Voters of Hawaii, and an individual testified in support of this measure. The Hawaii Alliance of Nonprofit Organizations provided comments.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 508, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 508, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Morikawa).

SCRep. 532 Judiciary on H.B. No. 512

The purpose of this measure is to clarify that the Ethics Commission may employ or retain its own attorneys.

The Hawaii State Ethics Commission, League of Women Voters of Hawaii, and one individual testified in support of the measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 512, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 512, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Morikawa).

SCRep. 533 Judiciary on H.B. No. 668

The purpose of this measure is to have county police departments comply with the guidelines that were developed by the Attorney General's Malama Kakou Project for the testing of sexual assault evidence collection kits by:

- (1) Providing certain rights to survivors of sexual assault;
- (2) Establishing mandatory requirements for the testing of kits in accordance with the Malama Kakou Project guidelines;
- (3) Requiring annual reporting by the Attorney General to the Legislature of statistical data pertaining to sexual assault evidence collection kits; and
- (4) Requiring additional reports by the Attorney General on the progress of implementing the Malama Kakou Project guidelines.

Hawaii State Commission on the Status of Women, County of Kauai Office of the Prosecuting Attorney, Planned Parenthood Votes Northwest and Hawaii, Joyful Heart Foundation, Americans for Democratic Action, Hawaii Women's Coalition, Hawaii State Democratic Women's Caucus, Community Alliance on Prisons, Hawaii State Coalition Against Domestic Violence, and many individuals testified in support of the measure. The Department of the Attorney General, County of Hawaii Office of the Prosecuting Attorney, City and County of Honolulu Department of the Prosecuting Attorney, Honolulu Police Department, and The Sex Abuse Treatment Center provided comments.

Your Committee has amended this measure by:

- (1) Deleting the criteria that the perpetrator is a convicted felon with a DNA profile in the Federal Bureau of Investigation's Combined DNA Index System (CODIS) from the guidelines for not testing the sexual assault evidence collection kit;
- (2) Requiring the disclosure of the results of a sexual assault evidence collection kit to the sexual assault survivor upon request;
- (3) Providing the sexual assault survivor with the right to be informed in writing of the policies or law that govern the collection and preservation of a sexual assault evidence collection kit;
- (4) Changing the number of days within which a sexual assault evidence collection kit shall be submitted to an accredited testing laboratory to an unspecified number;
- (5) Specifying that the sexual assault survivor's rights established by this measure shall only be available to persons who have undergone an examination that produced a sexual assault evidence collection kit after the effective date of this bill;
- (6) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 668, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 668, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 534 Judiciary on H.B. No. 691

The purpose of this measure is to appropriate funds:

- (1) To be expended by the Judiciary to support the Veterans Treatment Court; and
- (2) For a grant-in-aid to the Department of the Prosecuting Attorney of the City and County of Honolulu to hire necessary staff to support the Veterans Treatment Court.

The State Office of Veterans Services, The Judiciary, County of Hawaii Office of the Prosecuting Attorney, County of Kauai Office of the Prosecuting Attorney, Department of the Prosecuting Attorney of the City and County of Honolulu, and several individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Specifying that the grant-in-aid to the City and County of Honolulu shall be expended by its Department of the Prosecuting Attorney; and
- (2) Changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 691, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 691, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Oshiro, San Buenaventura, McDermott).

SCRep. 535 Judiciary on H.B. No. 783

The purpose of this measure is to establish and appropriate funds for a two-year Agricultural Theft and Vandalism Pilot Project to examine the effectiveness of prosecuting agricultural theft and agricultural vandalism in the County of Hawaii.

The Department of Agriculture, County of Hawaii Office of the Prosecuting Attorney, Hawaii Crop Improvement Association, Ulupono Initiative, and Hawaii Farm Bureau testified in support of this measure.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 783, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 783, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Oshiro, San Buenaventura, McDermott).

SCRep. 536 Judiciary on H.B. No. 1022

The purpose of this measure is to appropriate funds to satisfy claims against the State, its officers, or its employees, including claims for legislative relief, judgments against the State, settlements, and miscellaneous claims.

The Department of the Attorney General testified in support of this measure.

Your Committee has amended this measure to:

- (1) Include a claim against the Department of Human Services for \$18,500 to be appropriated from general revenues of the State in accordance with the testimony of the Attorney General; and
- (2) Make technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1022, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1022, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 537 Consumer Protection & Commerce on H.B. No. 914

The purpose of this measure is to ensure that health insurers that provide health care network plans have sufficient practitioners and services to meet the needs of their enrollees or members. This measure is based on the National Association of Insurance Commissioners' Health Benefit Plan Network Access and Adequacy Model Act, as modified by a working group convened by the Insurance Commissioner.

The Hawaii Psychiatric Medical Association testified in support of this measure. Kaiser Permanente testified in support of the intent of this measure. The Department of Commerce and Consumer Affairs, Department of Human Services, and Hawaii Medical Service Association provided comments.

Your Committee has amended this measure by specifying that the provisions of the Article on Health Benefit Plan Network Access and Adequacy of the Insurance Code created by this Act shall not apply to limited benefit health insurance policies.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 914, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 914, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Aquino).

SCRep. 538 Consumer Protection & Commerce on H.B. No. 648

The purpose of this measure is to clarify voting requirements for the removal or replacement of members of a board of directors of a condominium and for the election of board members in mixed-use condominium projects.

The Hawaii State Association of Parliamentarians, Associa, and one concerned individual testified in support of this measure. Hui 'Oia'i'o and three concerned individuals testified in opposition to this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 648 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Yamane).

SCRep. 539 Consumer Protection & Commerce on H.B. No. 1083

The purpose of this measure is to improve the administrative efficiency of Hawaii's money transmitter law and increase consumer protection by, among other things:

- (1) Updating the permissible investment provisions a money transmitter licensee must follow; and
- (2) Clarifying the persons associated with a money transmitter applicant, money transmitter licensee, or applicant for change of control of the licensee that are required to provide a criminal history record check or other background information.

The Department of Commerce and Consumer Affairs testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2112, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1083, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1083, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 540 Consumer Protection & Commerce on H.B. No. 1027

The purpose of this measure to assist nonprofit corporations by:

- (1) Authorizing a domestic nonprofit corporation to convert to a foreign nonprofit corporation, creating a procedure therefor, and clarifying the legal effect of conversions;
- (2) Expressly recognizing that a director of a nonprofit corporation has a duty of loyalty and requiring recusal from voting of any director that has a direct or indirect conflict of interest; and
- (3) Providing the Attorney General with additional time to review proposed dissolutions of nonprofits.

The Department of the Attorney General, Hawaii Alliance of Nonprofit Organizations, and a concerned individual testified in support of this measure. The Aloha Society of Association Executives and a concerned individual provided comments.

Your Committee notes that the Aloha Society of Association Executives voiced concerns regarding a nonprofit director's duty of loyalty, as well as imposing a prohibition on a director from voting in matters where a director may have a potential conflict of interest. Your Committee shares the concerns on the prohibition on voting and the tremendous impact this could have on decision making by governing boards of nonprofits, especially smaller boards. Although your Committee also has concerns regarding the explicit duty of loyalty, the Attorney General testified that a duty of loyalty for nonprofits is already contained in common law. However, this statute was enacted in 2000 and has not been adjudicated on this point. As such, your Committee finds that explicitly codifying a duty of loyalty will prevent any confusion as to a nonprofit director's duty.

Your Committee has amended this measure by:

- (1) Removing the prohibition on voting by a director of a nonprofit with a potential conflict of interest;
- (2) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1027, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1027, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 541 Consumer Protection & Commerce on H.B. No. 637

The purpose of this measure is to expedite the review, update, and adoption of the Uniform Plumbing Code, through amendments to the Hawaii State Building Codes.

The Hawaii Fresh Water Initiative and Hawaii Green Growth testified in support of this measure. The Building Industry Association of Hawaii and General Contractors Association of Hawaii testified in opposition to this measure. The State Fire Council and Kauai Fire Department provided comments.

Your Committee notes that testimony provided on this measure indicated that the State Building Code Council does not have sufficient staff, receives little to no funding, and meets infrequently, which makes it difficult for the Council to review and adopt any Uniform Plumbing Code provisions. Accordingly, your Committee has amended this measure by inserting an appropriation for the Council to carry out its duties, including the hiring of necessary staff.

Technical, nonsubstantive amendments were also made for clarity, consistency, and style.

Should your Committee on Finance deliberate this measure further, your Committee on Consumer Protection and Commerce respectfully requests that it consider appropriating \$500,000 for the State Building Code Council to carry out its functions.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 637, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 637, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Yamane).

SCRep. 542 Consumer Protection & Commerce on H.B. No. 1080

The purpose of this measure is to extend the authority of the Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs (DCCA) to:

- (1) Adjust licensing fees for six new licensing areas that relate to athletic trainers, behavior analysts, mixed martial arts, respiratory therapists, uniform athlete agents, and veterinary technicians; and
- (2) Allow for the automatic inclusion of all future licensing regulatory areas specifically and statutorily assigned to the DCCA that relate to professions and occupations.

The Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs and Hawaii Chapter of the American Physical Therapy Association testified in support of this measure.

Your Committee has amended this measure by:

- (1) Authorizing DCCA to also adjust fees, including special assessments;
- (2) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1080, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1080, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Aquino).

SCRep. 543 Consumer Protection & Commerce on H.B. No. 248

The purpose of this measure is to require all health insurers, including health benefit plans, in the State to disclose on their public websites all standards, criteria, and information that they use when making preauthorization decisions related to medical treatment or services.

The Hawaii Chapter of the American Physical Therapy Association and a concerned individual testified in support of this measure. The Department of Commerce and Consumer Affairs and Hawaii Medical Association testified in support of the intent of this measure. The Hawaii Association of Health Plans testified in opposition to this measure. The Hawaii Medical Service Association provided comments.

Your Committee has amended this measure by deleting its contents and replacing it with language that specifies various requirements, including procedural, disclosure, and notice requirements, for prospective review required by health carriers or utilization review organizations prior to certification of coverage for health care services.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 248, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 248, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Yamane).

SCRep. 544 Consumer Protection & Commerce on H.B. No. 246

The purpose of this measure is to protect public health and safety with regard to nicotine products by:

- (1) Imposing an excise tax on electronic smoking devices, disposable electronic smoking devices, reusable electronic smoking devices, and e-liquid sold or used by a wholesaler or dealer;
- (2) Requiring every retailer engaged in the retail sale of electronic smoking devices or e-liquid to obtain a retail tobacco permit;
- (3) Increasing the license fee for persons engaged as a wholesaler or dealer of cigarettes, tobacco products, electronic smoking devices, or e-liquid; and
- (4) Increasing the retail tobacco permit fee for retailers engaged in the retail sale of cigarettes, tobacco products, electronic smoking devices, or e-liquid.

The Department of Health, University of Hawaii Cancer Center, University of Hawaii Student Health Advisory Council, Hawaii Children's Action Network, Hawaii Public Health Institute, Coalition for a Tobacco Free Hawaii, American Heart Association, American Lung Association, and several concerned individuals testified in support of this measure. The Hawaii Smokers Alliance, Mokuleia Cigar Company, PC Gamerz, Smoke-Free Alternatives Trade Association Hawaii, Havana Club Honolulu, Chika Nakano Repair Shop, Retail Merchants of Hawaii, and numerous individuals testified in opposition to this measure. The Department of the Attorney General, Department of Taxation, and Tax Foundation of Hawaii provided comments.

The rapidly increasing use of electronic smoking devices in the United States, particularly among youth, has become a major public health concern. Electronic smoking devices, also known as e-cigarettes, are battery-operated products designed to deliver nicotine, flavor, and other chemicals to the user by turning chemicals including highly addictive nicotine into an aerosol that is inhaled by the user. Public health and safety concerns, as well as fairness in the imposition of applicable taxes to the tobacco industry, necessitates consideration of imposing a tax on electronic smoking devices.

While your Committee notes that imposing a tax may encourage users of electronic smoking devices to quit, sustain cessation, or reduce consumption, and encourage youth to refrain from starting to use these devices, your Committee has some concerns regarding this measure. First, your Committee finds that components of electronic smoking devices, such as batteries, coils, and tips are being taxed by this measure and this may not fall within the scope of the measure title. Second, your Committee notes that electronic smoking devices may be used by medical marijuana patients and the imposition of this tax on these devices may have an unintended consequence of imposing a tax on those individuals. Third, your Committee notes that there is still debate on the use of electronic smoking devices, the harmful effects of these devices, and the efficacy of the imposition of a tax on these devices on cessation of use. However, your Committee finds that this measure deserves further consideration.

As such, your Committee has amended this measure by:

- (1) Deleting references to components of electronic smoking devices in the definition of an electronic smoking device;
- (2) Changing the amount of the excise tax imposed from 70 percent to an unspecified amount and imposing this tax only on e-liquid;
- (3) Clarifying the term "hookah pipe" in the definition of an electronic smoking device to mean "electronic hookah pipe";
- (4) Making conforming amendments to the definitions of "business location", "license", "retail sale", and "tobacco retailing" to correctly reference electronic smoking devices and e-liquids;
- (5) Changing its effective date to January 1, 2018, to afford the Department of Taxation time to process forms and instructions; and
- (6) Making technical, nonsubstantive amendments for clarity consistency, and style.

Should the Committee on Finance deliberate this measure further, your Committee on Consumer Protection and Commerce respectfully requests that the Committee on Finance examine whether any revenues generated by a tax on e-liquid should become general realizations of the State and not be placed into any special fund for greater fiscal accountability and oversight by the Legislature.

Finally, your Committee notes that, while references were made during testimony at the public hearing that use of electronic smoking devices leads to greater use of combustible tobacco products, your Committee finds that no evidence exists that people who use electronic smoking devices are more susceptible to start using combustible tobacco products.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 246, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 246, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Aquino).

SCRep. 545 Consumer Protection & Commerce on H.B. No. 244

The purpose of this measure is to assist condominium owners and associations involved in disputes regarding foreclosure, default, and assessments by, among other things:

- (1) Clarifying notice of foreclosure and default requirements for associations in instances of default on a payment plan;
- (2) Specifying that association fines imposed on an owner while an agreed upon payment plan to prevent a nonjudicial foreclosure is in effect shall not be a default under the payment plan;
- (3) Clarifying the applicability of procedures for the payment of disputed expense assessments to common expense assessments and to other assessments claimed by an association of apartment owners;
- (4) Specifying remedies available to a unit or apartment owner who disputes the amount of an assessment; and
- (5) Specifying requirements for mediation of contested charges, with certain exceptions.

The Hawaii Chapter of the Community Associations Institute Legislative Action Committee, Mauna Luan, Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations, Associa, and several concerned individuals testified in support of this measure. Hui 'Oia'i'o supported the intent of this measure.

Your Committee has amended this measure by deleting its contents and inserting language that consolidates the two statutory chapters that govern condominiums for the purpose of minimizing confusion among condominium owners, associations, developers, and others and apply the highest level of consumer protection equal to all condominium owners. Specifically, the amended measure:

- (1) Repeals Chapter 514A, Hawaii Revised Statutes, which is relevant only to condominium property regimes that were created before July 1, 2006, but not yet brought to market for sale by that date;

- (2) Clarifies that Chapter 514B, Hawaii Revised Statutes, which currently applies to condominiums created within the State since July 1, 2006, shall apply to all condominiums in the State; provided that existing provisions of a condominium's governing documents be preserved if necessary to preserve a developer's reserved rights;
- (3) Requires a developer of a condominium project that was created before July 1, 2006, but not yet brought to market for sale, to register the developer's project with the real estate commission by January 1, 2019, and bring the project to market; and
- (4) Makes conforming statutory amendments to remove references to Chapter 514A.

Your Committee has also amended this bill by:

- (1) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 244, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 244, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 4 (Aquino, Ito, Say, Yamane).

SCRep. 546 Consumer Protection & Commerce on H.B. No. 1498

The purpose of this measure is to assist condominium owners by requiring that contracts between an association and its resident manager or general manager be disclosed to a unit owner, while allowing certain personal information to be redacted from the contract.

The Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations, Mauna Luan, Associa, and several individuals testified in support of this measure. Two concerned individuals testified in opposition to this measure. The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs provided comments.

Your Committee has amended this measure by:

- (1) Specifying additional types of personal information that may be redacted from a contract;
- (2) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1498, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1498, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 547 Consumer Protection & Commerce on H.B. No. 1084

The purpose of this measure is to promote consumer protection with respect to Hawaii's mortgage service industry. Among other things, this measure:

- (1) Requires a mortgage servicer licensee to submit an application requesting approval of a proposed change of control of the licensee to the Commissioner of Financial Institutions and pay a fee;
- (2) Establishes requirements that must be met before an application requesting a change of control of a licensee is approved;
- (3) Clarifies which key persons are presumed to control a mortgage servicer and are subject to interviews and examinations by the Commissioner of Financial Institutions; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

The Department of Commerce and Consumer Affairs testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2112, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1084, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1084, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 548 Consumer Protection & Commerce on H.B. No. 1325

The purpose of this measure is to reaffirm the Legislature's finding that the implementation of the Department of Agriculture's Biosecurity Program is vital to the State. Specifically, this measure:

- (1) Clarifies the Department of Agriculture's authority to expend funds from multiple sources for the Biosecurity Program;
- (2) Requires the Department of Agriculture to establish parameters and construction requirements for biosecurity facilities; and
- (3) Appropriates funds to enable the Department of Agriculture to complete the implementation of the Biosecurity Program, including import replacement and pest management programs.

The Department of Agriculture, Local Food Coalition, Friends of Clift Tsuji, Hawaii Farm Bureau, Hawaii Floriculture and Nursery Association, Hawai'i Green Growth, Maui County Farm Bureau, The Nature Conservancy of Hawaii, Hawaii Crop Improvement Association, and two concerned individuals testified in support of this measure. The Department of Land and Natural Resources testified in support of the intent of this measure.

Your Committee wishes to take this moment to officially acknowledge the exemplary efforts of the Honorable Representative Clift Tsuji, the late Chair of the House Committee on Agriculture. As a steadfast and unwavering leader who recognized the critical importance of preventing the importation and spread of dangerous invasive species and pests, he helped set the foundation for the planning and implementation of a comprehensive biosecurity infrastructure. The people of Hawaii owe him an enormous debt of gratitude for his leadership on this and many other issues of statewide concern. As such, your Committee finds that it is only fitting that this Act should be named in his honor. Accordingly, your Committee has amended this measure by naming the Act the Clift Tsuji Act.

Technical, nonsubstantive amendments were also made for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1325, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1325, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Aquino).

SCRep. 549 Consumer Protection & Commerce on H.B. No. 1085

The purpose of this measure is to promote consumer protection with respect to Hawaii's mortgage loan origination industry. Among other things, this measure:

- (1) Provides that an executive officer of a mortgage loan originator company (MLOC) is one of the individuals who are presumed to be in control of the company and defines who is considered to be an executive officer;
- (2) Requires MLOCs to designate an individual to fulfill certain responsibilities required under Hawaii's Secure and Fair Enforcement for Mortgage Licensing Act;
- (3) Requires an exempt sponsoring MLOC to maintain a principal place of business in the State;
- (4) Establishes requirements that must be met before an application requesting a change of control of a licensee is approved;
- (5) Clarifies which key persons involved with an MLOC are subject to criminal history checks and requires payment of a fee established by rule;
- (6) Establishes conditions under which an employee performing MLOC activities for a non-profit are exempt from registration and licensure requirements; and
- (7) Requires a nonprofit organization to designate an employee to directly manage and supervise the nonprofit's mortgage loan originator activities.

The Division of Financial Institutions of the Department of Commerce and Consumer Affairs and a concerned individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1085, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1085, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 550 Consumer Protection & Commerce on H.B. No. 1181

The purpose of this measure is to bring Hawaii closer to the rest of the nation in terms of its dispensing policies and reimbursement rates for prescription drugs and compounds in the workers' compensation system by:

- (1) Amending the reimbursement rate for prescription drugs in the workers' compensation system to be ten percent below average wholesale price; and
- (2) Restricting the provision of physician-dispensed prescription drugs following injury.

The Department of Human Resources of the City and County of Honolulu, The Chamber of Commerce of Hawaii, Hawaii Insurers Council, National Association of Mutual Insurance Companies, Property Casual Insurers Association of America, and Solera Integrated Medical Solutions testified in support of this measure. The Work Injury Medical Association of Hawaii, Automated HealthCare Solutions, Hawaii Medical Association, and numerous concerned individuals testified in opposition to this measure. The Department of Labor and Industrial Relations, Department of Human Resources Development, and International Longshore and Warehouse Union Local 142 provided comments.

Prescription drugs are a huge cost driver of medical costs in the workers' compensation system. Your Committee finds that an analysis of thirty-seven states that reimburse prescription drugs on the basis of a percentage of the wholesale price found that amounts of reimbursement rates vary greatly. More notably, your Committee finds that Hawaii's current reimbursement rate of forty percent over the average wholesale price is not only the highest rate in the nation but that it is substantially higher than any other state and that this has an impact on workers' compensation medical care costs.

While your Committee notes the point made by the City and County of Honolulu that establishing reimbursement rates at minus ten percent of the average wholesale price would bring Hawaii more in line with other states, your Committee is concerned that such a reimbursement rate may have a negative impact on the amount of physicians willing to provide workers' compensation care and negatively impact treatment for injured workers.

Therefore, your Committee notes that this is a complex issue but finds that the matter deserves further consideration and discussion. Your Committee also notes that as discussions continue, the actions of other states regarding prescription drug reimbursement rates for workers' compensation cases should be scrutinized.

Your Committee has amended this measure by changing the reimbursement rate for prescription drugs in the workers' compensation system to an unspecified percent of the average wholesale price.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1181, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1181, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Aquino).

SCRep. 551 Consumer Protection & Commerce on H.B. No. 1245

The purpose of this measure is to implement a long-term solution for Sunset Memorial Park in Pearl City, Oahu.

Specifically, this measure:

- (1) Requires the Director of Commerce and Consumer Affairs (Director), in consultation with the Comptroller, to develop strategies for the upkeep, repair, and maintenance of Sunset Memorial Park;
- (2) Authorizes the Director to access the Sunset Memorial Trust Fund to pay for the repair and maintenance of the cemetery; and
- (3) Limits liability for persons maintaining or repairing cemetery grounds.

A few concerned individuals testified in support of this measure. The Department of Accounting and General Services and Department of Commerce and Consumer Affairs provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that an individual who volunteers to maintain or repair cemetery grounds must first obtain written approval from the cemetery owner or cemetery authority;
- (2) Clarifying that individuals who volunteer are eligible to receive reimbursements for certain expenses; and
- (3) Changing its effective date to upon its approval.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1245, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1245, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Aquino).

SCRep. 552 Consumer Protection & Commerce on H.B. No. 1308

The purpose of this measure is to address concerns over general regulatory oversight of homeowners associations by requiring the Auditor to conduct a study, including a cost analysis, on the necessity and feasibility of establishing an agency within the Department of Commerce and Consumer Affairs (DCCA) to provide this oversight.

Several concerned individuals testified in support of this measure. Associa and one concerned individual provided comments.

Your Committee notes that funds were not provided for the Auditor to conduct the proposed study. While your Committee finds that this study is necessary, it has concerns that Condominium Education Trust Fund money may be used to conduct the study. As the money paid into the Fund was collected from condominium unit owners, your Committee finds that use of these funds to conduct this study may be inappropriate and that a general fund appropriation for conducting the study should be made instead.

Your Committee has amended this measure by:

- (1) Inserting a general fund appropriation in an unspecified amount for the Auditor to conduct the study; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1308, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1308, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Aquino).

SCRep. 553 Consumer Protection & Commerce on H.B. No. 1262

The purpose of this measure is to allow travel agencies operating as charter tour operators to maintain statutorily required client trust accounts outside the State; provided that the charter tour operator files a written irrevocable agreement and authorization allowing the Department of Commerce and Consumer Affairs to examine and obtain copies of all business records related to the client trust account.

Vacations Hawaii testified in support of this measure. The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs testified in opposition to this measure.

Your Committee has amended this measure by:

- (1) Delaying the enactment of the substantive provisions of this measure until January 1, 2018; and
- (2) Changing its effective date to July 1, 2112, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1262, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1262, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Aquino).

SCRep. 554 Consumer Protection & Commerce on H.B. No. 1081

The purpose of this measure is to expedite enforcement and compliance with beauty culture laws, and allow investigative staff to focus efforts and resources on other beauty culture violations by:

- (1) Authorizing the Department of Commerce and Consumer Affairs to issue a citation for specific violations of beauty culture laws by licensees and permittees; and
- (2) Providing a process for licensees and permittees to contest the citation and providing for assessment of fines for each violation.

The Department of Commerce and Consumer Affairs and Board of Barbering and Cosmetology testified in support of this measure.

While your Committee finds that there is a need to provide additional enforcement authority to ensure compliance with beauty culture laws, your Committee notes that there is a large and growing problem with individuals who sell or demonstrate beauty products or techniques. Although these individuals are essentially practicing cosmetology, they are not presently required to be licensed. Consequently, addressing complaints received against these individuals is difficult.

Accordingly, your Committee has amended this measure by inserting language that establishes that a person selling or demonstrating a beauty product or technique must meet cosmetology licensing requirements unless the person is not compensated or obtains prior written consent to provide the service from the person receiving the service.

Technical, nonsubstantive amendments were also made for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1081, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Judiciary in the form attached hereto as H.B. No. 1081, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Aquino).

SCRep. 555 Intrastate Commerce on H.B. No. 51

The purpose of this measure is to permit a licensed real estate broker to pay a commission to a corporation or partnership; provided that the licensed real estate broker:

- (1) Earned the commission on behalf of the corporation or partnership; and
- (2) Is a member, officer, shareholder, or partner of the corporation or partnership.

The Hawaii Real Estate Commission opposed this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2099, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 51, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 51, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Cachola, Tokioka).

SCRep. 556 Intrastate Commerce on H.B. No. 243

The purpose of this measure is to protect condominium and condominium association members by clarifying:

- (1) Which individuals qualify to be board members of a condominium association; and
- (2) When a vote by a standard proxy form is defective and counted for quorum purposes only at condominium association meetings.

The Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations, Associa, Hui 'Oia 'i'o, and several concerned individuals supported this measure. The Hawaii Chapter of Community Associations Institute offered comments.

Your Committee has amended this measure by:

- (1) Removing the proposed language that clarified when a standard proxy form is defective and counted for quorum purposes only;
- (2) Changing the effective date to July 1, 2099, to promote further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 243, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 243, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Tokioka).

SCRep. 557 Intrastate Commerce on H.B. No. 651

The purpose of this measure is to protect minors from the misuse of their personal financial information by those with the intent to defraud them by allowing parents and legal guardians to place a security freeze on a minor's credit report.

The Office of Consumer Protection of the Department of Commerce and Consumer Affairs and Consumer Data Industry Association offered comments.

Your Committee has amended this measure by:

- (1) Deleting proposed language that requires a consumer reporting agency to notify the representative and protected consumer in writing before removing a security freeze;
- (2) Changing the effective date to July 1, 2099, to promote further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 651, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 651, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Tokioka).

SCRep. 558 Intrastate Commerce on H.B. No. 896

The purpose of this measure is to expedite enforcement and compliance with beauty culture laws, and allow investigative staff to focus efforts and resources on other beauty culture violations by:

- (1) Authorizing the Department of Commerce and Consumer Affairs to issue a citation for specific violations of beauty culture laws by licensees and permittees; and
- (2) Providing a process for licensees and permittees to contest the citation and providing for assessment of fines for each violation.

The Department of Commerce and Consumer Affairs and the Board of Barbering and Cosmetology offered comments.

Your Committee has amended this measure by:

- (1) Adjusting the amount of the fine to not more than \$100 for each beauty culture violation;
- (2) Changing its effective date to July 1, 2099, to promote further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 896, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 896, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Tokioka).

SCRep. 559 Intrastate Commerce on H.B. No. 680

The purpose of this measure is to decrease intimate partner violence by making more individuals aware of the problem and offering victims an additional place to turn for help.

Specifically, this measure requires licensees under the Board of Barbering and Cosmetology to complete a one-time, one-hour training program on intimate partner violence awareness and education (Program) to enable licensees to recognize signs of intimate partner violence and provide licensees with resources to refer victims of intimate partner violence to appropriate social services or domestic violence organizations.

American Association of University Women in Hawaii, American Association of University Women Windward Oahu, Planned Parenthood Votes Northwest and Hawaii, and two concerned individuals supported this measure. The Board of Barbering and Cosmetology and Domestic Violence Action Center offered comments.

Your Committee has amended this measure by:

- (1) Removing the one-hour requirement for the Program;
- (2) Appropriating funds for the Program in an unspecified amount;
- (3) Changing the effective date to July 1, 2099, to promote further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Consumer Protection and Commerce decide to deliberate further on this measure, your Committee respectfully requests that it consider establishing an online course for the Program.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 680, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 680, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Tokioka).

SCRep. 560 Intrastate Commerce on H.B. No. 1524

The purpose of this measure is to ensure that owners in condominium and time share projects receive association-related documents in a timely manner.

Specifically, this measure specifies that the principal broker in a brokerage firm is responsible for ensuring that:

- (1) Associated real estate licensees and other staff who assist common interest communities are responsive to requests from owners regarding association-related finances, documents, records, and information; and
- (2) Any request from the Real Estate Commission to distribute Commission-generated information, materials, or documents to an association, a board of directors, or a unit owner in a common interest community is completed within ten days after receiving the request.

The Hawaii Real Estate Commission and a concerned individual supported this measure. The American Resort Development Association Hawaii, Associa, Hawaii Council of Associations of Apartment Owners, Hawaii Council of Community Associations, Hawaii Association of Realtors, and a concerned individual opposed this measure.

Your Committee has amended this measure by:

- (1) Specifying that associated real estate licensees who are responsible for providing property management services to community associations shall be responsive to requests from owners regarding association-related finances, documents, records, and information;
- (2) Removing references to associations of apartment owners under Chapter 514B, Hawaii Revised Statutes; and
- (3) Changing the effective date to July 1, 2099, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1524, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1524, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Tokioka).

SCRep. 561 Water & Land on H.B. No. 588

The purpose of this measure is to appropriate funds for Fiscal Year 2018-2019 for the initial staff positions that are necessary to develop and manage the He'eia National Estuarine Research Reserve and its programs.

The Department of Land and Natural Resources, Office of Planning, University of Hawaii, Nature Conservancy of Hawaii, Ko'olaupoko Hawaiian Civic Club, Ko'olau Foundation, Kako'o Oiwi, and several individuals testified in support of this measure. The Hawaii Community Development Authority and several individuals commented on this measure.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Specifying that the funds shall be appropriated from an unspecified special fund;
- (3) Providing that contractors and other third parties who receive funds under this measure may be subject to review and inspection by the Department of Land and Natural Resources, the Attorney General, or the Auditor;
- (4) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance deliberate on this measure, your Committee respectfully requests inserting an appropriation amount of \$400,000 for the initial staff positions, to be allocated as follows:

- (1) \$100,000 for one full-time equivalent (1.00 FTE) reserve manager position;
- (2) \$100,000 for one full-time equivalent (1.00 FTE) education coordinator position;
- (3) \$100,000 for one full-time equivalent (1.00 FTE) research coordinator position; and
- (4) \$100,000 for one full-time equivalent (1.00 FTE) cultural resource coordinator position.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 588, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 588, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 562 Water & Land on H.B. No. 620

The purpose of this measure is to support the management and restoration of the Kaho‘olawe Island Reserve by providing funding to the Kaho‘olawe Island Reserve Commission (Commission), including funds for staff positions within the Commission.

The Kaho‘olawe Island Reserve Commission, a Councilmember from the County of Maui, Ocean Tourism Coalition, Conservation Council for Hawaii, and many individuals supported this measure. Center for Hawaiian Sovereignty Studies and one individual opposed this measure. One individual provided comments.

Your Committee has amended this measure by:

- (1) Specifying that the first general fund appropriation for the Commission shall be used for the purposes of promoting water sustainability and photovoltaic powered desalinization on the island of Kaho‘olawe;
- (2) Inserting an unspecified appropriation amount;
- (3) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (4) Making nonsubstantive, technical amendments for clarity and consistency.

Should the Committee on Finance deliberate on this measure further, your Committee on Water & Land respectfully requests that it consider appropriating:

- (1) \$600,000 for the Commission to promote water sustainability and photovoltaic powered desalinization on the island of Kaho‘olawe; and
- (2) \$1,000,000 for the Commission to hire additional staffing and operational expenses to continue the State's management responsibilities with regard to the Kaho‘olawe Island Reserve.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 620, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 620, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Lee, Fukumoto).

SCRep. 563 Water & Land on H.B. No. 839

The purpose of this measure is to require the Auditor to conduct a procurement audit of the Department of Land and Natural Resources to review the procurement activity of its Management and Administration Division, Division of Forestry and Wildlife, and Special Land and Development Fund.

The Hawaii Fishermen's Alliance for Conservation and Tradition, Inc., Building Industry Association of Hawaii, and many individuals supported this measure. The Chamber of Commerce Hawaii supported the intent of this measure. The Department of Land and Natural Resources and Office of the Auditor provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that the Auditor shall conduct a performance audit, rather than a procurement audit, of the Department of Land and Natural Resources' Management and Administration Division, Division of Forestry and Wildlife, and Special Land and Development Fund, including a review of contracts, grants, and memoranda of understanding entered into, awarded by, or involving the identified divisions and fund;
- (2) Changing the appropriation to an unspecified amount; and
- (3) Changing the effective date to July 1, 2050 to encourage further discussion.

Should your Committee on Finance deliberate on this measure further, your Committee on Water and Land respectfully requests that it consider appropriating \$300,000 for the hiring of two analysts, one senior analyst, and consultants as necessary, to conduct the audit of the Department of Land and Natural Resources pursuant to this Act.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 839, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 839, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 564 Water & Land on H.B. No. 840

The purpose of this measure is to direct the Auditor to conduct a procurement audit of the Land Division of the Department of Land and Natural Resources to examine all land leases and revocable permits issued and managed by the Division.

Your Committee received testimony in support of this measure from the Building Industry Association of Hawaii, Hawaii Fishermen's Alliance for Conservation and Tradition, Inc., and several individuals. The Department of Land and Natural Resources, Office of the Auditor, and The Chamber of Commerce Hawaii submitted comments.

Your Committee has amended this measure by:

- (1) Specifying that the requested audit should be a performance audit, rather than a procurement audit;
- (2) Changing the appropriation to an unspecified amount; and
- (3) Changing the effective date to July 1, 2050, to encourage further discussion.

Should the Committee on Finance deliberate this measure further, your Committee on Water & Land respectfully requests that it consider appropriating \$300,000 to hire two analysts, one senior analyst, and consultants, as necessary to conduct the performance audit of the Department of Land and Natural Resources pursuant to this measure.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 840, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 840, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 565 Water & Land on H.B. No. 1479

The purpose of this measure is to facilitate efficient and effective economic development in East Hawaii by:

- (1) Establishing the Hilo Community Economic District under the Hawaii Community Development Authority;
- (2) Establishing the Hilo Community Economic Revolving Fund for all revenue, income, and receipts of the District, except for a portion transferred to the Special Land and Development Fund; and
- (3) Appropriating funds for establishment and administration of the District.

The East Hawaii Region of Hawaii Health Systems Corporation, the Council Member representing District 3 of the Hawaii County Council, The Chamber of Commerce Hawaii, Hawaii Island Chamber of Commerce, University of Hawaii at Hilo, University of Hawaii Community College System, Japanese Chamber of Commerce & Industry of Hawaii, Hawaii Laborers-Employers Cooperation and Education Trust, Hawaii Island Contractors Association, Blue Ginger General Construction, Inc., Kanoelehua Industrial Area Association, Mauna Kea Infrared, LLC, International Longshore and Warehouse Union Local 142, Hawaii Planing Mill, Ltd., Kadota Liquor, McCully Works, and several individuals testified in support of this measure. The Department of Land and Natural Resources, Hawaii Community Development Authority, and Department of Budget and Finance commented on this measure.

Your Committee has amended this measure by:

- (1) Changing the name and references of the development district to the Hilo Community Economic Development District;
- (2) Appropriating funds for additional positions to administer and establish the development district and a newly created satellite office; and
- (3) Changing the effective date to July 1, 2050, to facilitate further discussion.

Should your Committee on Finance deliberate on this measure, your Committee respectfully requests inserting appropriation amounts of:

- (1) \$520,000 for the establishment of four and one half full-time equivalent (4.50 FTE) planner positions in the Hawaii Community Development Authority to establish and administer the Hilo Community Economic Development District;
- (2) \$430,000 for the annual operating expenses of the newly established Hilo Community Economic Development District;
- (3) \$50,000 for the initial start-up costs of a satellite office in the Banyan Drive area of Hilo, Hawaii; and
- (4) \$100,000 for the annual operating costs of a satellite office in the Banyan Drive area of Hilo, Hawaii.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1479, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1479, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Say). Noes, none. Excused, 2 (Lee, Fukumoto).

SCRep. 566 Water & Land on H.B. No. 1536

The purpose of this measure is to:

- (1) Clarify that the Board of Agriculture has the power to acquire property by eminent domain for the construction and maintenance of water facilities that convey, distribute, and transmit water for agricultural uses, but not for domestic use; and
- (2) Amends the definition of "public utility" to:
 - (A) Narrow its applicability to entities that produce, convey, transmit, deliver, or furnish water for human consumption; and
 - (B) Exclude entities that convey, transmit, and distribute nonpotable water.

The Department of Agriculture, Ponoholo Ranch Limited, East Kauai Water Users' Cooperative, MauiGrown Coffee, Inc., Saiva Siddhanta Church, Hawaii Farm Bureau, Kalepa Koalition, and several individuals testified in support of this measure. Two concerned individuals opposed this measure. The Department of Commerce and Consumer Affairs, Public Utilities Commission, Honolulu Board of Water Supply, and Land Use Research Foundation of Hawaii commented on this measure.

Your Committee has amended this measure by:

- (1) Deleting language that would have limited the scope of "public utility" to water for human consumption; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1536, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1536, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 567 Education on H.B. No. 116

The purpose of this measure is to require the City and County of Honolulu to transfer to the Department of Education the fee simple interest in all real property upon which a public school is situated.

The Department of Education, The Chamber of Commerce of Hawaii, Building Industry Association of Hawaii, and two concerned individuals supported this measure. The City and County of Honolulu and a concerned individual opposed the measure. The Department of the Attorney General submitted comments.

Your Committee has amended this measure by:

- (1) Requiring the City and County of Honolulu to transfer the property to the Department of Land and Natural Resources rather than the Department of Education;
- (2) Changing its effective date to July 1, 2051, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 116, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 116, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Matsumoto).

SCRep. 568 Education on H.B. No. 491

The purpose of this measure is to establish and appropriate funds for a two-year Pilot School Sidewalk Maintenance and Repair Program to require each county to maintain and repair sidewalks in school zones or other areas of significant school-related pedestrian traffic.

The Department of Education, Hawaii Public Health Institute, and two concerned individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 491 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Matsumoto).

SCRep. 569 Education on H.B. No. 1577

The purpose of this measure is to:

- (1) Establish a Composting Grant Pilot Project Working Group (Working Group) to develop guidelines and provide oversight for composting at Department of Education schools;
- (2) Authorize the Department of Agriculture, upon the recommendation of the Working Group, to issue grants to establish a Composting Grant Pilot Project in Department of Education schools; and
- (3) Appropriate funds to establish and implement the Composting Grant Pilot Project.

The Department of Education, Surfrider Foundation's Oahu Chapter, Windward Zero Waste School Hui, Hawaii Island School Garden Network, Kokua Hawaii Foundation, Hawaii Farm to School and School Garden Hui, and many concerned individuals supported this measure. The Department of Agriculture supported the intent of this measure.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1577, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Matsumoto).

SCRep. 570 Agriculture on H.B. No. 891

The purpose of this measure is to require the Office of the Governor and the Board of Agriculture to develop a strategic plan outlining benchmarks to achieve the Governor's goal of doubling food production by 2020.

The Hawaii Farm Bureau, Hawaii Cattlemen's Council, and several concerned individuals supported this measure. The Department of Agriculture supported the intent of this measure.

Your Committee has amended this measure by:

- (1) Requiring the Department of Agriculture, rather than the Board of Agriculture, to establish the strategic plan in cooperation with the Office of the Governor; and
- (2) Changing its effective date to July 31, 2150.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 891, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 891, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 571 Agriculture on H.B. No. 455

The purpose of this measure is to prohibit the Department of Agriculture (Department) from charging agricultural producers for the costs of food safety certification activities conducted by the Department.

The Hawaii Farmers Union United and a concerned individual supported this measure. The Department provided comments.

Your Committee notes that there were concerns raised by the Department in its testimony, stating that this measure will jeopardize the existing cooperative agreements and long standing relationship between the Department and the United States Department of Agriculture. The Department also testified that it no longer performs certain meat inspection functions included in this measure, but has relinquished those functions to the United States Department of Agriculture.

Your Committee has amended this measure by changing its effective date to July 31, 2150, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 455, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 455, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 572 Consumer Protection & Commerce on H.B. No. 192

The purpose of this measure is to increase consumer protections for members of homeowners associations by expanding the Hawaii's planned community associations law to include homeowners' associations.

The Hawaii Chapter of the Community Associations Institute Legislative Action Committee, Hui 'Oia'i'o, and several concerned individuals testified in support of this measure. Orchidland Community Association provided comments.

Your Committee understands that certain subdivisions do not fit into the definition of a planned community and the homeowners' associations in these subdivisions remain unregulated and lack access to cost-effective dispute resolution mechanisms. However, your Committee has concerns regarding this measure including how expanding the definition of "association" to include "homeowner's associations" helps members of those subdivision associations access mediation services, whether this measure will have further implications to Chapter 421J, Hawaii Revised Statutes, and if there are other relevant mediation services available to members of these subdivisions other than those contained in Chapter 421J. Nevertheless, your Committee finds that this measure warrants further discussion and respectfully requests your Committee on Judiciary to examine these issues further should it consider this measure further.

Your Committee has amended this measure by changing its effective date to July 1, 2112, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 192, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 192, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Say). Noes, none. Excused, 2 (Aquino, Yamane).

SCRep. 573 Consumer Protection & Commerce on H.B. No. 1087

The purpose of this measure is to update various provisions of the State's insurance code relating to insurance fraud penalties; certificates of authority; motor vehicle insurance self-insurers; nonresident adjusters; insurance producer licensing; third-party claimants; and supervisory proceedings undertaken by the Insurance Commissioner.

The Department of Commerce and Consumer Affairs testified in support of this measure. The Hawaii Medical Service Association testified in support of the intent of this measure. The Hawaii Insurers Council, Property Casualty Insurers Association of America, and National Association of Insurance and Financial Advisors provided comments.

Your Committee has amended this measure by:

- (1) Making amendments that conform portions of Hawaii's insurance code to the National Association of Insurance Commissioners' Producer Licensing Model Act effective on January 1, 2019;
- (2) Clarifying the process for payment of general excise tax and certificate of ownership fees when a motor vehicle insurer settles a total loss motor vehicle damage liability claim with a third-party claimant;
- (3) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1087, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1087, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Aquino, Yamane).

SCRep. 574 Consumer Protection & Commerce on H.B. No. 193

The purpose of this measure is to assist families in Hawaii by amending the state law regarding attachment or execution for real and personal property.

Among other things, this measure:

- (1) Changes the threshold amounts to qualify for attachment or execution exemptions as follows:
 - (A) Real property that is owned by an individual from \$30,000 to a fair market value not exceeding \$275,000; and
 - (B) Various pieces of personal property, including vehicles, to the fair market value as adjusted by the most recent consumer price index;
- (2) Exempts from the attachment of or execution on personal property, one month of child support and spousal support; and
- (3) Specifies that exemptions from attachment or execution do not apply to individuals who are delinquent in the payment of income taxes, real property taxes, or a mortgage.

The Democratic Party of Hawaii, Americans for Democratic Action, Hui 'Oia'i'o, Progressive Democrats of Hawaii, Young Progressives Demanding Action, and numerous individuals testified in support of this measure. The Mortgage Bankers Association of Hawaii, Hawaii Financial Services

Association, Hawaii Credit Union League, and Hawaii Bankers Association testified in opposition to this measure. The Department of the Attorney General, Department of Taxation, and Collection Law Section of the Hawaii State Bar Association provided comments.

Your Committee has amended this measure by:

- (1) Changing the value cap applicable to an exemption from attachment or execution for personal property from the fair market value of the item as adjusted by the most recent consumer price index up to an aggregate value not exceeding \$5,000; and
- (2) Changing its effective date to July 1, 2112, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 193, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 193, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Say). Noes, none. Excused, 2 (Aquino, Yamane).

SCRep. 575 Consumer Protection & Commerce on H.B. No. 1086

The purpose of this measure is to protect consumers by providing the insurance commissioner with express prior approval authority over long term care insurance rates.

The Department of Commerce and Consumer Affairs testified in support of this measure.

Your Committee has amended this measure by:

- (1) Inserting provisions to allow the insurance commissioner to simply require that satisfactory arrangements be made for the provision of certain insurance services for all motor vehicle insurance sold within the State, rather than requiring an insurer to maintain a physical claims office in the State;
- (2) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1086, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1086, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Aquino, Yamane).

SCRep. 576 Intrastate Commerce on H.B. No. 236

The purpose of this measure is to address excessive assessments imposed by the board of directors of a planned community association by:

- (1) Allowing portions of the common areas of a planned community association to be conveyed, subject to a security interest, or dedicated to the appropriate county or to the State, if at least eighty percent of the members of the association agree in writing to that action; and
- (2) Limiting the ability of the board of directors to impose excessive regular assessments or special assessments, except in emergency situations, without the approval of a majority of the members of an association.

Associa, Hawaii State Association of Parliamentarians, Mililani Town Association, American Resort Development Association of Hawaii, Hawaii Chapter of the Community Associations Institute Legislative Action Committee, and Hawaiian Properties opposed this measure. A concerned individual offered comments.

Your Committee has amended this measure by:

- (1) Removing the proposed language that allowed portions of the common areas of a planned community association to be conveyed, subject to a security interest, or dedicated to the appropriate county or to the State, if at least eighty per cent of the members of an association agreed in writing to that action;
- (2) Clarifying the method of calculating the threshold amount for regular assessment increases that triggers the requirement for approval by a majority of members present at an association meeting or by the written consent of the majority of members without a meeting;
- (3) Clarifying that approval by a majority of members present at an association meeting or by the written consent of the majority of members without a meeting is required for approval of an assessment;
- (4) Amending the definition of "emergency situation" to include extraordinary expenses required by federal, state, or local law;
- (5) Changing the effective date to July 1, 2099, to promote further discussion; and

- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 236, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 236, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Tokioka).

SCRep. 577 Intrastate Commerce on H.B. No. 239

The purpose of this measure is to provide clarity on voting by proxy at condominium association meetings by clarifying that when a proxy is returned with no boxes checked or more than one box checked, the proxy shall be deemed defective and will be counted for quorum purposes only.

Hawaii Council of Association of Apartment Owners, Hawaii Council of Community Associations, Associa, Hui Oia io, Hui Malama Hale, and four concerned individuals supported this measure. The Hawaii Chapter of the Community Associations Institute, Hawaii State Association of Parliamentarians, and one concerned individual offered comments.

Your Committee has amended this measure by:

- (1) Removing language that would have deemed a proxy to be defective when the proxy is returned with no boxes checked or more than one box checked, and clarifying that such a proxy shall be used for quorum purposes only; and
- (2) Changing its effective date to July 1, 2099, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 239, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 239, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Tokioka).

SCRep. 578 Intrastate Commerce on H.B. No. 894

The purpose of this measure is to exempt individuals selling only insurance for property stored at a self-service storage facility from obtaining a license as an insurance producer provided that specific requirements are met.

Self Storage Association supported this measure. The Department of Commerce and Consumer Affairs opposed this measure.

Your Committee has amended this measure by:

- (1) Specifying requirements for a person selling only insurance for property stored at a self-service storage facility including:
 - (A) That solicitation and written disclosure material given to customers are clearly marked "for informational purposes only";
 - (B) That the insurance provider shall be responsible for the person soliciting the stored property insurance; and
 - (C) A disclosure that solicitors are not licensed;
- (2) Removing proposed language on written material given to consumers regarding insurance coverage benefits and terms and conditions;
- (3) Changing the effective date to July 1, 2099, to promote further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 894, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 894, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Tokioka).

SCRep. 579 Health/Intrastate Commerce on H.B. No. 563

The purpose of this measure is to authorize licensed dental hygienists to practice under the general, rather than direct, supervision of a licensed dentist.

Your Committees received testimony in support of this measure from Lanai Community Health Center, American Dental Hygienists' Association, and numerous individuals. Your Committees received testimony in opposition to this measure from an individual. The Board of Dental Examiners, Hawaii Dental Association, and an individual submitted comments.

Your Committees have amended this measure by:

- (1) Clarifying that licensed dental hygienists may practice under the general supervision of a licensed dentist only with respect to patients of record who have been examined by the licensed dentist and have an existing treatment plan in place, but may not administer intra-oral block anesthesia or perform irreversible procedures under general supervision;
- (2) Changing its effective date to July 1, 2090, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Health and Intrastate Commerce that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 563, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 563, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.

Health: Ayes, 6; Ayes with Reservations (Kobayashi, Tupola). Noes, none. Excused, 1 (Har).

Intrastate Commerce: Ayes, 6. Noes, none. Excused, 2 (Ito, Ward).

SCRep. 580 Health on H.B. No. 749

The purpose of this measure is to require the Department of Health and county authorities to include waste-to-energy processing as a priority for solid waste management practices.

Your Committee received testimony in support of this measure from the Department of Transportation, American Chemistry Council, Ulupono Initiative, and an individual. Your Committee received testimony in opposition to this measure from the Department of Health. Your Committee received comments on this measure from the Department of Environmental Services of the City and County of Honolulu.

Your Committee has amended this measure by changing its effective date to July 1, 2090, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 749, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 749, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 581 Health on H.B. No. 1559

The purpose of this measure is to appropriate funds to the Department of Business, Economic Development, and Tourism for the purpose of addressing recent federal Food and Drug Administration guidelines that affect the inclusion of color additives such as charcoal and red clay that are a distinguishing characteristic of many Hawaii-produced sea salts products.

Your Committee received testimony in favor of this measure from the Molokai Chamber of Commerce, The Chamber of Commerce Hawaii, Hawaii Food Manufacturers Association, and an individual. Your Committee received comments on this measure from the Department of Business, Economic Development, and Tourism.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1559, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 582 Human Services on H.B. No. 1396

The purpose of this measure is to recognize the varied needs of the State's aging population by allowing the Department of Health (DOH) flexibility to include two private-pay individuals to be cared for in the same community care foster family home if certain requirements are met.

For purposes of facilitating public input and discussion, your Committee circulated H.B. No. 1396, H.D. 1, Proposed, prior to holding a public hearing on this measure on February 15, 2017.

Testimony in support of H.B. No. 1396, H.D. 1, Proposed, was received from DOH, Department of Human Services (DHS), Hawaii Disability Rights Center, Adult Foster Homecare Association of Hawaii, and several individuals.

In its deliberations, your Committee noted that the proposed H.D. 1 clarified the process of allowing two private-pay individuals to be cared for in the same community care foster family home.

Accordingly, your Committee has amended this measure by adopting the proposed H.D. 1, which gives DOH, in consultation with DHS the discretion to allow two private-pay individuals to be cared for in the same home if all of the specified conditions are met, which include:

- (1) The community care foster family home is certified for three beds;

- (2) The operator of the three-bed community care foster family home has had a vacant Medicaid bed for at least six months; however, the operator shall not transfer out a Medicaid or private-pay client from the home to accept a private-pay individual;
- (3) The two private-pay individuals are in a relationship with each other as a married couple or in a civil union and one of the private-pay individuals is currently residing in the community care foster family home for at least six months;
- (4) DOH, in its discretion, determines that no other adult residential care home, expanded adult residential care home, or healthcare facility within the area has an available opening and is capable of providing care to both private pay individuals; and
- (5) There are no Medicaid recipients seeking placement in the community care foster family home that the married or civil union private-pay individual is seeking to occupy.

As amended, this measure also sets forth procedures for filling community care foster family home bed vacancies in the event of death or divorce of the individuals.

Technical, nonsubstantive amendments were made for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1396, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1396, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 583 Human Services on H.B. No. 199

The purpose of this measure is to enable the Department of Human Services (DHS) to investigate allegations of the physical isolation of vulnerable adults and take corrective action including obtaining judicial relief.

The Honolulu Police Department, Hawaii State Coalition Against Domestic Violence, Hawaii Fi-Do Service, MacDonald Rudy O'Neill & Yamauchi, LLP, and several individuals testified in support of this measure. DHS and two individuals commented on this measure.

Your Committee has amended this measure by:

- (1) Redefining "physical isolation" to exclude acts reasonably intended to protect the physical or mental welfare of the vulnerable adult;
- (2) Changing its effective date to July 1, 2075, to facilitate further discussion on this measure; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 199, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 199, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 584 Human Services/Health on H.B. No. 93

The purpose of this measure is to provide enhanced Medicaid payments to long-term care facilities that accept and care for medically-complex patients awaiting discharge from an acute care hospital by requiring insurers to provide an add-on payment of 40 percent of the Medicaid base rate.

The Hawaii Health Systems Corporation (HHSC) Corporate Board of Directors; HHSC Oahu Region; HHSC East Hawaii Region; Hawaii Disability Rights Center; The Queen's Health Systems; Aloha Nursing Rehab Centre; Hawaii Chapter of the American Physical Therapy Association; Ohana Pacific Management Company, Inc.; Hale Makua Health Services; One Kalakaua Senior Living; Healthcare Association of Hawaii; and numerous individuals testified in support of this measure. The Department of Human Services and Hawaii Medical Service Association commented on this measure.

Your Committees have amended this measure by:

- (1) Changing the documentation specifications for long-term facilities regarding Medicaid enrollees, to include at least one qualifying condition, the severity of the symptoms, and the need for direct service worker resources or enhanced supports;
- (2) Providing definitions for "qualifying condition", "severe medical condition", and "severe mental or behavioral health condition";
- (3) Changing its effective date to July 1, 2075, to facilitate further discussion on this measure; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Human Services and Health that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 93, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 93, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
 Human Services: Ayes, 5. Noes, none. Excused, 2 (Har, Tupola).
 Health: Ayes, 5. Noes, none. Excused, 2 (Har, Tupola).

SCRep. 585 Human Services/Health on H.B. No. 1272

The purpose of this measure is to specify that coverage for telehealth under the State's Medicaid managed care and fee-for-service program includes psychiatric services provided through a coordinated care manager who is present in a primary health care provider's office through telehealth.

Three individuals testified in support of this measure. The Department of Human Services, Hawaii Medical Service Association, Hawaii Psychiatric Medical Association, Hawaii Psychological Association, and Mind & Body Works, Inc. provided comments.

Your Committees have amended this measure by:

- (1) Clarifying in the purpose section that the Centers for Medicare and Medicaid Services recently released a Medicare fee schedule that includes Healthcare Common Procedure Coding System G Codes;
- (2) Amending the specifications regarding required coverage of psychiatric services provided through telehealth;
- (3) Providing definitions for "behavioral health care manager" and "psychiatric consultation services" as they relate to telehealth coverage under the State's managed care and fee-for-service program;
- (4) Changing its effective date to July 1, 2015, to encourage continued discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Human Services and Health that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1272, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1272, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
 Human Services: Ayes, 6. Noes, none. Excused, 1 (Har).
 Health: Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 586 Consumer Protection & Commerce on H.B. No. 991

The purpose of this measure is to promote openness in government by improving public access to meeting notices, documents to be discussed at meetings, and meeting minutes of Hawaii's boards and commissions. Specifically, this measure:

- (1) Requires boards to file board meeting packets in their office for public inspection and provide access to either an electronic or hard copy version of the packet;
- (2) Requires a board to allow interested persons to view documents, reports, and proposals under consideration at a board meeting in either hard copy or electronic format;
- (3) Allows for the electronic mailing of meeting notices; and
- (4) Requires meeting notices and minutes to be posted on a board's website, or a designated State or county website, as appropriate.

The Society of Professional Journalists, Hawaii Chapter, League of Women Voters of Hawaii, and several concerned individuals testified in support of this measure. The Office of Information Practices, Liquor Commission of the City and County of Honolulu, and Kailua Neighborhood Board testified in opposition to this measure. The Department of Budget and Finance, Department of Taxation, Department of Land and Natural Resources, Employees' Retirement System, City and County of Honolulu, The Civil Beat Law center for the Public Interest, and two concerned individuals provided comments.

Your Committee finds that the public has made numerous complaints about the lack of access to information received by boards and the failure to provide an opportunity to participate in board meetings. As such, your Committee has amended this measure by deleting its contents and replacing it with language that:

- (1) Sets out a practical approach for the electronic mailing and posting of notices, the disclosure of board packets and information, and the online posting of meeting minutes; and
- (2) Establishes a working group to develop board packet disclosure requirements that will meet the public interest of greater disclosure of board meetings.

Technical, nonsubstantive amendments have also been made for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 991, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 991, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 587 Consumer Protection & Commerce on H.B. No. 1172

The purpose of this measure is to increase public safety by clarifying that statements, photographs, video, and other recordings can be used to establish probable cause for the arrest of offenders of Hawaii's fireworks law.

The Hawaii State Fire Council, Honolulu Fire Department, Kauai Fire Department, Poi Dogs & Popoki, and several individuals testified in support of this measure. The Office of the Prosecuting Attorney of the City and County of Honolulu testified in opposition to this measure.

Your Committee notes that the Office of the Prosecuting Attorney of the City and County of Honolulu testified that the definition used to define an aerial device makes it extremely difficult to prosecute individuals arrested for a fireworks violation.

Your Committee has amended this measure by:

- (1) Simplifying the definition of "aerial device";
- (2) Adding in a provision making a property owner liable and subject to penalties for knowingly allowing an aerial device to be possessed or ignited on the owner's property; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1172, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1172, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 588 Consumer Protection & Commerce on H.B. No. 1499

The purpose of this measure is to improve the process of dispute resolution between condominium owners and their boards by allowing:

- (1) Condominium Education Trust Fund moneys to be used to support mediation of disputes among condominium board members or disputes involving the condominium association managing agent and to pay for arbitrator's fees; and
- (2) Either party involved in a condominium dispute where mediation has failed to elect to pursue binding arbitration.

The Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations, Mauna Luan, Associa, and several individuals testified in support of this measure. The Hawaii Chapter of the Community Associations Institute Legislative Action Committee, Hawaiian Properties, Hu'i 'Oia'i'o, and two individuals testified in opposition to this measure. The Hawaii Real Estate Commission provided comments.

Your Committee notes that, according to the Hawaii Council of Associations of Apartment Owners, association boards often delay or refuse to participate in mediation and arbitration to resolve disputes despite statutorily being required to do so. During discussion at the public hearing, your Committee was informed that, at times, this also applied to unit owners. While the Council suggested imposing a mandatory award of attorney's fees or costs incurred to compel mediation or arbitration as a penalty, your Committee notes that the prevailing party in such a situation is already entitled to these fees and costs. As such, your Committee finds that the imposition of more severe penalties for noncompliance with arbitration or mediation requirements is warranted in light of the Legislature's preference for the use of alternative dispute resolution.

Your Committee has amended this measure by:

- (1) Inserting a purpose section;
- (2) Deleting provisions and references relating to Condominium Property Regimes under Chapter 514A, Hawaii Revised Statutes, as the Real Estate Commission noted that these provisions and references are obsolete;
- (3) Deleting language specifying that mediation of condominium related disputes includes disputes among members of the board and disputes involving the association managing agent as the Real Estate Commission noted that the application of the evaluative mediation program funded through the Condominium Education Trust Fund has been broadened to include any party to a dispute and this language is no longer necessary;
- (4) Deleting language allowing either party involved in a condominium dispute where mediation has failed to elect to pursue binding arbitration;
- (5) Stipulating that moneys in the Condominium Education Trust Fund shall only be used to pay arbitrator's fees if all parties to the arbitration agree that the arbitrator's decision shall be binding and the parties waive their rights to trial de novo;
- (6) Imposing penalties on parties involved in a condominium dispute for failure to comply with the statutorily established mediation and arbitration process for condominium disputes;
- (7) Changing its effective date to July 1, 2112, to facilitate further discussion; and

- (8) Making technical, nonsubstantive amendments for clarity, consistency, and style

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1499, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1499, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 589 Consumer Protection & Commerce on H.B. No. 238

The purpose of this measure is to protect funds held in client trust accounts used by property management companies by:

- (1) Establishing criminal penalties for real estate brokers for the improper deposit, segregation, or disposition of client trust account funds;
- (2) Requiring a principal broker to report the client trust account number and name of the managing institution to the Real Estate Commission and notify the Commission of any change in account number or location within ten days; and
- (3) Authorizing the Real Estate Commission to take action in circuit court to enforce client trust account requirements.

The Real Estate Commission testified in support of this measure. The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs provided comments.

Your Committee finds that the measure's preamble unduly displays a lack of confidence in the ability of the Regulated Industries Complaints Office to properly regulate and enforce penalties on real estate brokers. Consequently, your Committee finds that the proposed establishment of criminal penalties for such brokers is harsh and unwarranted.

Accordingly, your Committee has amended this measure by:

- (1) Deleting the measure's preamble;
- (2) Deleting the provision establishing criminal penalties for certain actions committed by real estate brokers; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 238, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 238, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Yamane).

SCRep. 590 Consumer Protection & Commerce on H.B. No. 1471

The purpose of this measure is to:

- (1) Promote ease and efficiency in the collection of transient accommodations and general excise taxes by establishing a framework allowing transient accommodations brokers to register as tax collection agents for the collection and remittance of general excise and Transient Accommodations Taxes owed by transient accommodations operators and plan managers using the brokers' services; and
- (2) Allocate Transient Accommodations Tax revenues to the counties for fiscal year 2017-2018 for compliance and enforcement of the Transient Accommodations Tax.

AIRBNB, Oahu Alternative Lodging Association, Rental By Owner Awareness Association, International Longshore and Warehouse Union Local 142, Internet Association, Maui Hotel & Lodging Association, and numerous individuals testified in support of this measure. The Department of Budget and Finance, Department of Planning and Permitting of the City and County of Honolulu, Coalition for Equal Taxation, Hilton Hawaii, UNITE HERE Local 5, American Hotel and Lodging Association, and Outrigger Hotels Hawaii testified in opposition to this measure. The Department of Taxation, Office of Hawaiian Affairs, Hawaii Lodging and Tourism Association, and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Requiring, rather than permitting, transient accommodations brokers to act as tax collection agents;
- (2) Requiring that a portion of the Transient Accommodation Tax revenues allocated to the counties be used to comply and enforce county ordinances regulating transient vacation rentals;
- (3) Specifying that transient accommodations brokers shall continue to be subjected to the provisions of Act 204, Session Laws of Hawaii, 2015, unless they enter into a tax collection agreement with the director of taxation;
- (4) Establishing a surcharge tax on transient accommodations brokers to be deposited into the Rental Housing Revolving Fund; and

- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that it has been informed by various testifiers that Act 204, Session Laws of Hawaii, 2015, may be in conflict with the federal Communications Decency Act, 47 U.S.C. § 230 rendering Act 204 invalid and unenforceable. Nevertheless, your Committee finds that this matter is important and deserves further consideration.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1471, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1471, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Aquino).

SCRep. 591 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 227

The purpose of this measure is to enhance veterans' employment opportunities by requiring the Office of Veterans' Services to conduct a study on establishing a Veterans Conservation Corps Program to assist veterans in obtaining training, certification, and employment in environmental protection, restoration, and management.

The Office of Veterans Services, Military Aloha State Transition & Economic Retention Council (MASTER C), and several concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Removing the requirement that the proposed Veterans Conservation Corps Program must be established within and administered by the Office of Veterans' Affairs;
- (2) Requiring that the study include an analysis of the administration of the Veterans Conservation Corps Program by a private non-profit organization or through a partnership between the public and private sectors; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 227, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 227, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Onishi, Ward).

SCRep. 592 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 1222

The purpose of this measure is to support disabled veterans in Hawaii by repealing the requirement that a disabled veteran must receive disability retirement pay from the armed forces to be exempt from the payment of annual vehicle registration fees.

The Office of Veterans Services, Oahu Veterans Center, and two concerned individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1222 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Onishi, Ward).

SCRep. 593 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 1225

The purpose of this measure is to appropriate funds to the State Foundation on Culture and the Arts to finance celebrations for the 50th anniversary of the Hawaii State Capitol.

The State Foundation on Culture and the Arts and Center for Hawaiian Sovereignty Studies supported this measure.

Your Committee has amended this measure by changing the appropriation to an unspecified amount.

Should your Committee on Finance deliberate this measure further, your Committee respectfully requests that it consider appropriating \$250,000 to plan and coordinate the celebration of the 50th anniversary of the Hawaii State Capitol.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1225, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1225, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Onishi, Ward).

SCRep. 594 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 1438

The purpose of this measure is to appropriate funds for the commemoration of the centennial anniversary of World War I.

State Office of Veterans' Services; Oahu Veterans Center; Military Order of the World Wars, and several concerned individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1438 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Onishi, Ward).

SCRep. 595 Public Safety on H.B. No. 462

The purpose of this measure is to require the Department of Public Safety to solicit proposals for a new correctional facility at the site of the Waiawa Correctional Facility.

The Department of Public Safety; Department of the Prosecuting Attorney of the City and County of Honolulu; United Public Workers AFSCME, Local 646, AFL-CIO; Hoomana Pono, LLC.; and a concerned individual supported this measure. The Libertarian Party of Hawaii, Hawaii Friends of Restorative Justice, Community Alliance on Prisons, American Civil Liberties Union of Hawaii, Hawaii Innocence Project, and many concerned individuals opposed this measure. Department of the Attorney General, Office of Hawaiian Affairs, and a concerned individual offered comments on the measure.

Your Committee has amended this measure by:

- (1) Requiring the new correctional facility at Waiawa Correctional Facility to:
 - (A) Provide a range of custody levels;
 - (B) Be designed to house inmates depending on their security levels;
 - (C) Include opportunities for counseling, vocational training, and education; and
 - (D) Be operated by public employees;
- (2) Suspending the current environmental impact statement process for four proposed sites for a new Oahu Community Correctional Center until the Department of Public Safety addresses specific requirements such as considering alternative sites 4.5 acres in size or larger, consulting with appropriate public safety and correctional stakeholders on the facility's appropriate size and design, and providing a report to the Legislature;
- (3) Changing its effective date to July 1, 2099; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 462, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 462, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (DeCoite).

SCRep. 596 Health on H.B. No. 667

The purpose of this measure is to mitigate the risk of addiction, overdose, and death associated with use of prescription opioids by:

- (1) Requiring execution of an agreement documenting informed consent for treatment protocol between a patient and a medical practitioner who prescribes opioids in circumstances that carry a heightened risk of dependency; and
- (2) Limiting initial prescriptions for opioids to no more than a seven-day supply.

Your Committee received testimony in support of this measure from Early Childhood Action Strategy and an individual. Your Committee received testimony in opposition to this measure from The Drug Policy Forum of Hawai'i. The Department of Public Safety, Hawaii Substance Abuse Coalition, Hawaii College of Emergency Physicians, Hawaii Medical Association, Hawaii Maternal and Infant Health Collaborative, The Queen's Health Systems, and Academy of Integrative Pain Management submitted comments.

Your Committee has amended this measure by:

- (1) Authorizing an initial prescription of more than a seven-day supply of opioids for treatment of pain associated with a cancer diagnosis or pain experienced by a patient who is in palliative or hospice treatment, subject to documentation requirements;
- (2) Changing its effective date to July 1, 2090, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 667, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 667, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 597 Health/Energy & Environmental Protection on H.B. No. 1244

The purpose of this measure is to facilitate the mandatory upgrade, conversion, or connection to the sewer system of all cesspools in the State by:

- (1) Amending the existing Cesspool Upgrade, Conversion, or Connection Income tax credit to make it assignable, refundable, income-based, applicable to more cesspools, and available for an additional two taxable years;
- (2) Requiring that all cesspools in the State be upgraded or converted to meet specified standards or connected to a sewer system by January 1, 2050;
- (3) Establishing an income-based Cesspool Compliance Grant program to assist homeowners with the cost of upgrading, conversion, or connection and appropriating funds for the grant program; and
- (4) Mandating disclosure of the existence of a cesspool prior to a real property sale or transfer.

Your Committees received testimony in support of this measure from the Department of Health. Your Committees received testimony with comments on this measure from the Department of Taxation, Hawai'i Association of Realtors, Tax Foundation of Hawaii, and an individual.

Your Committees have amended this measure by:

- (1) Expanding the availability of the tax credit by:
 - (A) Deleting restrictions on the number of residential large capacity cesspools that may be eligible for the credit;
 - (B) Deleting income-based requirements for homeowner eligibility to claim the credit; and
 - (C) Expanding eligibility criteria for all cesspools;
- (2) Establishing a sliding scale for grant awards;
- (3) Deleting mandatory disclosure requirements for real estate transactions;
- (4) Changing its effective date to July 1, 2090, to encourage further discussion; and
- (5) Making nonsubstantive, technical amendments for the purpose of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Health and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1244, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1244, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Health: Ayes, 6. Noes, none. Excused, 1 (Har).
Energy & Environmental Protection: Ayes, 7. Noes, none. Excused, 2 (Lowen, Fukumoto).

SCRep. 598 Health/Intrastate Commerce on H.B. No. 912

The purpose of this measure is to authorize advanced practice registered nurses to practice to the full extent of their licensure in specialized settings by specifically authorizing advanced practice registered nurses to prepare and submit orders for assisted community treatment of psychiatric patients and to provide mental health and other medical services to independently consenting adolescents.

Your Committees received testimony in support of this measure from the Board of Nursing, Lanai Community Health Center, and an individual. Your Committees received comments on this measure from an individual.

Your Committees have amended this measure by:

- (1) Specifying that advanced practice registered nurses who prepare and submit orders for assisted community treatment shall hold a national certification in a psychiatric specialization;

- (2) Specifying that an advanced practice registered nurse who provides mental health services to adolescents shall hold a national certification in a psychiatric specialty;
- (3) Changing its effective date to July 1, 2090, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Health and Intrastate Commerce that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 912, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 912, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.

Health: Ayes, 6. Noes, none. Excused, 1 (Har).

Intrastate Commerce: Ayes, 6. Noes, none. Excused, 2 (Ito, Ward).

SCRep. 599 Human Services on H.B. No. 607

The purpose of this measure is to:

- (1) Direct the Executive Office on Aging to establish the Kupuna Caregivers Program (Program) to provide long-term services and supports to address the needs of adults 60 years and older in the State and their desire to remain in their own homes and communities as they age; and
- (2) Appropriate funds to establish and implement the Program.

The Hawaii State Commission on the Status of Women; Hawaii Pacific Health; Healthcare Association of Hawaii; Mental Health America of Hawaii; Hawaii Appleseed Center for Law & Economic Justice; Hawaii Family Caregiver Coalition; Policy Advisory Board for Elder Affairs; AARP Hawaii; AARP; International Longshore and Warehouse Union Local 142; Alzheimer's Association, Aloha Chapter; We Are One, Inc.; Caring Across Generations; Faith Action for Community Equity; Manoa Cottage and Manoa Cottage Kaimuki; Paraprofessional Healthcare Institute; and numerous individuals testified in support of this measure. The Executive Office on Aging and several individuals provided comments on this measure.

Your Committee has amended this measure by:

- (1) Amending the definitions of "activities of daily living"; "adult day care" or "adult day health"; "assisted transportation"; "care recipient"; "chore"; "homemaker"; "kupuna care core services"; "personal care"; and "respite care";
- (2) Defining "home delivered meals";
- (3) Deleting the definition of "qualified individual";
- (4) Amending the traditional service delivery option to clarify that it shall be provided by a service provider organization or person who provides services under a formal contractual arrangement with the Executive Office on Aging or the area agency on aging;
- (5) Amending the qualifications for participation in the Kupuna Care Program to require that the participant shall not be covered by any comparable government or private home- and community-based care and to clarify the types of facilities that a participant may not be a resident of;
- (6) Deleting provisions that delineate what participant actions may result in termination of services under the Kupuna Care Program;
- (7) Changing the appropriation amount to an unspecified amount;
- (8) Changing its effective date to July 1, 2075, to encourage further discussion on this measure; and
- (9) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance further deliberate on this measure, your Committee respectfully requests that it consider appropriating \$600,000 for fiscal year 2017-2018 and \$600,000 for fiscal year 2018-2019 to establish and implement the Kupuna Caregivers Program

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 607, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 607, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 600 Water & Land on H.B. No. 522

The purpose of this measure is to transfer the title, custody, and control of the following two parcels of land located on the island of Maui, from the State to the Hawaii Housing Finance and Development Corporation:

- (1) Parcel located at 175 South Puunene Avenue, identified as Tax Map Key No. 370120070000; and

- (2) Parcel located at 153 West Kaahumanu Avenue, identified as Tax Map Key No. 370040030000.

The County of Maui Department of Housing and Human Concerns, Maui Chamber of Commerce, West Maui Taxpayers Association Inc., Pacific Resource Partnership, Go Maui, Inc., Na Hale O Maui, and one concerned individual testified in support of this measure. The Department of Land and Natural Resources and Department of Accounting and General Services testified in opposition to this measure. The Hawaii Housing Finance and Development Corporation and one concerned individual provided comments on this measure.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 522, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 522, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 601 Water & Land on H.B. No. 1127

The purpose of this measure is to allow holders of a mooring permit within state small boat harbors to transfer the permit upon the sale of the holder's vessel, if the sale price of the vessel is not less than fair market value and the holder pays a transfer fee to the Department of Land and Natural Resources.

The Department of Land and Natural Resources and one concerned individual testified in support of this measure.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1127, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1127, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (Lowen). Noes, none. Excused, none.

SCRep. 602 Water & Land on H.B. No. 1270

The purpose of this measure is to require the Board of Land and Natural Resources to enter into negotiations to acquire the property identified as Tax Map Key: (3) 6-8-001:030 in Kamuela, Hawaii and appropriate funds out of the Land Conservation Fund to finance the acquisition.

The Department of Land and Natural Resources and Department of Agriculture testified in support of this measure.

Your Committee has amended this measure by changing the effective date to July 1, 2050 to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1270, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1270, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 603 Water & Land on H.B. No. 1304

The purpose of this measure is to encourage responsible planning of and preparation for regattas and marine parades by requiring:

- (1) Event organizers to submit permit applications to the Department of Land and Natural Resources (DLNR) at least one year and thirty days before a proposed event; and
- (2) DLNR to grant or deny permits no less than one year before a proposed event.

For the purposes of a public hearing on this bill, your Committee circulated a Proposed H.B. No. 1304, H.D. 1 (Proposed Draft), and notified the public that it would be accepting testimony on the proposal, which among other things:

- (1) Requires event organizers of regattas, marine parades, and surfing contests to submit permit applications to the DLNR no less than forty-five days rather than one year and thirty days, before the start of a proposed event;
- (2) Authorizes DLNR to assess and collect a fee for the processing of the permit;
- (3) Requires DLNR to notify an applicant in writing that it has received a completed application or has received an incomplete application;
- (4) Requires DLNR to approve or deny a permit within thirty days of receipt of a completed permit application; provided that the permit application shall be deemed approved by DLNR if DLNR does not approve or deny a permit within that period; and

- (5) Applies the definition of "regatta" and "marine parade" to "surfing contest".

DLNR and a concerned individual offered comments on the Proposed Draft.

Your Committee considered the merits of both H.B. No. 1304, as received by your Committee, and the Proposed Draft, and upon careful consideration, adopted the Proposed Draft and amended the effective date to July 1, 2050, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1304, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1304, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Lowen). Noes, none. Excused, none.

SCRep. 604 Water & Land on H.B. No. 1417

The purpose of this measure is to require the Hawaii Emergency Management Agency to develop a post-disaster fresh drinking water security plan.

The Hawaii Emergency Management Agency, Department of Emergency Management of the City and County of Honolulu, and The Maritime Group, LLC, testified in support of this measure.

Your Committee has amended this measure by:

- (1) Amending the purpose section to emphasize the importance of clean drinking water "and other critical resources" in the event of a disaster;
- (2) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1417, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1417, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Lowen).

SCRep. 605 Water & Land on H.B. No. 1584

The purpose of this measure is to identify and designate important agricultural lands (IAL) by:

- (1) Requiring the counties to make recommendations for IAL designations by June 30, 2019;
- (2) Requiring the Land Use Commission (LUC) to identify and designate IAL by June 30, 2020, in any county that fails to meet the June 30, 2019 deadline; and
- (3) Appropriating funds.

The Land Use Commission, Department of Agriculture, Office of Planning, Alexander & Baldwin, Inc., The Chamber of Commerce Hawaii, Hawaii Farm Bureau, and Land Use Research Foundation of Hawaii testified in support of this measure.

Your Committee has amended this measure by:

- (1) Clarifying the identification and designation process of IAL by the LUC;
- (2) Amending the Important Agricultural Land Qualified Agricultural Cost Tax Credit by:
 - (A) Amending the definition of "qualified agricultural costs" to include the costs associated with the preparation of former plantation lands that have not been used for more than three years for resumption of growing crops;
 - (B) Extending the tax credit by ten years to allow landowners and farmers to claim the tax credit in the event that their land is identified as IAL; and
 - (C) Clarifying the credit amount for each year in which the credit is claimed;
- (3) Changing the effective date to July 1, 2050; and
- (4) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1584, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1584, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 606 Judiciary on H.B. No. 1031

The purpose of this measure is to enable compliance with Internal Revenue Service requirements and ensure the security of federal tax information by authorizing the Department of Taxation, Department of Human Services, Department of Labor and Industrial Relations, and Child Support Enforcement Agency to perform background checks on current and prospective employees and contractors who can access federal tax information.

The Department of the Attorney General, Department of Taxation, Department of Human Services, and Department of Labor and Industrial Relations testified in support of the measure. An individual testified in opposition.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050 to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1031, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1031, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 607 Judiciary on H.B. No. 1139

The purpose of this measure is to clarify that all information required to be filed with or submitted to a state agency or maintained or collected by a state agency in relation to any income tax return or filing is confidential.

The Department of Taxation and one individual testified in support of the measure. The Tax Foundation of Hawaii provided comments.

Your Committee has amended the measure by:

- (1) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for style and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1139, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1139, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Morikawa).

SCRep. 608 Judiciary on H.B. No. 1549

The purpose of this measure is to address affordable housing in the State by prohibiting a county from imposing an inclusionary zoning requirement on housing developments that are offered exclusively for sale to buyers earning 120 percent of the area median income, or less.

The Chamber of Commerce Hawaii, Building Industry Association of Hawaii, Pacific Resource Partnership, and an individual testified in support of the measure. The Office of Hawaiian Affairs, City and County of Honolulu Department of Planning and Permitting, Hawaii Habitat for Humanity Association, and Hawaii Appleseed Center for Law & Economic Justice testified in opposition.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1549, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 609 Judiciary on H.B. No. 1582

The purpose of this measure is to propose an amendment to Hawaii's Constitution that ensures the individual rights of all people to clean drinking water, meaningful healthcare, and a quality education.

The City and County of Honolulu Board of Water Supply, Life of the Land, IMUAlliance, Planned Parenthood Votes Northwest and Hawaii, UNITE HERE Local 5, Hawaii State Teachers Association, Sierra Club of Hawaii, and several individuals testified in support of the measure. The Department of the Attorney General, League of Women Voters of Hawaii, and Navy Region Hawaii provided comments.

Your Committee has amended this measure by changing its effective date to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1582, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1582, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 610 Judiciary on H.B. No. 1488

The purpose of this measure is to facilitate the full implementation of the medical marijuana dispensary system by:

- (1) Establishing an Office of Medical Marijuana Administration in the Department of Health (Department) to provide comprehensive management of the dispensary system and patient registration;
- (2) Amending certain dates and deadlines in existing law to account for delays in fully implementing the dispensary system;
- (3) Establishing new deadlines for the Department to implement its computer tracking system and laboratory testing program;
- (4) Providing for an alternate tracking system in case of a shutdown of the Department's primary system;
- (5) Amending standards for the award of new dispensary licenses, retention of dispensary security videos, and laboratory testing; and
- (6) Authorizing qualifying patients and primary caregivers to directly obtain medical marijuana testing services from certified laboratories on the same island.

Aloha Green Holdings, Inc., Hawaii Educational Association for Licensed Therapeutic Healthcare, Maui Wellness Group dba Maui Grown Therapies, and two individuals testified in support of the measure. An individual testified in opposition. The Department of the Attorney General, Department of Health, Patients Without Time, The Drug Policy Forum of Hawaii, Manoa Botanicals, Hawaii Dispensary Alliance, and The Drug Policy Action Group provided comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1488, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 11; Ayes with Reservations (Oshiro). Noes, none. Excused, none.

SCRep. 611 Tourism on H.B. No. 317

The purpose of this measure is to reflect a fair, balanced, and reasonable compromise of competing needs for scarce resources and provide a suggested solution for the further administration of the transient accommodations tax (TAT) and its revenue.

Specifically, this measure amends section 237D-6.5(b), Hawaii Revised Statutes, by allocating TAT revenues to:

- (1) The Tourism Special Fund with adjustments for inflation; and
- (2) The counties to equal 45 percent of the amount of TAT revenues remaining after all other allocations are made.

Hawaii State Association of Counties, Office of the Mayor of the City and County of Honolulu and County of Hawaii, Chairpersons of the Honolulu City Council, Maui County Council, and Kauai County Council, two County of Hawaii Councilmembers representing District 2 and 3, the Honolulu City Councilmember representing District 3, and a concerned individual supported this measure. The Department of Budget and Finance and Tax Foundation of Hawaii offered comments.

Your Committee has amended this measure by:

- (1) Removing proposed language that adjusted the allocation of TAT revenues to the Tourism Special Fund and the counties;
- (2) Restoring the statutory language in section 237D-6.5(b), Hawaii Revised Statutes, relating to TAT revenues, allocations of TAT revenues, and allocation priorities;
- (3) Allocating \$2,000,000 of TAT revenues to the Hawaii Tourism Authority for the implementation of initiatives to address homelessness issues in tourist and resort areas;
- (4) Changing the effective date to July 1, 2117, to promote further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 317, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 317, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 612 Tourism on H.B. No. 1586

The purpose of this measure is to address the high cost of living in the State by enacting tax reform that reduces the tax burden for low- and middle-income earners.

Specifically, this measure:

- (1) Over a three-year period, phases out the county allocation of transient accommodations tax revenues and implements new income tax brackets and rates;
- (2) Doubles the amount of the personal exemption available to taxpayers; and
- (3) Imposes hard caps on claims for itemized tax deductions.

The Office of the Mayor of the County of Kauai, County of Hawaii, and City and County of Honolulu, Chairpersons of the Kauai County Council, Honolulu City Council, and Maui County Council, two Councilmembers from the Kauai County Council, a Councilmember from the Honolulu City Council District 3, a Councilmember from the Maui County Council, Hawaii State Association of Counties, Coalition for Equal Taxation, Kauai Police Department, Maui Hotel & Lodging Association, and several concerned individuals opposed this measure. The Department of Taxation, Rental By Owner Awareness Association and Tax Foundation of Hawaii offered comments.

Your Committee has amended this measure by:

- (1) Changing the applicable dates to taxable years beginning after December 31, 2017, for individual income tax provisions that propose to double the amount of the personal exemption available to taxpayers and impose hard caps on claims for itemized deductions; and
- (2) Changing its effective date to July 1, 2117, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1586, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1586, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Tokioka, Woodson). Noes, 1 (Ward). Excused, none.

SCRep. 613 Tourism/Water & Land on H.B. No. 1310

The purpose of this measure is to revitalize and redevelop the Waiakea Peninsula on Hawaii Island and stimulate the economy of East Hawaii by establishing the Waiakea Peninsula Redevelopment District, Planning Committee, and Revolving Fund.

Two Hawaii County Council Members from Districts 2 and 3, Kanoiehua Industrial Area Association, Hawaii Planing Mill, Ltd. dba HPM Building Supply, Hawaii Island Portuguese Chamber of Commerce, Hawaii Regional Council of Carpenters, Hawaii Island Chamber of Commerce, Big Island Toyota, Inc., Island Planning, Pacific Resource Partnership, International Longshore and Warehouse Union Local 142, Hawaii Island Realtors, Hawaii Construction Alliance, and numerous concerned individuals supported this measure. A concerned individual opposed this measure. The Department of Land and Natural Resources and Department of Budget and Finance offered comments.

Your Committees have amended this measure by:

- (1) Clarifying the boundaries of the Waiakea Peninsula Redevelopment District; and
- (2) Changing its effective date to July 1, 2117, to promote further discussion.

As affirmed by the records of votes of the members of your Committees on Tourism and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1310, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1310, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Tourism: Ayes, 8; Ayes with Reservations (Cachola). Noes, none. Excused, none.
Water & Land: Ayes, 5. Noes, none. Excused, 4 (Lee, Lowen, Say, Fukumoto).

SCRep. 614 Tourism/Water & Land on H.B. No. 1469

The purpose of this measure is to promote redevelopment of public lands that contain dilapidated or deteriorating improvements or infrastructure by establishing procedures for designating redevelopment districts and for planning, funding, and implementing non-residential development in these districts. To this end, this measure removes prohibitions on extending lease terms for public land leases, both within and outside of designated redevelopment districts.

Two Hawaii County Councilmembers from District 2 and 3, Kanoiehua Industrial Area Association, Hawaii Electric Light Company, Hawaii Planing Mill, Ltd. dba HPM Building Supply, Ponoeholo Ranch Limited, Hawaii Island Portuguese Chamber of Commerce, Chika Nakano Repair Shop, Hawaii Island Chamber of Commerce, Big Island Toyota, Island Planning, McCully Works, and numerous concerned individuals supported this measure. The Office of Hawaiian Affairs, Sierra Club of Hawaii, Hawaii's Thousand Friends, We Are One, Inc., League of Women Voters of Hawaii, Ohana Farms, BIFA, Life of the Land, and numerous concerned individuals opposed this measure. The Department of Land and Natural Resources, Department of Budget and Finance, Hawaii Tourism Authority, Common Cause Hawaii, and a concerned individual offered comments.

Your Committees have amended this measure by:

- (1) Requiring the governor to appoint on a planning committee seven public members of which:
 - (A) Three members shall be appointed from a list of six names submitted by the President of the Senate and Speaker of the House of Representatives in collaboration with legislators from the county in which the designated district is located; and
 - (B) Four members shall be residents of the county in which the district is located and the remaining three members shall be residents of the State;
- (2) Exempting schools, government entities, and eleemosynary organizations from specific public land lease restrictions; and
- (3) Changing its effective date to July 1, 2117, to promote further discussion.

Should the Committee on Finance deliberate this measure further, your Committees respectfully request that it consider appropriating \$500,000 for each year of fiscal biennium 2017-2019 for the establishment and administration of a planning committee that will assist in the redevelopment of a designated district in this measure.

As affirmed by the records of votes of the members of your Committees on Tourism and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1469, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1469, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Tourism: Ayes, 8; Ayes with Reservations (Cachola, Woodson, Ward). Noes, none. Excused, none.

Water & Land: Ayes, 5; Ayes with Reservations (Evans). Noes, none. Excused, 4 (Lee, Lowen, Say, Fukumoto).

SCRep. 615 Ocean, Marine Resources, & Hawaiian Affairs/Labor & Public Employment on H.B. No. 865

The purpose of this measure is to make employees of the Office of Hawaiian Affairs subject to civil service and collective bargaining, and to give the Office of Hawaiian Affairs voting rights as a public employer.

The Hawaiian Government Employees Association, AFSCME Local 152, AFL-CIO, Ko'olaupoko Hawaiian Civic Club, Ho'omana Pono, LLC., and two individuals testified in support of this measure. The Department of Budget and Finance, Office of Hawaiian Affairs, and one individual testified in opposition to this measure. The Office of Collective Bargaining provided comments.

Your Committees have amended this measure by:

- (1) Clarifying that the Board of Trustees of the Office of Hawaiian Affairs has a single vote, rather than each trustee having one vote;
- (2) Specifying that the governor shall have seven votes for the purpose of negotiating a collective bargaining agreement, rather than six votes; and
- (3) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Labor & Public Employment that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 865, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 865, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 4. Noes, none. Excused, 3 (Creagan, DeCoite, Thielen).

Labor & Public Employment: Ayes, 6. Noes, none. Excused, 1 (Matsumoto).

SCRep. 616 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 438

The purpose of this measure is to require prospective commercial marine licensees, prior to being granted a license, to provide the Department of Land and Natural Resources with a copy of the work contract of all of the fishers that it employs.

The Conservation Council for Hawaii and one individual testified in support of this measure. The Hawaii Longline Association, Hawaii Seafood Council, Hawaii Industry Task Force, United Fishing Agency, Hawaii Goes Fishing, and one concerned individual testified in opposition to this measure. The Department of Land and Natural Resources commented on this measure.

Your Committee notes that this measure does not in any way attempt to intervene in the employment contracts between the commercial marine licensees and their employees. Rather, this measure is concerned with the rights and safety of foreign and migrant workers, and this measure only applies to foreign labor worker contracts.

Your Committee has amended this measure by:

- (1) Clarifying that the records of employment and agency contracts are required only for foreign labor workers and that they will be retained only for record keeping purposes; and
- (2) Making technical, nonsubstantive changes for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 438, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 438, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (DeCoite, Takayama). Noes, none. Excused, none.

SCRep. 617 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 1457

The purpose of this measure is to require the Division of Aquatic Resources of the Department of Land and Natural Resources to develop a comprehensive plan for the sustainable management of nearshore reef wildlife, including requirements for sustainable fishing and marine life collection practices and limits on total rates of taking and collection.

The Conservation Council for Hawaii, Coral Triangle Conservancy, Inc., West Hawaii Humane Society, Birth Sovereignty, Snorkel Bob's, Hoomana Pono, LLC., For the Fishes, Scuba Sports Club of Westchester New York, Endangered Habitats League, Turtle Island Restoration Network, Kihei Community Association, and numerous individuals testified in support of this measure. The Big Island Association of Fishers, Coral Fish Hawaii, and several individuals testified in opposition to this measure. The Department of Land and Natural Resources, Democratic Party of Hawaii, Ocean Defenders Alliance, Citizen Advocates for Animals, and numerous individuals commented on this measure.

Your Committee has amended this measure by:

- (1) Deleting its purpose section;
- (2) Placing a moratorium on the issuance of all aquarium fish permits for fishing or collecting common aquarium trade species until the Department of Land and Natural Resources has developed a comprehensive plan for the sustainable management of nearshore reef wildlife;
- (3) Clarifying that existing aquarium fish permits shall not be transferable to new individuals;
- (4) Deleting the provision allowing a program or policy to impose limitations or conditions on special activity permit holders for the taking of fish or other marine life in designated areas; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that the data about the populations of common aquarium trade species is incomplete because it does not represent all areas of Hawaii's reefs. Your Committee also recognizes that the industries relating to fishing and marine collection are valuable to the State and provide many jobs. Accordingly, your Committee aims to encourage and protect these industries by ensuring that the language of this measure is not inflammatory and unfair to people who legitimately fish and collect marine wildlife.

Your Committee also finds that further discussion is necessary to determine bag limits, gear limits, size restrictions, and other rules to implement the Department of Land and Natural Resources' plan, and recommends that the Department identify the areas and types of wildlife species that are most threatened by the current fishing and marine collection practices.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1457, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1457, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Creagan, DeCoite, Takayama, Thielen). Noes, none. Excused, none.

SCRep. 618 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 818

The purpose of this measure is to require advertisements or displays for sunscreen containing oxybenzone in the State to include a conspicuously displayed statement that the sunscreen product contains chemicals which may harm coral reefs.

The Department of Health, Office of Hawaiian Affairs, League of Women Voters, Conservation Council for Hawaii, The Nature Conservancy of Hawaii, and several individuals testified in support of this measure. The Hawaii Food Industry Association, Consumer Healthcare Products Association, and two individuals testified in opposition to this measure. The Department of Land and Natural Resources and Sierra Club of Hawaii commented on this measure.

Your Committee has amended this measure by:

- (1) Removing the requirement that advertisements or displays for sunscreen containing oxybenzone must include a conspicuous statement that the product contains chemicals which may harm coral reefs;
- (2) Banning the sale, offer for sale, or distribution for sale of sunscreen or personal care products containing oxybenzone;
- (3) Changing its effective date to July 1, 2018; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 818, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Consumer Protection & Commerce in the form attached hereto as H.B. No. 818, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 619 Transportation/Labor & Public Employment on H.B. No. 738

The purpose of this measure is to promote sustainable transportation by:

- (1) Granting procurement priority for fuel cell electric vehicles for state and county vehicle purchases; and
- (2) Amending the definition of "electric vehicles" to include fuel cell electric vehicles for purposes of parking exemptions, high occupancy vehicle lane use, registration, and required parking spaces in places of public accommodation.

The Department of Business, Economic Development and Tourism, Department of Transportation, Blue Planet Foundation, Alliance of Automobile Manufacturers, Hawaii Energy Policy Forum, Hawaii Automobile Dealers' Association, and three concerned individuals supported this measure. The State Procurement Office provided comments.

Your Committees have amended this measure by:

- (1) Amending the definition of "fuel cell electric vehicle" to mean a zero-emission electric vehicle that uses a fuel cell to convert hydrogen gas and oxygen into electricity that is used in a vehicle powertrain for propulsion; and
- (2) Changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Transportation and Labor & Public Employment that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 738, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 738, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.
Transportation: Ayes, 6. Noes, none. Excused, 1 (McDermott).
Labor & Public Employment: Ayes, 6. Noes, none. Excused, 1 (Takumi).

SCRep. 620 Transportation on H.B. No. 349

The purpose of this measure is to:

- (1) Authorize a county that has established a county surcharge on state tax to make the surcharge permanent;
- (2) Reduce the rate of the surcharge from 0.5 percent to 0.375 percent after December 31, 2022;
- (3) Reduce the amount deducted from the county surcharge on state tax to reimburse the State for costs of assessment, collection, and disposition from 10 percent to 5 percent; and
- (4) Require counties to provide matching funds in order to receive surcharge proceeds.

The Office of the Mayor of the City and County of Honolulu, Honolulu City Council, Hawaii State AFL-CIO, Hawaii Laborers-Employers Cooperation and Education Trust, Kapolei Chamber of Commerce, Bikeshare Hawaii, Ironworkers Stabilization, Building Industry Association of Hawaii, Hawaii Government Association, AFSCME Local 152, AFL-CIO, and several individuals supported this measure. The Honolulu Authority for Rapid Transportation, Pacific Resource Partnership, Chamber of Commerce Hawaii, and Hawaii Construction Alliance supported the intent of this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Authorizing a county that has established a surcharge on state tax prior to July 1, 2015, to extend the surcharge until December 31, 2057, rather than in perpetuity, provided that the county adopts an ordinance to extend the surcharge before July 1, 2018;
- (2) Authorizing a county that has not established a surcharge on state tax prior to July 1, 2015, to establish a surcharge by ordinance, if the ordinance is adopted prior to July 1, 2018, but not earlier than July 1, 2017;
- (3) Requiring a county with a population greater than 500,000 to require the agency managing its mass transit project to provide a current financial report, management audit, and presentation on the progress of the mass transit project to the Legislature annually, provided that the State may withhold the surcharges if the county does not report to the Legislature;
- (4) Deleting the provisions that reduce the rate of the surcharge on state tax after December 31, 2022;
- (5) Restricting a surcharge on state tax to be levied prior to January 1, 2019, if the county surcharge on state tax was established by an ordinance between June 30, 2017 and July 1, 2018;
- (6) Changing the amount deducted from the county surcharge on state tax to reimburse the State to an unspecified percentage;
- (7) Requiring the Director of Finance to deduct an unspecified portion of surcharge proceeds for the Department of Transportation for the purpose of state highway projects;
- (8) Deleting the provision requiring the counties to provide matching funds in order to receive surcharge proceeds;
- (9) Extending the sunset date of the county surcharge on state tax to December 31, 2057;
- (10) Inserting language that:
 - (A) Directs the head of each state department or agency to convey title of all disputed highways to the respective counties;
 - (B) Requires each county to take ownership and jurisdiction over all roads over which there is a dispute over ownership between the State or any of its political subdivisions and a private party; and
 - (C) Requires counties that have accepted surrendered roads pursuant to this measure to utilize various tax revenue sources available for the maintenance and upkeep of the roads; and
- (11) Changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 349, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 349, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (San Buenaventura). Noes, 1 (Quinlan). Excused, none.

SCRep. 621 Transportation on H.B. No. 115

The purpose of this measure is to:

- (1) Require the administrative heads of each state department or agency to convey the title of all disputed public highways within a county with a population of 500,000 or more to the respective county; and
- (2) Require each county with a population of 500,000 or more to take ownership and jurisdiction over abandoned roads for which there is a dispute over ownership between the State or any of its political subdivisions and a private party, unless the State notifies the counties within a certain time period that the State will accept the road.

The Department of Transportation and Bank of Hawaii supported this measure. The Hawaii Association of Realtors supported the intent of this measure. The Department of Land and Natural Resources and Office of the Mayor of the City and County of Honolulu provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 115, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 115, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (San Buenaventura). Noes, none. Excused, none.

SCRep. 622 Transportation on H.B. No. 1587

The purpose of this measure is to replace the state vehicle weight tax with a tax based on the assessed value of a vehicle.

The Department of Transportation supported the intent of this measure. The Hawaii Transportation Association and Ho‘omana Pono, LLC., opposed this measure. The Tax Foundation of Hawaii and Hawaii Automobile Dealers Association provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1587, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1587, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (Nakamura). Noes, 1 (McDermott). Excused, none.

SCRep. 623 Transportation on H.B. No. 1258

The purpose of this measure is to define and establish licensing and registration requirements for autocycles.

The Department of Transportation, Street Bikers United Hawaii, and Polaris Industries supported this measure.

Your Committee has amended this measure by:

- (1) Clarifying that no person shall operate an autocycle on a public street, road, or highway unless the person possesses a valid type 2 driver's license; and
- (2) Amending the definition of autocycle to mean a three-wheeled motor vehicle with non-straddle seating that is steered by something other than a handlebar and is certified by the manufacturer to comply with all applicable federal motor vehicle safety standards as of the date of manufacture.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1258, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1258, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 624 Transportation on H.B. No. 900

The purpose of this measure is to require taxicab and transportation network company drivers to conspicuously display their general excise tax licenses within the vehicle operated by the driver and specifies penalties for violations.

Charley's Taxi supported this measure. Uber Technologies, Inc. opposed this measure. The Department of Taxation provided comments.

Your Committee has amended this measure by:

- (1) Requiring every taxicab and transportation network company driver to report the tax identification number listed on the issued general excise tax license to the Department of Taxation;
- (2) Requiring the Department of Taxation to compile the reported tax identification numbers of every taxicab and transportation network company driver into a list, to be updated semi-annually; and
- (3) Changing its effective date to July 1, 2050, to encourage further discussion.

Should the Committee on Judiciary deliberate this measure further, your Committee on Transportation respectfully requests that it look into the consistency of the penalties as described in this measure in comparison with penalties issued for violations of the General Excise Tax Law.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 900, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 900, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 625 Transportation on H.B. No. 1378

The purpose of this measure is to appropriate funds to the Department of Transportation for the planning and procurement for construction of secondary access roads for the Waianae district of leeward Oahu.

Ho'omana Pono, LLC., and many concerned individuals supported this measure. The Department of Transportation supported the intent of this measure. One concerned individual opposed this measure. Two concerned individuals provided comments.

Your Committee finds that Farrington Highway is not only the major roadway on Oahu's Leeward Coast, it is also the sole access route that links the Waianae district to Ewa and points east, including metropolitan Honolulu. Although West Oahu has experienced exponential growth and development over the last 20 years, transportation infrastructure has not kept pace. There is a need for alternative routes along the Waianae Coast, as the traffic volume on Farrington Highway leaves Leeward residents facing heavy traffic congestion, and being more vulnerable to harm in an emergency situation, as there is no alternative route for emergency vehicles to use during times when Farrington Highway is impassable.

Your Committee notes that should an alternative route be developed, any project to alleviate traffic congestion on Oahu's west side must first avoid exacerbating the congestion with ongoing lane closures or other disruptions caused by road construction. It is critical that any project to supply alternate transportation corridors must minimize or altogether avoid creating additional transportation barriers for residents of West Oahu.

Your Committee has amended this measure by:

- (1) Removing the provisions requiring the Department of Transportation to:
 - (A) Procure services to construct secondary access roads for the Waianae district of Oahu; and
 - (B) Report to the Legislature on the progress of complying with this measure; and
- (2) Changing its effective date to July 1, 2030, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1378, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1378, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 626 Transportation on H.B. No. 997

The purpose of this measure is to provide the Department of Transportation with the permanent authority, flexibility, and discretion to pursue and enter into airport concession contracts and other arrangements by negotiation.

The Airport Concessionaires Committee supported this measure. The Department of Transportation supported the intent of this measure.

Your Committee has amended this measure by:

- (1) Clarifying that no concession or concession space shall be leased, let, licensed, rented out, or otherwise disposed of by any amendment thereof not already provided for in any type of arrangement; and
- (2) Clarifying and ensuring that the Department of Transportation has the flexibility in granting concession or concession space for up to fifteen years for the initial term, and if amended, up to the remaining term plus any agreed upon extension.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 997, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 997, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 627 Transportation on H.B. No. 721

The purpose of this measure is to increase public transportation use by establishing an income tax credit for taxpayers who purchase bus passes or passes for a public transportation program.

The Department of Taxation, Tax Foundation of Hawaii, and three concerned individuals provided comments on this measure.

Your Committee has amended this measure by:

- (1) Removing the provision requiring the amount spent on public transportation passes to be multiplied by the number of qualified exemptions to which the taxpayer claiming the credit is entitled, in the calculation of the tax credit;
- (2) Clarifying that the tax credit is nonrefundable;
- (3) Removing the limitation that would have applied the tax credit only to residents; and
- (4) Applying this measure to taxable years beginning after December 31, 2017.

Should the Committee on Finance deliberate this measure further, your Committee respectfully requests that it consider the concerns raised by the Tax Foundation of Hawaii, stating that the proposed tax credit may be cumbersome and unwieldy to claim by taxpayers and burdensome to administer and verify by the Department of Taxation, and that a direct subsidy to transportation providers should be considered.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 721, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 721, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 628 Transportation on H.B. No. 306

The purpose of this measure is to require persons arrested for operating a vehicle under the influence of an intoxicant or habitually operating a vehicle under the influence of an intoxicant to be fitted with a continuous alcohol monitoring device if the person has a prior conviction within the past five years or is currently pending criminal investigation or prosecution for one or more prior charges of the same crime.

The Department of Transportation, Office of the Prosecuting Attorney of the County of Kauai, Department of the Prosecuting Attorney of the City and County of Honolulu, Honolulu Police Department, and SCRAM Systems supported this measure. Mothers Against Drunk Driving supported the intent of this measure.

Your Committee has amended this measure by adopting the proposed language offered by the Department of the Prosecuting Attorney of the City and County of Honolulu, which, among other things:

- (1) Requires a person that is charged, rather than arrested, for operating a vehicle under the influence of an intoxicant or habitually operating a vehicle under the influence of an intoxicant to refrain from consuming any alcohol and submit to monitoring by a continuous alcohol monitoring device, for a period of no less than ninety days;
- (2) Prohibits the courts from shortening or suspending the ninety-day period that the person charged must refrain from consuming alcohol and submit to monitoring by a continuous alcohol monitoring device; and
- (3) Makes technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 306, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 306, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 629 Transportation on H.B. No. 725

The purpose of this measure is to:

- (1) Require commercial maritime cargo vehicles with cargo of 55,000 pounds or more to be weighed immediately upon departing a commercial harbor; and
- (2) Require maritime cargo carriers to submit to the Department of Transportation a detailed list of every container or load over 55,000 pounds that arrived in a State harbor and is to be transported on state highways.

Matson supported this measure. The Department of Transportation supported the intent of this measure. The Hawaii Transportation Association opposed this measure.

Your Committee has amended this measure by deleting its substantive contents and amending section 291-35, Hawaii Revised Statutes, which relates to the gross weight of vehicles allowable on roads. This amendment:

- (1) Requires the Director of Transportation to establish a weigh in motion and axle scale system at all commercial harbor facilities, which allows the egress and ingress of vehicles carrying a load of 55,000 pounds or more; and
- (2) Requires all maritime cargo carriers engaged in inter-state transportation to submit to the Department of Transportation a detailed list of every shipping container or load 55,000 pounds or over that has arrived in a commercial harbor and is to be transported on state highways.

Your Committee has amended this measure further by appropriating unspecified amounts for the purchase and installation of equipment for the weigh in motion and axle scale systems, and for the hiring of personnel to operate those systems.

Should the Committee on Finance deliberate this measure further, your Committee on Transportation respectfully requests that it consider appropriating:

- (1) \$230,000 for the purchase and installation of equipment for the weigh in motion and axle scale systems; and

- (2) \$650,000 for the hiring of personnel to operate the weigh in motion and axle scale systems.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 725, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 725, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 630 Transportation on H.B. No. 723

The purpose of this measure is to deter unsafe driving by increasing the fines for violations of driving a motor vehicle at an excessive speed.

The Department of Transportation, Department of Transportation Services of the City and County of Honolulu, and two concerned individuals supported this measure. The Department of the Prosecuting Attorney of the City and County of Honolulu opposed this measure.

Your Committee has amended this measure by:

- (1) Removing the amendments that increased the fines for a first offense of driving a motor vehicle at an excessive speed;
- (2) Changing the fine for driving a motor vehicle at an excessive speed within five years of a prior conviction of the same offense to not less than \$1,000 and not more than \$1,500; and
- (3) Changing the fine for driving a motor vehicle at an excessive speed within five years of two prior convictions of the same offense to a fine of \$2,000.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 723, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 723, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 631 Transportation on H.B. No. 191

The purpose of this measure is to increase bicycle safety on roadways by:

- (1) Requiring vehicles overtaking a bicycle proceeding in the same direction to maintain a three-foot separation between the vehicle and the bicyclist; and
- (2) Allowing a vehicle to pass a bicyclist in a no-passing zone.

The Planning Department of the County of Kauai, Hawaii Bicycling League, Kauai Path, Inc., American Diabetes Association, RIDE Kailua, Peoples Advocacy for Trails Hawaii, and numerous concerned individuals supported this measure. The Department of Transportation supported the intent of this measure. The Honolulu Police Department provided comments.

Your Committee has amended this measure by removing the provision allowing a vehicle to pass a bicyclist in a no-passing zone.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 191, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 191, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 632 Transportation on H.B. No. 1507

The purpose of this measure is to establish within the Department of Transportation a Community Crosswalks Pilot Program, which shall design and implement a specially painted crosswalk within the Waipahu school complex area that represents the neighborhood's unique culture and promote pedestrian safety.

The Department of Transportation Services of the City and County of Honolulu, Kalei'opu'u Elementary School, and Ho'omana Pono, LLC, supported this measure. The Department of Transportation opposed this measure. A concerned individual provided comments.

Your Committee has amended this measure by requiring the Department of Transportation to design and implement the Community Crosswalks Pilot Program in collaboration with the appropriate county departments and agencies, to be determined by the Director of Transportation.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1507, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1507, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 633 Agriculture/Energy & Environmental Protection on H.B. No. 1339

The purpose of this measure is to increase efforts and resources in addressing invasive species in the State by restructuring the Hawaii Invasive Species Council into a new entity, the Hawaii Invasive Species Authority, attached administratively to the Department of Agriculture.

The Department of Agriculture, Department of Land and Natural Resources, Department of Transportation, University of Hawaii, Hawaii Green Growth, Coordinating Group on Alien Pest Species, Conservation Council for Hawaii, Big Island Invasive Species Committee, Nature Conservancy, Local Food Coalition, Hawaii Farm Bureau, and three concerned individuals supported this measure. Animal Rights Hawaii and a concerned individual opposed this measure.

Your Committees have amended this measure by:

- (1) Changing the appropriations into unspecified amounts; and
- (2) Changing the effective date to July 31, 2150, to encourage further discussion.

Should the Committee on Finance deliberate this measure further, your Committee on Agriculture respectfully requests that it consider appropriating:

- (1) \$500,000 for the hiring of necessary staff and other expenses of the Hawaii Invasive Species Authority; and
- (2) \$10,000,000 for interagency projects and research related to invasive species conducted pursuant to this measure and as directed by the Hawaii Invasive Species Authority.

As affirmed by the records of votes of the members of your Committees on Agriculture and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1339, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1339, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Agriculture: Ayes, 4. Noes, none. Excused, 3 (DeCoite, Ing, LoPresti).
Energy & Environmental Protection: Ayes, 7. Noes, none. Excused, 2 (Cullen, Yamane).

SCRep. 634 Agriculture on H.B. No. 777

The purpose of this measure is to help farmers use water and gray water nutrients more efficiently by allowing gray water systems to be placed on agricultural lands.

The Hawaii Farmers Union United Kona Chapter supported this measure. The Department of Agriculture supported the intent of this measure. The Department of the Attorney General and Hawaii Farm Bureau provided comments.

Your Committee has amended this measure by deleting its substantive contents and adopting the amendments proposed by the Department of the Attorney General, which amends section 342D-70, Hawaii Revised Statutes, relating to the use of gray water for irrigation purposes. As amended, this measure allows any person to use gray water for agricultural farming purposes, subject to certain conditions.

Your Committee has further amended this measure by changing its effective date to July 31, 2150, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 777, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 777, H.D. 2, and be referred to your Committee on Energy & Environmental Protection.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 635 Agriculture on H.B. No. 452

The purpose of this measure is to require that all agricultural products labeled, advertised, or otherwise represented to be organic must be certified as organic by a qualified certifying agent pursuant to the federal National Organic Program.

The Council Member of the Maui County Council, Hawaii Farm Bureau, Maui County Farm Bureau, Hawaii Crop Improvement Association, Ho'omana Pono LLC., and a concerned individual supported the measure. The Hawaii Center for Food Safety, Kakalina Farms, Hawaii Farmers Union United, GMO Free Kauai, Onila Farms, and numerous concerned individuals opposed the measure. The Department of Agriculture and A'a Li'i Farm submitted comments.

Your Committee has amended this measure by:

- (1) Requiring the Department of Agriculture to establish an Organic Agricultural Products Voluntary Registry;

- (2) Changing its effective date to July 31, 2150, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 452, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 452, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (Gates, Ing, LoPresti). Noes, 1 (Thielen). Excused, none.

SCRep. 636 Agriculture on H.B. No. 1472

The purpose of this measure is to help respond to the potential catastrophic loss of Hawaii's native ohia forests by appropriating \$160,000 for fiscal year 2017-2018 and \$460,000 for fiscal year 2018-2019 for rapid ohia death research to be conducted by the Daniel K. Inouye United States Pacific Basin Agricultural Research Center.

The Office of Hawaiian Affairs, County of Hawaii, University of Hawaii at Manoa College of Tropical Agriculture and Human Resources, Hawaii Farm Bureau, Hawaii Green Growth, The Nature Conservancy – Hawaii Program, Coordinating Group on Alien Pest Species, a member of the Hawaii County Council, Rapid Ohia Death Statewide Coordinator, and four concerned individuals supported this measure. The Department of Agriculture and Department of Land and Natural Resources supported the intent of the measure.

Your Committee has amended this measure by:

- (1) Making an additional appropriation for fiscal biennium 2017-2019 for early detection of rapid ohia death through remote-sensing flights; aerial and ground survey work; statewide survey crews; Digital Mobile Sketch Mapping from helicopters; and other personnel, supplies, equipment, and resources as needed -- all to be conducted by the United States Forest Service in Hilo;
- (2) Making an additional appropriation for fiscal biennium 2017-2019 for rapid ohia death research to be conducted by the College of Tropical Agriculture and Human Resources at the University of Hawaii at Manoa, including the employment of an entomology post-doctoral fellow; technical laboratory support; and field and laboratory supplies, equipment, and other necessary materials or items;
- (3) Making all appropriation amounts an unspecified sum;
- (4) Changing its effective date to July 31, 2150, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance choose to deliberate further on this measure, your Committee respectfully requests that it consider appropriating:

- (1) \$1,000,000 for each year of fiscal biennium 2017-2019 for early detection of rapid ohia death through remote-sensing flights; aerial and ground survey work; statewide survey crews; Digital Mobile Sketch Mapping from helicopters; and other personnel, supplies, equipment, and resources as needed; and
- (2) \$270,000 for each year of fiscal biennium 2017-2019 for rapid ohia death research to be conducted by the College of Tropical Agriculture and Human Resources at the University of Hawaii at Manoa, including the employment of an entomology post-doctoral fellow; technical laboratory support; and field and laboratory supplies, equipment, and other necessary materials or items.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1472, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1472, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 637 Agriculture on H.B. No. 2

The purpose of this measure is to provide affordable housing for farm workers by authorizing the construction of tiny homes of less than 500 square feet in agricultural districts in a county with a population of more than 180,000 but less than 250,000, notwithstanding any county ordinance or regulation to the contrary.

Onila Farms, Hawaii Farmers Union United, Hawaii Farmers Union United Kona Chapter, Kokolulu Farm and Cancer Retreats Inc., Environmental Caucus of the Democratic Party of Hawaii, and numerous concerned individuals supported this measure. The Office of Planning opposed this measure. The Department of Agriculture and Hawaii Island School Garden Network offered comments.

Your Committee notes that discussion on this measure indicated that the proposed tiny homes could be abused as vacation rentals.

Your Committee has amended this measure by changing its effective date to July 31, 2150, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (DeCoite, LoPresti, Thielen). Noes, none. Excused, none.

SCRep. 638 Agriculture on H.B. No. 961

The purpose of this measure is to support farmers in Hawaii by providing an income-tax exclusion on the first \$50,000 of income earned by farmers whose annual gross income falls below certain thresholds.

The Hawaii Farm Bureau and two concerned individuals supported this measure. The Department of Agriculture supported the intent of the measure. SHAKA Movement/SAFE and numerous concerned individuals opposed the measure. The Department of Taxation and Tax Foundation of Hawaii submitted comments.

Your Committee has amended this measure by:

- (1) Restoring the Organic Foods Production Tax Credit, which had been proposed to be repealed;
- (2) Changing its effective date to July 31, 2150, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee recognizes the benefits of the Organic Foods Production Tax Credit on agriculture in Hawaii and has thus restored this tax credit.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 961, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 961, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, 1 (LoPresti). Excused, none.

SCRep. 639 Agriculture on H.B. No. 1341

The purpose of this measure is to designate the month of October as "Farm to School Month in Hawaii."

The Department of Agriculture, Department of Health, University of Hawaii System, Hawaii Farm Bureau, Hawaii Cattlemen's Council, Hawaii Farm to School and School Garden Hui, and one concerned individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1341 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 640 Economic Development & Business on H.B. No. 597

The purpose of this measure, as received by your Committee, is to make a technical amendment to the general objectives, functions, and duties of the Department of Business, Economic Development, and Tourism (DBEDT).

For the purpose of a public hearing on this bill, your Committee circulated a Proposed H.B. No. 597, H.D. 1 (Proposed Draft), and notified the public that it would be accepting testimony on the Proposed Draft, which, among other things:

- (1) Authorizes the establishment within DBEDT of one full-time equivalent permanent Broadband Coordinator position to create a state broadband plan;
- (2) Specifies a minimum of six content areas that must be in the plan;
- (3) Requires the Broadband Coordinator to develop and include in a report to the Legislature, legislation to establish a Broadband Review Panel to serve as a Broadband Regulatory Authority; and
- (4) Appropriates funds for the Broadband Coordinator position.

DBEDT submitted comments on this bill.

Your Committee considered the merits of both the H.B. 597, as received by your Committee, and the Proposed Draft, and after careful consideration, adopted the Proposed Draft with the following amendments:

- (1) Authorizing the Broadband Coordinator to consider for inclusion in the state broadband plan the six content areas that were required to be in the plan;
- (2) Specifying three new content areas that must be include in the plan;
- (3) Amending the effective date to July 1, 2038, to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 597, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 597, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 641 Economic Development & Business on H.B. No. 475

The purpose of this measure is to make permanent Act 39, Session Laws of Hawaii 2015, which established the requirement that movie theaters must, under certain conditions and circumstances, provide open movie captioning and audio descriptions of motion pictures.

The Department of Business, Economic Development, and Tourism, Hawaii Civil Rights Commission, State Council on Developmental Disabilities, Disability and Communication Access Board, Aloha State Association of the Deaf, Isle Interpret, LLC, The Georgia E. Morikawa Center, and several concerned individuals supported this bill.

Your Committee has amended this measure by:

- (1) Extending the sunset date of Act 39 to July 1, 2020;
- (2) Requiring the Department of Business, Economic Development, and Tourism to conduct a survey and report to the Legislature on the operational and financial impact that Act 39 has had on movie theaters that are required to comply with the Act;
- (3) Amending the effective date to July 1, 2038, to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 475, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 475, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Johanson).

SCRep. 642 Economic Development & Business on H.B. No. 1572

The purpose of this measure is to establish the Hawaii Economic Security Working Group within the Department of Business, Economic Development, and Tourism to analyze and make recommendations regarding economic health and stability in light of future automation, globalization, and disruptive innovation.

The Department of Labor and Industrial Relations, The Chamber of Commerce Hawaii, International Longshore and Warehouse Union Local 142, and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO supported the intent of this measure. The Department of Business, Economic Development, and Tourism and University of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1572, H.D. 1, and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 643 Economic Development & Business on H.B. No. 1395

The purpose of this measure is to establish a temporary Kalihi 21st Century Commission within the Office of Planning, which shall create a comprehensive community development plan for the development of the Kalihi area on Oahu.

The Susannah Wesley Community Center, Parents and Children Together, Adult Friends for Youth, Ho'omana Pono, LLC., and several concerned individuals supported this measure. The Office of Planning supported the intent of this measure. A concerned individual opposed this measure. The Office of Information Practices provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 2038, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1395, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1395, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 644 Economic Development & Business on H.B. No. 1039

The purpose of this measure is to rename the Hawaii Television and Film Development Special Fund to the Creative Media and Film Infrastructure Special Fund and to increase its sources of revenue to enable the Department of Business, Economic Development, and Tourism to:

- (1) Operate and maintain the Hawaii Film Studio;
- (2) Support new infrastructure development;
- (3) Support programs and initiatives for creative media industry development; and
- (4) Support programs that expand the skill sets of Hawaii's resident workforce in the creative media and film industries.

The Department of Business, Economic Development, and Tourism, County of Kauai Office of Economic Development, and Island Film Group supported this bill.

Your Committee has amended this measure by changing its effective date to July 1, 2038, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1039, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1039, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Johanson).

SCRep. 645 Economic Development & Business on H.B. No. 1042

The purpose of this measure is to increase the effectiveness and clarity of the Small Business Regulatory Review Board (Review Board) by:

- (1) Providing a more explicit definition of "small business";
- (2) Clarifying the powers of the Review Board when reviewing administrative rules that impact small business;
- (3) Increasing the membership of the Review Board to eleven from nine members; and
- (4) Clarifying when agencies are required to submit reports to the Review Board and when the Review Board is required to submit reports to the Legislature.

The Department of Business, Economic Development, and Tourism, Small Business Regulatory Review Board, The Chamber of Commerce Hawaii, The Hawaii Business League, and Ocean Tourism Coalition supported this bill. The Department of Taxation submitted comments.

Your Committee has amended this measure by:

- (1) Requiring the Governor to appoint the two additional members from a list submitted by the Review Board;
- (2) Amending the effective date to July 1, 2038, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for consistency, clarity, and style.

The Department of Taxation expressed concern as to the applicability of this measure on its current rulemaking process. If the Committee on Finance decides to deliberate further on this measure, your Committee respectfully requests that the effective date of this measure be changed to January 1, 2018, to avoid unnecessarily complicating the current ongoing rulemaking actions of the various agencies.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1042, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1042, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Johanson).

SCRep. 646 Economic Development & Business on H.B. No. 1475

The purpose of this measure is to enhance public access to locally-grown food and value-added products while enabling farmers to be economically sustainable by allowing farmers' markets and food hubs on agricultural lands.

The Department of Agriculture and Hawaii Farm Bureau supported the intent of this measure. The Land Use Commission provided comments on this measure.

Your Committee has amended this measure by:

- (1) Clarifying that agricultural districts may include agricultural-based commercial operations that are headquartered and registered in Hawaii;
- (2) Requiring value-added products that are displayed, sold, and served as food as part of an agricultural-based commercial operation to contain at least 50 percent Hawaii grown content;
- (3) Changing its effective date to July 1, 2038, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1475, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1475, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 647 Economic Development & Business on H.B. No. 599

The purpose of this measure, as received by your Committee, is to make a technical amendment to the state goals of the Hawaii State Planning Act.

For the purpose of a public hearing on this bill, your Committee circulated a Proposed H.B. No. 599 H.D. 1 (Proposed Draft), and notified the public that it would be accepting testimony on the Proposed Draft, which amends the Hawaii State Planning Act to:

- (1) Prioritize the availability of more rental and market for sale affordable housing for extremely low-, very low-, lower-, moderate-, and above moderate-income segments of Hawaii's population;
- (2) Require lead state agencies to periodically update the State's functional plans, which define and implement state planning goals, objectives, policies, and priority guidelines; and
- (3) Designate the advisory committee established for each functional plan as temporary and amend the nomination process for its county members.

The Office of Planning supported the Proposed Draft.

Your Committee considered the merits of both H.D. No. 599, as received by your Committee, and the Proposed Draft, and upon careful consideration, adopted the Proposed Draft with the following amendments:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 599, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 599, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 648 Economic Development & Business on H.B. No. 1330

The purpose of this bill is to establish the regulatory structure for the creation of "common interest agricultural communities," modifying provisions of the Uniform Common Interest Ownership Act, which is the template for the Hawaii condominium law, to distinguish these agricultural communities from residential condominiums. The bill provides; with respect to common interest agricultural communities that:

- (1) The common interest agricultural community shall be on lands classified as agricultural, and the uses that are permitted are limited to the cultivation of crops, raising of livestock, and buildings, such as storage, processing, and maintenance facilities solely for agricultural use;
- (2) Any dwelling that may be used and occupied for human habitation is prohibited; and

- (3) The community shall comply with all county zoning and building ordinances.

Aloun Farms and the Hawaii Island School Garden Network testified in support of this bill. The Hawaii Farm Bureau Federation testified in support of the bill and requested that it be amended to permit a farm dwelling as defined in section 205-4.5(a)(4), Hawaii Revised Statutes. The Office of Planning and Department of Agriculture offered comments.

Your Committee finds that the establishment of common interest agricultural communities creates the following benefits for the farm parcel owners in the project:

- (1) A properly structured association permits independence and interdependence by providing for shared costs, pooled resources, economies of scale, and a legally recognized structure, which can benefit an individual grower;
- (2) Common management and mandatory participation of farm parcel owners allow the spreading of the association responsibilities among many people, reducing the burden of the individual; and
- (3) The establishment of a farm parcel association provides a mechanism for the preservation and enforcement of the project's authorized land uses and enforcement of prohibitions.

Your Committee understands the concern raised by the Hawaii Farm Bureau that a farmer should be allowed to live on the parcel the farmer purchases. Your Committee is aware that the bill contains a safeguard against "gentleman's estates" by imposing a penalty for any violation of this law and, further, that the land use law contains penalties for the violation of that law. Accordingly, your Committee has amended this measure to incorporate the Hawaii Farm Bureau's amendment and other clarifying amendments by:

- (1) Amending the definition of "common infrastructure" to read:

"Common infrastructure" means the structures, roads, irrigation systems, power supply, agricultural services, and installations, or other facilities within the common interest agricultural community described in the declaration that are owned or leased by the association and that are other than a farm parcel.
- (2) Adding the definition of "nonmaterial additions and alterations" to read:

"Nonmaterial additions and alterations" means an addition to or alteration of the common infrastructure or a farm parcel that does not jeopardize the soundness or safety of the farm parcel, reduce the value thereof, impair any easement, detract from the appearance of the project, or directly affect any nonconsenting farm parcel owner.
- (3) Amending § 4, subsection (b) to read:

(b) The permitted uses of each parcel shall be restricted to the uses described in section 205-4.5(a)(1), (2), (3), (4), and (10); provided that a use permitted under section 205-4.5 may be approved by the board.
- (4) Amending § -12 by amending subsection (a)(6) to read:

(6) A statement that the project is in compliance with county zoning and building ordinances and the permitted uses of each parcel shall be restricted to the uses described in section 205-4.5(a)(1), (2), (3), (4) and (10); provided that a use permitted under section 205-4.5 may be approved by the board;
- (5) Amending § -12(a) relating to the contents of declaration, to include a "water agreement" to read:

(10) A water agreement as required in section -6; and renumbering the paragraphs that follow.
- (6) Deleting § -35, relating to voting and proxies;
- (7) Amending the section on Board of directors; officers, powers, and meetings, by amending subsection (a) to read:

(a) The board of directors of the association shall act on behalf of the association. Upon the termination of the developer's control of the board as provided in the declaration, parcel owners shall elect a board of directors, who shall be farm parcel owners. The officers of the board shall be elected by the members of the board from among its members.";
- (8) Amending the effective date to July 1, 2038, to facilitate further discussion; and
- (9) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1330, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1330, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Johanson).

SCRep. 649 Energy & Environmental Protection/Agriculture on H.B. No. 788

The purpose of this measure is to require special permit approval for solar energy facilities with a capacity totaling more than fifteen kilowatts in certain residential housing areas in agricultural districts.

An individual supported this measure. Life of the Land supported the intent of this measure. An individual opposed this measure. The Department of Agriculture provided comments.

Your Committees have amended this measure by:

- (1) Inserting a purpose section;
- (2) Changing its effective date to July 31, 2150, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Agriculture that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 788, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 788, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
 Energy & Environmental Protection: Ayes, 8. Noes, none. Excused, 1 (Yamane).
 Agriculture: Ayes, 5. Noes, none. Excused, 2 (DeCoite, LoPresti).

SCRep. 650 Energy & Environmental Protection/Water & Land on H.B. No. 635

The purpose of this measure is to authorize the issuance of special purpose revenue bonds to the Honolulu Board of Water Supply and the Hawaiian Electric Company, Inc. to upgrade Nuuanu Reservoir #4 to meet State Dam Safety Standards, as part of the Nuuanu Hydroelectricity Project.

The Department of Land and Natural Resources, Honolulu Board of Water Supply, Ulupono Initiative, and an individual supported this measure. The Department of the Attorney General and Department of Budget and Finance provided comments.

Your Committees have amended this measure by:

- (1) Authorizing the issuance of special purpose revenue bonds solely for the Honolulu Board of Water Supply;
- (2) Changing the amount of the special purpose revenue bond authorization to an unspecified amount; and
- (3) Changing its effective date to January 28, 2081, to encourage further discussion.

Should the Committee on Finance deliberate this measure further, your Committees on Energy & Environmental Protection and Water & Land respectfully request that it consider authorizing the issuance of special purpose revenue bonds in a total amount not to exceed \$6,400,000 to assist the Honolulu Board of Water Supply in upgrading the Nuuanu reservoir #4 to meet State Dam Safety Standards as part of the Nuuanu Hydroelectricity Project.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 635, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 635, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
 Energy & Environmental Protection: Ayes, 9. Noes, none. Excused, none.
 Water & Land: Ayes, 9. Noes, none. Excused, none.

SCRep. 651 Energy & Environmental Protection/Water & Land on H.B. No. 172

The purpose of this measure is to authorize a property owner or agent to enter adjacent property under certain conditions to eradicate albizia trees before they become hazardous, and provide the property owner or agent with a defense to criminal prosecution for trespass.

The Department of Land and Natural Resources, Hawaiian Electric Companies, Nanawale Community Association Ltd., Polestar Gardens, Kalapana Seaview Estates Community Association, Pele Lani Farm LLC, and numerous individuals supported this measure. Several individuals provided comments.

Your Committees have amended this measure by changing its effective date to January 28, 2081, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 172, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 172, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chairs on behalf of the Committees.
 Energy & Environmental Protection: Ayes, 9. Noes, none. Excused, none.
 Water & Land: Ayes, 9. Noes, none. Excused, none.

SCRep. 652 Energy & Environmental Protection/Water & Land on H.B. No. 634

The purpose of this measure is to authorize the issuance of special purpose revenue bonds to the Honolulu Board of Water Supply and the Hawaiian Electric Company, Inc. to upgrade Nuuanu Reservoir #1 to meet State Dam Safety Standards, as part of the Nuuanu Hydroelectricity Project.

The Department of Land and Natural Resources, Honolulu Board of Water Supply, Ulupono Initiative, and a concerned individual supported this measure. The Department of Budget and Finance and Department of the Attorney General provided comments.

Your Committees have amended this measure by:

- (1) Authorizing the issuance of special purpose revenue bonds solely for the Honolulu Board of Water Supply;
- (2) Changing the amount of the special purpose revenue bond authorization to an unspecified amount; and
- (3) Changing its effective date to January 28, 2081, to encourage further discussion.

Should the Committee on Finance deliberate this measure further, your Committees on Energy & Environmental Protection and Water & Land respectfully request that it consider authorizing the issuance of special purpose revenue bonds in a total amount not to exceed \$4,800,000 to assist the Honolulu Board of Water Supply in upgrading the Nuuanu reservoir #1 to meet State Dam Safety Standards as part of the Nuuanu Hydroelectricity Project.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 634, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 634, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
 Energy & Environmental Protection: Ayes, 9. Noes, none. Excused, none.
 Water & Land: Ayes, 9. Noes, none. Excused, none.

SCRep. 653 Energy & Environmental Protection/Water & Land on H.B. No. 29

The purpose of this measure is to establish an income tax credit for taxpayers who remove albizia trees from their real property.

The Department of Land and Natural Resources, Hawaiian Electric Companies, and several individuals supported this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments.

Your Committees have amended this measure by:

- (1) Changing the amount of the tax credit to 75 percent of the costs necessary and directly incurred by the taxpayer for the removal of albizia trees from real property owned by the taxpayer;
- (2) Defining "certified arborist"; and
- (3) Changing its effective date to January 28, 2081, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 29, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 29, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
 Energy & Environmental Protection: Ayes, 9. Noes, none. Excused, none.
 Water & Land: Ayes, 9. Noes, none. Excused, none.

SCRep. 654 Energy & Environmental Protection on H.B. No. 1017

The purpose of this measure is to increase the cap on the amount of moneys from the Pesticide Use Revolving Fund that may be used by the Department of Agriculture to carry out its mandate regarding the Department's Pesticide Program.

The Department of Agriculture, DuPont Pioneer, Hawaii Crop Improvement Association, Western Plant Health Association, Hawaii Farm Bureau, CropLife America, Dow Agrosience, and a concerned individual testified in support of this measure.

Your Committee has amended this measure by changing its effective date to January 28, 2081, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1017, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1017, H.D. 1.

Signed by the Chair on behalf of the Committee.
 Ayes, 9. Noes, none. Excused, none.

SCRep. 655 Energy & Environmental Protection on H.B. No. 516

The purpose of this measure is to encourage the development of efficient energy systems in Hawaii by authorizing the issuance of general obligation bonds for the design and construction of seawater air conditioning facilities for state buildings in downtown Honolulu.

Honolulu Seawater Air Conditioning, LLC, Ulu pono Initiative, and Land Use Research Foundation of Hawaii testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing the authorized amount of the general obligation bonds to an unspecified amount;
- (2) Changing its effective date to January 28, 2081, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance deliberate this measure further, your Committee on Energy & Environmental Protection respectfully requests that it consider authorizing the issuance of \$6,225,000 in general obligation bonds and specifying that, of those funds, \$468,000 be used for design, \$607,000 be used for construction, and \$5,150,000 be used for equipment.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 516, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 516, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 656 Energy & Environmental Protection on H.B. No. 784

The purpose of this measure is to expand the existing Enterprise Zone Program by:

- (1) Allowing businesses that provide renewable energy infrastructure for agricultural producers and meet specified growth targets to participate in the Enterprise Zone program under the same terms as an agricultural producer;
- (2) Providing for the designation of up to six areas in each county as Agricultural Enterprise Zones until the state constitutional mandate of increased agricultural self-sufficiency has been achieved;
- (3) Specifying an additional metric for measuring growth of an agricultural producer for eligibility to participate in the Enterprise Zone program;
- (4) Reducing the length of time that manufacturers of tangible personal property can claim the Enterprise Zone business tax credit from ten years to seven years;
- (5) Allowing the Enterprise Zone business tax credit to be carried forward into future tax years; and
- (6) Allowing agricultural producers and businesses that provide renewable energy infrastructure for agricultural producers to claim eighty percent of the Enterprise Zone business tax credit as long as certain kinds of investments are made.

The Hawaii Farm Bureau, Hawaii Crop Improvement Association, Maui County Farm Bureau, Hawaii Floriculture and Nursery Association, and several individuals supported this measure. The Department of Agriculture supported the intent of this measure. The Department of Business, Economic Development and Tourism, Department of Taxation, Department of the Attorney General, and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by deleting its substantive contents and adopting the proposed amendments offered by the Hawaii Farm Bureau. As amended, this measure:

- (1) Requires agricultural producers to have at least 50 percent of its production to occur within the enterprise zones located within the same county to be eligible for designation as a qualified business in an enterprise zone; and
- (2) Extends the tax credit eligibility periods in enterprise zones for agricultural producers to six years.

Your Committee has further amended this measure by changing its effective date to January 28, 2081, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 784, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 784, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 657 Energy & Environmental Protection on H.B. No. 1300

The purpose of this measure is to:

- (1) Require the Environmental Center of the University of Hawaii to conduct ongoing studies of the environmental impacts of sewage spills on affected coral reefs and report to the Legislature on its findings; and
- (2) Appropriate funds to the University of Hawaii to conduct the ongoing studies.

The Sierra Club of Hawaii and three individuals supported this measure.

Your Committee has amended this measure by changing its effective date to January 28, 2018, to encourage further discussion.

Your Committee notes that the Environmental Center of the University of Hawaii may not be the appropriate agency to carry out this measure. Should the Committee on Finance deliberate this measure further, your Committee respectfully requests that it consider looking for a more appropriate agency to conduct ongoing studies of the environmental impacts of sewage spills on affected coral reefs.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1300, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1300, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 658 Housing/Human Services on H.B. No. 1240

The purpose of this measure is to:

- (1) Appropriate funds to continue and improve the coordinated Statewide Homeless Initiative to prevent homelessness and rehouse homeless individuals in the State; and
- (2) Authorize a master contractor to, among other things, modify the scope of services, eligibility criteria, and program operations; select agency providers; manage the funding; and perform other duties.

Hawaii Youth Services Network; Hawaiian Community Assets; Partners in Care; Catholic Charities Hawaii; Aloha United Way; Hawaii Appleseed Center for Law & Economic Justice; Hawaii Pacific Health; Hawaii Disability Legal Services, LLLC; CHOW Project; Hawaii Affordable Properties; and several individuals testified in support of this measure. The Governor's Coordinator on Homelessness, Department of the Attorney General (AG), Department of Human Services (DHS), State Procurement Office, and two individuals provided comments on this measure.

Your Committees have amended this measure by:

- (1) Requiring DHS to procure the services of the master contractor in accordance with Chapters 103D or 103F, Hawaii Revised Statutes; have oversight or manage the funds expended by the master contractor; and develop policies and procedures for a fair and equitable procurement process;
- (2) Specifying that the master contractor shall be accountable for any funds expended;
- (3) Changing its effective date to take effect upon a date to be determined to facilitate further discussion on this measure; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should this measure proceed further in the legislative process, your Committees note that the concerns and issues raised by the AG and DHS in their testimony should be discussed and deliberated.

As affirmed by the records of votes of the members of your Committees on Housing and Human Services that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1240, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1240, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 7. Noes, none. Excused, none.
Human Services: Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 659 Housing on H.B. No. 1249

The purpose of this measure is to:

- (1) Require the typical monthly operating costs of all new home sales to be disclosed to potential buyers; and
- (2) Direct the Department of Business, Economic Development, and Tourism (DBEDT) to convene a working group of concerned citizens, affected businesses, and energy-related industries to develop strategies and methods to maximize the energy efficiency of residential dwellings in the State.

Ulupono Initiative and Hawaii Energy Program testified in support of this measure. DBEDT opposed this measure. Blue Planet Foundation, Hawaii Association of Realtors, Hawaiian Electric Company and its subsidiary utilities Maui Electric Company and Hawaii Electric Light Company provided comments on this measure.

Your Committee has amended this measure by:

- (1) Adding the Chairperson of the Public Utilities Commission or the Chair's designee to the working group;
- (2) Broadening the scope of the working group;
- (3) Requiring the working group to also make recommendations on building and energy codes and standards intended to ensure that new single-family residential construction maximizes cost-effective energy efficiency opportunities;
- (4) Requiring the working group to present its recommendations to the State Building Code Council (Council), and starting February 1, 2018, assist the Council in its review of recommendations and any potential amendments;
- (5) Terminating the working group on June 30, 2018;
- (6) Changing its effective date to take effect upon a date to be determined to facilitate further discussion on this measure; and
- (7) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1249, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1249, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 660 Housing on H.B. No. 530

The purpose of this measure is to assist homebuyers by:

- (1) Authorizing the Hawaii Housing and Finance Development Corporation (HHFDC) to provide assistance with downpayments and closing costs to qualifying first time homebuyers separately from mortgage loans; and
- (2) Directing HHFDC to issue revenue bonds to finance the cost of homebuyer assistance.

HHFDC testified in opposition to this measure.

Your Committee has amended this measure by deleting its contents and replacing it with language contained in H.B. No. 1046 which modernizes the downpayment loan program and establishes a Downpayment Loan Loss Reserve Program to assist low and moderate income households to become first-time homebuyers.

Your Committee has further amended this measure by:

- (1) Changing its effective date to upon a date to be determined to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 530, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 530, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 661 Housing on H.B. No. 698

The purpose of this measure is to address affordable housing needs by:

- (1) Increasing the rate of real estate conveyance tax for properties with a value of at least \$2,000,000 or more; and
- (2) Removing the cap on conveyance tax revenues to be deposited into the Rental Housing Revolving Fund.

The Office of Hawaiian Affairs, Housing Now Coalition, First United Methodist Church, Hawaii Habitat for Humanity Association, League of Women Voters of Hawaii, Faith Action for Community Equity, Life of the Land, Hawaii Appleseed Center for Law Economic Justice, and several concerned individuals supported this measure. The Chamber of Commerce Hawaii, Taubman Centers, Hawaii Association of Realtors, and Land Use Research Foundation of Hawaii opposed this measure. The Department of Budget and Finance, Department of Taxation, Hawaii Housing Finance and Development Corporation, Tax Foundation of Hawaii, Building Industry Association of Hawaii, General Contractors Association of Hawaii, and Hale Kupuna provided comments.

Your Committee has amended this measure by:

- (1) Including a conveyance tax rate structure for the sale of real property for the preservation of an eligible rental housing project where the units are for persons or families with incomes at or below 140% of the area median income to a developer that is subject to an agreement approved by the Hawaii Housing Finance and Development Corporation;
- (2) Changing the effective date to a date to be determined, to facilitate further discussion; and
- (3) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 698, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 698, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (McDermott). Excused, none.

SCRep. 662 Housing on H.B. No. 1045

The purpose of this measure is to assist residents in obtaining affordable rental housing by increasing the cap on the Hula Mae Multifamily Revenue Bond authorization from \$1,000,000,000 to \$1,500,000,000.

The Hawaii Housing Finance and Development Corporation; Department of Business, Economic Development, and Tourism; County of Hawaii Office of Housing and Community Development; and Hawaii Association of Realtors testified in support of this measure.

Your Committee has amended this measure by changing its effective date to take effect upon a date to be determined.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1045, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1045, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 663 Housing on H.B. No. 928

The purpose of this measure is to exempt the development of affordable housing projects developed in the urban core by the Hawaii Housing Finance and Development Corporation (HHFDC) from environmental assessment and environmental impact statement requirements.

The Department of the Attorney General, HHFDC, Office of Environmental Quality Control, The Chamber of Commerce of Hawaii, Building Industry Association of Hawaii, Hawaii Construction Alliance, and an individual commented on this measure.

Your Committee has amended this measure by:

- (1) Amending the definition of "urban core"; and
- (2) Changing its effective date to take effect upon a date to be determined to facilitate further discussion on this measure.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 928, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 928, H.D. 1, and be referred to your Committees on Energy & Environmental Protection and Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Quinlan). Noes, none. Excused, none.

SCRep. 664 Housing on H.B. No. 1372

The purpose of this measure is to establish an affordable housing goal of sixty-five thousand units by 2025.

A concerned individual supported this measure. Hawaii Construction Alliance offered comments.

Your Committee has amended this measure by:

- (1) Establishing a goal of 57,000 affordable housing units by 2025;
- (2) Repealing the measure on December 31, 2025; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1372, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1372, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 665 Housing on H.B. No. 1550

The purpose of this measure is to establish within the Hawaii Housing Finance and Development Corporation the Section 8 Voucher Homebuyer Assistance Program (Program) for recipients of federal Section 8 Housing Choice vouchers who are first-time homebuyers.

One individual testified in support. Hawaii Housing Finance and Development Corporation testified in opposition.

Your Committee has amended this measure by:

- (1) Establishing the Program in the Hawaii Public Housing Authority rather than Hawaii Housing Finance and Development Corporation;
- (2) Establishing a special fund for the Program;
- (3) Authorizing the Hawaii Public Housing Authority to make downpayment loans to eligible borrowers;
- (4) Appropriating funds to hire an unspecified number of full-time equivalent positions for the Program; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1550, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1550, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 666 Housing on H.B. No. 1294

The purpose of this measure is to establish an Energy Efficiency Task Force to make recommendations on energy proposals to ensure cost savings to all ratepayers.

The Hawaii Energy Program testified in support of this measure. The Department of Business, Economic Development, and Tourism opposed this measure. Blue Planet Foundation, Hawaiian Electric Company, Maui Electric Company, Hawaii Electric Light Company, and an individual provided comments on this measure.

Your Committee has amended this measure by:

- (1) Narrowing the scope of the task force responsibilities to making recommendations on building and energy codes and standards for commercial buildings;
- (2) Repealing the task force in one year instead of in two years;
- (3) Adding the Public Benefits Fee Administrator to the task force and having the task force include energy experts, nonprofit organizations, and others;
- (4) Requiring the task force to submit a report of its findings and recommendations to the Legislature and the State Building Code Council by January 31, 2018, and clarifying report requirements;
- (5) Exempting the task force from the requirements of Chapter 92, Hawaii Revised Statutes;
- (6) Changing its effective date to take effect upon a date to be determined to facilitate further discussion; and
- (7) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1294, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Judiciary in the form attached hereto as H.B. No. 1294, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 667 Housing on H.B. No. 487

The purpose of this measure is to remove the dollar amount cap on conveyance tax proceeds that are paid into the Rental Housing Revolving Fund.

The Hawaii Association of Realtors testified in support of this measure. A concerned individual testified in opposition to this measure. The Hawaii Housing Finance and Development Corporation, Department of Budget and Finance, The Chamber of Commerce Hawaii, Building Industry Association of Hawaii, and Tax Foundation of Hawaii provided comments.

Your Committee notes the concerns raised by the Tax Foundation of Hawaii that continual earmarking of funds for various programs and purposes allows the expenses from these funds to avoid legislative scrutiny, thus making it difficult to determine whether a fund is over- or under-funded. Consequently, the effectiveness of programs funded becomes harder to ascertain.

Your Committee has amended this measure by changing its effective date to take effect upon a date to be determined to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 487, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 487, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 668 Housing on H.B. No. 1384

The purpose of this measure is to extend the prohibition that prevents the counties from requiring fire sprinklers in specific family dwelling units and non-residential agricultural and aquacultural buildings.

The Hawaii Association of Realtors, Pacific Resource Partnership, Building Industry Association of Hawaii, General Contractors Association of Hawaii, and numerous individuals testified in support of this measure. The Hawaii State Fire Council, Honolulu Fire Department, Maui Fire Department, The Chamber of Commerce Hawaii, International Code Council, and one individual testified in opposition. The State Building Code Council provided comments.

Your Committee has amended this measure by:

- (1) Prohibiting the counties from mandating automatic fire sprinklers for an unspecified period;
- (2) Changing its effective date to take effect upon a date to be determined, to facilitate further discussion; and
- (3) Making a technical, nonsubstantive amendment for clarity, consistency, and style.

It is your Committee's intent to extend the prohibition for less than 10 years. In the meantime, your Committee urges the Board of Water Supply, Maui County Department of Water Supply, Hawaii County Department of Water Supply, Kauai County Department of Water, General Contractors Association of Hawaii, State Fire Council, Building Industry Association of Hawaii, and other stakeholders to convene a working group and submit recommendations to the Legislature 20 days prior to the 2018 Regular Session regarding the installation of fire sprinklers in residential dwellings and whether installation should be prohibited, required, or optional for each county or homeowner.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1384, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Judiciary in the form attached hereto as H.B. No. 1384, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 669 Housing/Human Services on H.B. No. 1196

The purpose of this measure is to help families and individuals who are homeless in the State by appropriating funds for:

- (1) Housing First Programs that assist chronically homeless individuals in the State; and
- (2) The Rapid Re-Housing Program and the State Rent Supplement Program that assist in securing and maintaining housing for working individuals, seniors, disabled individuals, and families who are homeless.

Catholic Charities Hawaii, CHOW Project, Hawaii Youth Services Network, Partners in Care, Hawaii Appleseed Center for Law & Economic Justice, and three individuals testified in support of this measure. The Governor's Coordinator on Homelessness, Department of Human Services (DHS), and Hawaii Public Housing Authority (HPHA) provided comments on this measure.

Your Committees have amended this measure by:

- (1) Deleting language in the purpose section that refers to the cap on the rental subsidy under the State Rent Supplement Program;
- (2) Amending the appropriations to unspecified amounts;
- (3) Changing its effective date to take effect upon a date to be determined; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance deliberate this measure further, your Committees respectfully request that it consider appropriating for each year of the 2017-2019 fiscal biennium:

- (1) \$3,000,000 to DHS to continue to administer Housing First Programs for chronically homeless individuals in the State;
- (2) \$2,500,000 to DHS for the Rapid Re-Housing Program; and
- (3) \$7,000,000 to HPHA for the State Rent Supplement Program.

In addition, your Committees request consideration of HPHA's testimony that recommends the best way of appropriating and allocating the moneys for optimal and efficient use of the funds to establish, hire, and train staff to implement the housing assistance program.

As affirmed by the records of votes of the members of your Committees on Housing and Human Services that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1196, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1196, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
 Housing: Ayes, 7. Noes, none. Excused, none.
 Human Services: Ayes, 6. Noes, none. Excused, 1 (Har).

SCRep. 670 Higher Education on H.B. No. 848

The purpose of this measure is to exempt microgrids that promote and serve public higher education institutions from regulation as a public utility by the Public Utilities Commission.

Life of the Land, Hawaiian Electric Company and its subsidiary utilities, Maui Electric Company and Hawaii Electric Light Company opposed this measure. The Public Utilities Commission, University of Hawaii, and a concerned individual offered comments.

Your Committee has amended this measure by:

- (1) Deleting language that:
 - (A) Clarified that an electric utility can assess microgrid-related charges to a public higher education institution; and
 - (B) Appropriated funds for the University of Hawaii to build transmission and distribution lines to connect energy projects on multiple parcels of land;
- (2) Changing its effective date to July 1, 2050; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 848, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 848, H.D. 2.

Signed by the Chair on behalf of the Committee.
 Ayes, 7. Noes, 1 (Onishi). Excused, 1 (Ohno).

SCRep. 671 Higher Education on H.B. No. 1279

The purpose of this measure is to appropriate funds for the Community Food Systems Center at the University of Hawaii, West Oahu, to expand upon its existing education for sustainable agricultural food production by:

- (1) Establishing scholarships for students in the Community Food Systems Concentration;
- (2) Creating positions for a full-time garden manager and part-time student assistants for the student organic garden;
- (3) Creating a Hawaii Center for Sustainable Community Food Systems;
- (4) Establishing Hawaii State Teachers Association professional development days with Oahu high schools students to encourage education and understanding of sustainable food systems; and
- (5) Implementing research projects, hosting conferences, and employing additional staff and faculty as the director of the program deems necessary.

The University of Hawaii- West Oahu, Department of Agriculture, Hawaii Alliance for Community-Based Economic Development, Counter Culture Farm, MA'O Organic Farms and three concerned individuals supported this bill. The Office of Planning supported the intent of this measure.

Your Committee has amended this measure by:

- (1) Requiring a feasibility and benefits study prior to creating a Hawaii Center for Sustainable Community Food Systems;

- (2) Deleting the establishment of Hawaii State Teachers Association professional development days; and
- (3) Amending the effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1279, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1279, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ohno).

SCRep. 672 Higher Education on H.B. No. 909

The purpose of this measure is to establish and implement a Center for Commercialization at the University of Hawaii.

The University of Hawaii, The Chamber of Commerce, Hawaii Venture Capital Association, and a concerned individual supported this bill.

Your Committee has amended this measure by:

- (1) Amending the effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 909, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 909, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ohno).

SCRep. 673 Higher Education on H.B. No. 1334

The purpose of this measure is to transfer the title, custody, and control of the following two parcels of land located on the island of Oahu, from the University of Hawaii (UH) to the Hawaii Housing Finance and Development Corporation (HHFDC):

- (1) Parcel located at 3663 Maunalei Avenue, identified as Tax Map Key No. 320300020000; and
- (2) Parcel located at 3674 B Kilauea Avenue, identified as Tax Map Key No. 320330010000.

HHFDC supported the intent of this measure. UH, the State Office of Veterans Services of the Department of Defense, Hawaii Emergency Management Agency, and a concerned individual opposed this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1334, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1334, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ohno).

SCRep. 674 Higher Education on H.B. No. 916

The purpose of this measure is to appropriate funds on a matching basis to the Department of Health to fund the loan repayment program administered by the John A. Burns School of Medicine to provide loan repayments to health care professionals who agree to work in a federally designated health professional shortage area or underserved areas in the State.

The University of Hawaii John A. Burns School of Medicine, Department of Health, Department of Labor and Industrial Relations, Queen's Health Systems, Hawaii Pacific Health, East Hawaii Region of Hawaii Health Systems Corporation, Hawaii Academy of Family Physicians, Hawaii Area Health Education Center, Ohana Health Plan, Healthcare Association of Hawaii, Hawaii Psychological Association, Hawaii Medical Association, International Longshore and Warehouse Union Local 142, Lanai Community Health Center, and numerous individuals testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 916, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Ohno).

SCRep. 675 Judiciary on H.B. No. 1526

The purpose of this measure is to expand protections for military service members by:

- (1) Conforming Chapter 657D, Hawaii Revised Statutes, relating to civil relief for state military forces, to the federal Servicemembers Civil Relief Act; and
- (2) Waiving filing fees and court costs for a service member or other person seeking to enforce rights under Chapter 657D, Hawaii Revised Statutes.

The Office of the Deputy Assistant Secretary of Defense and an individual testified in support of the measure and provided comments.

Your Committee has amended this measure by:

- (1) Amending the definition of military service to include federal active duty military members who are under a call to active service for a period of more than thirty consecutive days; and
- (2) Extending consumer protections to contracts for telecommunication services, internet services, television service, athletic club or gym memberships, or satellite radio services.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1526, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1526, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Oshiro, San Buenaventura, McDermott).

SCRep. 676 Judiciary on H.B. No. 77

The purpose of this measure is to establish the Office of Administrative Hearings, an independent agency in the executive branch, to conduct contested case hearings for executive branch agencies. The executive agencies currently perform the functions of policy-making, investigations, prosecutions, and adjudication which creates the perception that the agency has an unfair advantage over the opposing litigant. That perception compromises the integrity of the process and the result. This measure separates the adjudication function from the executive branch agencies' investigative and prosecutorial functions and removes the appearance of bias.

The Hawaii Civil Rights Commission, Department of Land and Natural Resources, Department of Labor and Industrial Relations, and one individual testified in opposition to this measure. The Department of the Attorney General, Department of Commerce and Consumer Affairs, Department of Accounting and General Services, and Department of Human Services provided comments.

Your Committee has amended this measure by deleting the provisions to establish the Office of Administrative Hearings and inserting instructions to the Legislative Reference Bureau to undertake a study of the existing administrative hearings system and the feasibility and cost impacts of implementing an Office of Administrative Hearings. The Legislative Reference Bureau shall report its findings, recommendations, and proposed legislation prior to the convening of the 2018 Regular Session. The effective date was also changed to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 77, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 77, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Thielen). Noes, none. Excused, 3 (Lee, Oshiro, McDermott).

SCRep. 677 Judiciary on H.B. No. 581

The purpose of this measure is to support the Hawaii Zero to Three Court by appropriating funds for program manager and case manager positions, transportation for parents to visit children, emergency housing assistance, parent coaching, visitation enhancement, continued implementation of an incentive program similar to the successful model utilized in Family Drug Court, and continued training and professional development of court team members and community partners.

The Judiciary, Department of Human Services, Hawaii Family Support Institute, Family Programs Hawaii, Hawaii Association for Infant Mental Health, Zero to Three, Parents and Children Together, Child and Family Service, Hawaii's Early Childhood Action Strategy, and two individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing the amounts of the appropriations to unspecified amounts;
- (2) Changing the effective date to July 1, 2050, to encourage further discussion; and

- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 581, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 581, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Oshiro, San Buenaventura, McDermott).

SCRep. 678 Judiciary on H.B. No. 627

The purpose of this measure is to authorize and fund the position of state public-private partnership coordinator under the Director of Business, Economic Development, and Tourism to manage public-private partnership matters entered into by the State, and associated contracts, proposals, and negotiations.

The Department of Business, Economic Development & Tourism, The Chamber of Commerce Hawaii, and Building Industry Association of Hawaii testified in support of this measure. Hawaii Public Housing Authority testified in opposition.

Your Committee has amended this measure by exempting Hawaii Public Housing Authority from management by the state public-private partnership coordinator.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 627, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 627, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Oshiro, San Buenaventura, McDermott).

SCRep. 679 Judiciary on H.B. No. 845

The purpose of this measure is to assist inmates in obtaining the documentation and identification necessary for successful reentry into society.

Specifically, this measure requires the Department of Public Safety in collaboration with county, state, and federal agencies to issue civil identification cards to inmates and assist inmates in obtaining their birth certificate, social security card, and other relevant identification.

The Office of Hawaiian Affairs, The Judiciary, Hawaii State Commission on the Status of Women, Hawaii Women's Coalition, YWCA Oahu, CHOW Project, African American Lawyers Association, Progressive Democrats of Hawaii, and many individuals testified in support of the measure. The Department of Public Safety, Hawaii Paroling Authority, Community Alliance on Prisons, and Life of the Land provided comments.

Your Committee has amended this measure by:

- (1) Requiring the Department of Public Safety to inform inmates that, upon request, the Department and other agencies shall assist the inmate in obtaining the inmate's identification and certain other documentation; and
- (2) Changing the effective date to July 1, 2050, to encourage further discussion.

Your Committee recognizes the public testimony that requested an amendment to require the Department of Public Safety to assist inmates to obtain identification by starting the process at least 90 days prior to the inmate's release on work furlough, extended furlough, or community placement status.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 845, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 845, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Oshiro, San Buenaventura, McDermott).

SCRep. 680 Judiciary on H.B. No. 847

The purpose of this measure is to provide the University of Hawaii with express statutory authority to create, promote, and participate in new economic enterprises and expand workforce opportunities through the commercialization of inventions and discoveries generated by or at the University.

The University of Hawaii, High Technology Development Corporation, and Chamber of Commerce Hawaii testified in support of this measure. Common Cause Hawaii testified in opposition. Hawaii State Ethics Commission, State Procurement Office, Office of Information Practices, The Civil Beat Law Center for the Public Interest, and Society of Professional Journalists Hawaii Chapter provided comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 847, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Oshiro, San Buenaventura, McDermott).

SCRep. 681 Judiciary on H.B. No. 1025

The purpose of this measure is to authorize the impositions of a fine against any employer who:

- (1) Fails to comply with the income withholding requirements relating to child and spousal support; and
- (2) Discharges from employment, refuses to employ, or takes disciplinary action against any noncustodial parent because the parent is subject to such income withholding.

The Department of the Attorney General testified in support of this measure.

Your Committee has amended this measure by:

- (1) Requiring rather than allowing the court to impose a fine on employers who fail to comply with income withholding requirements or pay the amounts to the Child Support; and
- (2) Deleting the amendment of court imposed penalties applicable to any employer who discharges from employment, refuses to employ, or takes disciplinary action against any noncustodial parent because the parent is subject to income withholding.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1025, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1025, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Oshiro, San Buenaventura, McDermott).

SCRep. 682 Judiciary on H.B. No. 1401

The purpose of this measure is to reduce the logistical issues related to conducting elections at polling places by implementing elections by mail for all elections held in the State beginning with the 2020 primary election. Specifically, this measure:

- (1) Establishes the procedures to conduct elections by mail;
- (2) Provides for voter service centers and places of ballot deposit to receive ballots; and
- (3) Provides for voting machine services for persons with disabilities.

Kauai County Office of the County Clerk, City and County of Honolulu Office of the City Clerk, Hawaii County Office of the County Clerk, Common Cause Hawaii, League of Women Voters, and an individual testified in support of the measure. The Hawaii Republican Party testified in opposition. The Office of Elections, Maui County Office of the County Clerk, and an individual provided comments.

Your Committee amended this measure by:

- (1) Requiring the Clerk of each County to establish an unspecified number of voter service centers;
- (2) Specifying that the Clerk of each County shall be responsible for voter service centers, places for ballot deposit, and providing public notice of the date that ballot packages are to be mailed;
- (3) Aligning the monetary fine for providing false information with the penalty for a class C felony;
- (4) Establishing that the Chief Election Officer shall set the compensation for election day officials by rule; and
- (5) Requiring that election contest complaints be filed no later than the thirteenth day after the primary and special primary election.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1401, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1401, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, 1 (Thielen). Excused, none.

SCRep. 683 Judiciary on H.B. No. 1443

The purpose of this measure is to increase the effectiveness of management and administration of scarce and increasingly valuable airport resources by establishing an independent airport corporation to be known as the Hawaii Airport Corporation.

The State Procurement Office, Department of Transportation, Enterprise Holdings, Maui Hotel & Lodging Association, The Chamber of Commerce Hawaii, Hawaii Lodging & Tourism Association, Airlines Committee of Hawaii, Building Industry Association of Hawaii, General Aviation Council of Hawaii, and Hawaiian Airlines testified in support. Office of Hawaiian Affairs and an individual testified in opposition. The Department of the Attorney General, Department of Budget and Finance, and Hawaii Tourism Authority provided comments.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1443, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1443, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Oshiro, San Buenaventura, McDermott).

SCRep. 684 Judiciary on H.B. No. 180

The purpose of this measure is to provide a funding mechanism for the most urgent fiscal needs of the Department of Education by establishing a surcharge tax on residential investment properties and visitor accommodations, the proceeds of which would be deposited into the newly created Education Special Fund and used to develop and deliver instructional services to students in accordance with statewide education policies, subject to the ratification of a state constitutional amendment.

The Hawaii State Teachers Association, Democratic Party of Hawaii, Education Caucus of the Democratic Party of Hawaii, IMUAlliance, Parents for Public Schools of Hawaii, Hui for Excellence in Education, Hawaii Public Charter Schools Network, Special Education Advisory Council, Hawaii Children's Action Network, Americans for Democratic Action, and numerous individuals testified in support of this measure. The Hawaii Housing Finance and Development Corporation, County of Kauai Department of Finance, Hawaii County Office of the Mayor, Rental by Owner Awareness Association, Hawaii Association of Realtors, American Resort Development Association, Wyndham Vacation Ownership, Coalition for Equal Taxation, The Chamber of Commerce Hawaii, Maui Chamber of Commerce, Hawaii Lodging & Tourism Association, Maui Hotel & Lodging Association, Kohala Coast Resort Association, Building Industry Association of Hawaii, Bridges to Paradise Rentals, Inc., EAH Housing, Inc., and several individuals testified in opposition. The Department of Budget and Finance, Department of Education, State Public Charter School Commission, City and County of Honolulu, and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Specifying that an owner of a property shall respond to the county Director of Finance's request to file a return within thirty days of the county's mailing of the request; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance consider this measure, your Committee respectfully requests that the Committee on Finance consider two concerns:

- (1) Your Committee received testimony that the proposed residential property surcharge tax would adversely affect low income housing units. The Hawaii Housing Finance and Development Corporation and Hawaii State Teachers Association were requested to develop proposed amendments to the measure that would avoid the adverse impacts; and
- (2) Your Committee notes that the purpose of the education surcharge is not consistent with the authorized expenditures of the Education Special Fund. A reconciliation may be necessary.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 180, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 180, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 11; Ayes with Reservations (McDermott). Noes, none. Excused, none.

SCRep. 685 Water & Land on H.B. No. 625

The purpose of this measure is to establish the siting process of infrastructure for small wireless facilities and small wireless facilities networks on state- and county-owned land.

The Department of Business, Economic Development and Tourism; Office of Planning, Chamber of Commerce Hawaii; Hawaiian Telcom, Inc., Hawaiian Electric Company, Inc.; Hawaii Electric Light Company, Inc.; Maui Electric Company, Limited.; AT&T; Sprint; Cellular Telephone Industry Association; Mobilitie; Verizon; and T-Mobile USA, Inc. testified in support of this measure. The Department of Public Works, County of Hawaii testified in opposition to this measure. The Department of Transportation, Cable Television Division of the Department of Commerce and Consumer Affairs, Office of Enterprise Technology Services, Office of the Mayor of the County of Honolulu, City and County of Honolulu Office of the Mayor, and Charter Communications, Inc. offered comments on the measure.

Your Committee notes that concerns were raised regarding the expansion of wireless siting locations to state and county properties, facilities, and buildings, which may potentially interfere with existing public safety communication infrastructures that support first responders and emergency services.

Your Committee has amended this measure by:

- (1) Clarifying that this measure also applies to small wireline facilities and small wireline facilities networks;
- (2) Clarifying that the siting process limited to state- and county-owned structures, utility poles, and light standards, and will not interfere with privately owned structures, utility poles, and light standards;
- (3) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 625, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Consumer Protection & Commerce in the form attached hereto as H.B. No. 625, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 686 Water & Land on H.B. No. 1212

The purpose of this measure is to address economic diversification and affordable housing shortages by establishing a Transit Oriented Development Authority (Authority) to plan and develop infrastructure at certain Honolulu rail transit stations that will support the planned growth and density of the rail transit project.

The Building Industry Association of Hawaii, The Chamber of Commerce Hawaii, and Blue Planet Foundation testified in support of this measure. The Department of Planning and Permitting of the City and County of Honolulu testified in opposition to this measure. The Department of Land and Natural Resources, Department of Human Services, Department of Budget and Finance, Department of Taxation, Department of Transportation, Office of Planning, and Stadium Authority provided comments on this measure.

Your Committee has amended this measure by:

- (1) Requiring that affordable housing be developed at multiple locations along the rail transit corridor;
- (2) Amending the Authority's guidelines for the development of affordable housing projects to reflect more realistic goals;
- (3) Deleting references to contested case hearings;
- (4) Clarifying that the public shall have an opportunity to testify at a decision-making hearing prior to the Authority rendering a decision;
- (5) Deleting the requirement that prior to approving any developer's proposal, the Authority shall consider the impact of each proposed project on certain areas of state concern;
- (6) Changing the effective date to July 1, 2150; and
- (7) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1212, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1212, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 687 Labor & Public Employment on H.B. No. 1371

The purpose of this measure is to establish a statewide policy to protect state employees from workplace violence by requiring the Department of Labor and Industrial Relations (DLIR) to be responsible for workplace violence protection.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO and two individuals testified in support of this measure. DLIR testified in opposition. The Hawaii Civil Rights Commission provided comments.

Your Committee has amended this measure by:

- (1) Deleting the proposed requirements for DLIR to protect state employees from workplace violence;
- (2) Requiring the Department of Human Resources Development to:
 - (A) Collect policies and data regarding workplace violence and incidents;
 - (B) Summarize the data and make recommendations to the Legislature 20 days prior to each regular session; and
 - (C) Establish a statewide policy for reporting incidents of workplace violence;

- (3) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1371, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1371, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Holt).

SCRep. 688 Labor & Public Employment on H.B. No. 1103

The purpose of this measure is to make an emergency appropriation to provide funds for the Department of Human Resources Development (DHRD) to pay claims against the State, as required by Hawaii's Workers' Compensation Law.

DHRD and one individual testified in support of this measure.

Your Committee finds that DHRD is experiencing increased costs for medical care, services, supplies, and permanent partial disability benefits. Your Committee also finds that DHRD is expecting medical costs to continue increasing due to the Hawaii Supreme Court decision, Pulawa v. Oahu Const. Co., 136 Haw. 217, 218, 361 P.3d 444, 445 (2015), which broadened the standard for medical treatment from "reasonable and necessary" to "reasonably needed" and allows claimants to receive the "greatest possible medical rehabilitation."

Your Committee has amended this measure by:

- (1) Changing the emergency appropriation amount from \$1,700,000 to an unspecified amount;
- (2) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (3) Making technical nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance deliberate on this measure further, your Committee respectfully requests that it consider appropriating \$1,700,000 for the purposes of this measure.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1103, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1103, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 689 Labor & Public Employment on H.B. No. 1102

The purpose of this measure is to authorize 34 full-time equivalent (34.00 FTE) permanent civil service positions for the Hawaii Public Housing Authority for multi-skilled worker teams to fulfill operational needs.

The Department of Human Resources Development and United Public Workers, AFSCME, Local 646, AFL-CIO testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1102, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1102, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 690 Labor & Public Employment on H.B. No. 913

The purpose of this measure is to provide expanded, employer-financed medical, disability indemnity, and death benefits to firefighters who develop cancer as a result of exposure to carcinogens in the line of duty.

Hawaii State Fire Council; Honolulu Fire Department; Hawaii Fire Department of the County of Hawaii; Kauai Fire Department; Maui Fire Department; Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO; and one individual testified in support of this measure. The Department of the Attorney General, City and County of Honolulu Department of Human Resources, and State of Hawaii Organization of Police Officers supported the intent of

this measure. The Department of Labor and Industrial Relations, Hawaii Employer-Union Health Benefits Trust Fund, Employees' Retirement System, and Hawaii Medical Service Association provided comments.

Your Committee notes that the Department of the Attorney General has concerns regarding the title of this measure because this measure covers disability indemnification and death benefits in addition to medical coverage. However, your Committee finds that the issue addressed in this measure warrants further discussion between the affected parties.

Accordingly, your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 913, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 913, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 691 Labor & Public Employment on H.B. No. 1281

The purpose of this measure is to establish a three-year Work-for-a-Day Pilot Program to connect homeless individuals with work opportunities and service providers, and appropriate funds for this purpose.

Partners in Care, Hawaii Appleseed Center for Law and Economic Justice, and one individual testified in support of this measure. The Governor's Coordinator on Homelessness and Department of Human Services supported the intent of this measure.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1281, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 692 Labor & Public Employment on H.B. No. 1277

The purpose of this measure is to allow graduate student assistants employed for a minimum of 20 hours a week by the University of Hawaii to collectively bargain.

The University of Hawaii Professional Assembly; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Graduate Student Organization at the University of Hawaii at Manoa; Hawaii State AFL-CIO; Democratic Party of Hawaii; LGBT Caucus of the Democratic Party of Hawaii; International Longshore and Warehouse Union Local 142; International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO; IMU Alliance; Hawaii State Teachers Association; United Public Workers, AFSCME, Local 646, AFL-CIO; and numerous individuals testified in support of this measure. The Department of Human Resources Development, Office of Collective Bargaining, University of Hawaii, and one individual testified in opposition. The Department of Budget and Finance provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1277, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1277, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 693 Labor & Public Employment on H.B. No. 1489

The purpose of this measure is to prohibit a state agency or program or activity that receives state financial assistance from excluding from participation, denying benefits to, or discriminating against an otherwise qualified individual by reason of disability, sex, including gender identity or expression, or sexual orientation.

Hawaii State Commission on the Status of Women, Planned Parenthood Votes Northwest and Hawaii, University of Hawaii at Manoa LGBTQ+ Center, American Association of University Women Windward Oahu, American Association of University Women of Hawaii, Community Alliance on Prisons, LGBT Caucus of the Democratic Party of Hawaii, Lambda Law Student Association, CHOW Project, Hawaii Women's Coalition, American Civil Liberties Union of Hawaii, International Longshore and Warehouse Union Local 142, and numerous individuals testified in support of this measure. The Hawaii Civil Rights Commission provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1489, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1489, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 694 Labor & Public Employment on H.B. No. 1543

The purpose of this measure is to create a program to provide training to state and county employees responsible for permitting, inspecting, licensing, and approving energy systems and related technology.

The Hawaii County Department of Public Works, Distributed Energy Resources Council of Hawaii, and Renewable Energy Services, Inc. testified in support of this measure. The Department of Business, Economic Development and Tourism testified in opposition. The Solar Energy Action Committee and one individual provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1543, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1543, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 695 Labor & Public Employment on H.B. No. 378

The purpose of this measure is to require an investigator to issue a citation to any person determined to be acting in the capacity of or engaging in the business of a contractor within the State without having a required license.

The Hawaii Construction Alliance, Ironworkers Stabilization Fund, Pacific Resource Partnership, and two individuals testified in support of this measure. The Department of Commerce and Consumer Affairs and Subcontractors Association of Hawaii testified in opposition. The Contractors License Board and General Contractors Association provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that the Department of Commerce and Consumer Affairs may pursue available civil remedies such as court-ordered injunctions and enhanced fines; and
- (2) Changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 378, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 378, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 696 Labor & Public Employment on H.B. No. 809

The purpose of this measure is to clarify that Hawaii's anti-discrimination law does not prohibit or prevent an employer, employment agency, or labor organization from refusing to hire or refer, or from discharging an individual, for reasons unrelated to unlawful discriminatory practices.

The Chamber of Commerce Hawaii, Ocean Tourism Coalition, Fair Wind Cruises, and Society for Human Resource Management Hawaii Chapter testified in support of this measure. The Hawaii Civil Rights Commission, International Longshore and Warehouse Union Local 142, and Fujiwara & Rosenbaum, LLC testified in opposition.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee finds that the intent of this measure is to preserve an employer's prerogative to refuse to hire or refer or to discharge an individual for legitimate, work-related reasons that are not discriminatory. Should the Committee on Judiciary deliberate on this measure further, your Committee respectfully requests that it consider if this measure goes beyond the scope of this intent.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 809, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 809, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 697 Labor & Public Employment on H.B. No. 213

The purpose of this measure is to:

- (1) Permit an employee to take family leave in order to care for the employee's sibling with a serious health condition or upon the death of an employee's child, spouse, reciprocal beneficiary, sibling, or parent; and
- (2) Specify notice and certification requirements.

United Public Workers, AFSCME, Local 646, AFL-CIO; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; International Longshore and Warehouse Union Local 142; and one individual testified in support. The Hawaii State Commission on the Status of Women supported the intent of this measure. Quicksilver Charters and its affiliates testified in opposition. The Department of Labor and Industrial Relations, Policy Advisory Board for Elder Affairs, Hawaii State Democratic Women's Caucus, Breastfeeding Hawaii, Healthy Mothers Healthy Babies Coalition of Hawaii, Hawaii Women's Coalition, Hawaii Children's Action Network, YWCA Oahu, and two individuals provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 213, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 213, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 698 Labor & Public Employment on H.B. No. 678

The purpose of this measure is to amend Hawaii's family leave statutes to:

- (1) Permit an employee to take family leave to seek safety, medical attention, or victim services related to domestic or sexual violence against the employee or the employee's minor child; and
- (2) Specify certification and confidentiality requirements.

The Hawaii State Commission on the Status of Women, Hawaii Children's Action Network, and two individuals testified in support of this measure. The Chamber of Commerce Hawaii testified in opposition. The Department of Labor and Industrial Relations and Hawaii Women's Coalition provided comments.

Your Committee notes that the Department of Labor and Industrial Relations has concerns regarding the title of this measure because this measure applies to leave taken for domestic or sexual violence.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 678, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 678, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 699 Labor & Public Employment on H.B. No. 4

The purpose of this measure is to require employers to provide a minimum amount of paid sick leave to employees that can be used to care for themselves or a family member who is ill or needs medical care.

The Hawaii State Commission on the Status of Women; Hawaii State Teachers Association; Hawaii Children's Action Network; International Longshore and Warehouse Union Local 142; Hawaii State AFL-CIO; Hawaii Women's Coalition; International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO; Democratic Party of Hawaii; LGBT Caucus of the Democratic Party of Hawaii; Hawaii Appleseed Center for Law and Economic Justice; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and numerous individuals testified in support of this measure. The Department of Human Resources Development, National Federation of Independent Business, Society for Human Resource Management – Hawaii Chapter, Maui Chamber of Commerce, Hawaii Lodging & Tourism Association, Ocean Tourism Coalition, Hawaii Crop Improvement Association, Hawaii Food Industry Association, General Contractors Association of Hawaii, The Hawaii Business League, Hawaii Credit Union League, Fair Wind Cruises, The Chamber of Commerce Hawaii, Hawaii Automobile Dealers Association, and one individual testified in opposition. The Department of Labor and Industrial Relations provided comments.

Your Committee recognizes that some employers in the private sector already provide generous sick leave to employees. Your Committee also recognizes that very small businesses may be ill-equipped to implement this chapter.

Your Committee has amended this measure to better address the population of employees who have the greatest need for time off, but are the least likely to take time off while preserving the prerogative of management to choose how to address affected employees.

Additionally, your Committee has amended this measure by:

- (1) Amending the definition of "family member";
- (2) Changing the qualifications, requirements, and procedures for the accrual of paid sick leave;
- (3) Allowing employers to decide the manner in which sick leave is provided;
- (4) Amending notice and posting requirements;
- (5) Deleting sections related to employer records and enforcement;
- (6) Exempting employers who:
 - (A) Adopt or retain a paid sick leave policy that provides greater paid sick leave than required by this measure;
 - (B) Pay employees an unspecified amount greater than the minimum wage; and
 - (C) Employ less than an unspecified number of employees;
- (7) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (8) Making technical, nonsubstantive amendments for clarity, consistency, and style.

For employers to be exempt from providing paid sick leave, employers may need to pay between \$3 to \$5 more than the minimum wage.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 4, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 4, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 700 Labor & Public Employment on H.B. No. 1179

The purpose of this measure is to improve the economics of building and operating rental housing in the State by:

- (1) Exempting certain affordable rental housing projects under the Hawaii Housing Finance and Development Corporation from general excise taxes if the project is constructed using labor union general contractors or subcontractors according to a collective bargaining agreement;
- (2) Allowing the terms of collective bargaining agreements and associated provisions to be deemed the prevailing wages and terms serving as the basis of compliance with Chapter 104, Hawaii Revised Statutes, for the construction of certain rental housing projects; and
- (3) Clarifying the minimum prevailing wage if it is not established through collective bargaining agreements and associated provisions.

The Department of Labor and Industrial Relations, Hawaii Housing Finance and Development Corporation, Hawaii Construction Alliance, Pacific Resource Partnership, and Rental Housing Advisory Committee testified in support of this measure. The Department of Taxation supported the intent of this measure. The Hawaii Community Development Authority, Tax Foundation of Hawaii, and General Contractors Association of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1179, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Holt).

SCRep. 701 Labor & Public Employment on H.B. No. 814

The purpose of this measure is to adopt the uniform laws on protecting the online accounts of employees and students from employers and educational institutions, respectively.

The Commission to Promote Uniform Legislation, University of Hawaii at Manoa Graduate Student Organization, and two individuals testified in support of this measure. The Department of the Attorney General supported the intent of this measure. The University of Hawaii and American Civil Liberties Union of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that the Attorney General may bring a civil action in district court against an employer or educational institution for a violation of this chapter;
- (2) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes the concerns raised by the American Civil Liberties Union of Hawaii and its preference for the Personal Online Account Privacy Act (POAPA). POAPA protects tenants and all students, regardless of education level, and enhances the requirements and protections for allegations of misconduct. Should the Committee on Judiciary deliberate on this measure further, your Committee respectfully requests that it consider these protections provided by POAPA.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 814, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 814, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Holt).

SCRep. 702 Consumer Protection & Commerce/Health on H.B. No. 235

The purpose of this measure is to increase the authorized benefit for acupuncture treatments allowed under personal injury protection benefits provided through motor vehicle insurance.

AcuPlan Hawaii; Iao Acupuncture and Spa, LLC; Mala Healing Arts, Maui Acupuncture; Molokai Acupuncture and Massage; Hawaii Oriental Medicine and Acupuncture Association; Institute of Clinical Acupuncture and Oriental Medicine; and numerous concerned individuals testified in support of this measure. The Department of Commerce and Consumer Affairs, Hawaii Insurers Council, GEICO, Property Casualty Insurers Association of America, and a concerned individual testified in opposition to this measure. State Farm Mutual Automobile Insurance Company provided comments.

Your Committees have amended this measure by:

- (1) Removing the ties for acupuncture treatment fees to the workers' compensation fee schedule and instead establishing a separate fee of no more than \$105.70 per visit for these treatments;
- (2) Deleting the automatic escalator provision that ties increases in payments for acupuncture treatments with annual increases to the Medicare economic index;
- (3) Capping the total benefit amount for acupuncture, chiropractic, and naturopathic treatments under personal injury protection benefits at \$2,250;
- (4) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Health that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 235, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 235, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Consumer Protection & Commerce: Ayes, 9. Noes, none. Excused, none.
Health: Ayes, 5. Noes, none. Excused, 2 (Har, Tupola).

SCRep. 703 Consumer Protection & Commerce on H.B. No. 1241

The purpose of this measure is to correct inconsistencies between Hawaii's mortgage originator and mortgage servicer laws by explicitly exempting nonprofit organizations and their employees already exempted from licensure and regulation as mortgage loan originators from regulation as mortgage loan servicers.

Hawaii Habitat for Humanity Association, Habitat for Humanity West Hawaii, Honolulu Habitat for Humanity, and a concerned individual testified in support of this measure. The Division of Financial Institutions of the Department of Commerce and Consumer Affairs testified in opposition to this measure.

Your Committee believes that the proposed blanket exemption for nonprofits from regulation as mortgage loan servicers may not be the best solution to address the concerns of these entities. To address the concerns raised by Habitat for Humanity, your Committee finds that a more prudent approach would be to reduce the licensing and renewal fees for these organizations to be licensed as mortgage servicers.

Your Committee has amended this measure by:

- (1) Deleting language explicitly exempting nonprofit organizations and their employees already exempted from licensure and regulation as mortgage loan originators from regulation as mortgage loan servicers;
- (2) Reducing mortgage servicer licensing and renewal fees for nonprofit organizations to an unspecified amount;
- (3) Requiring the Commissioner of Financial Institutions to conduct an analysis of Hawaii's mortgage servicing law, specifically with regard to its application to and impact on nonprofit organizations and report back to the Legislature;
- (4) Changing its effective date to July 1, 2112, to facilitate further discussion and inserting a sunset date of June 30, 2019; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1241, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1241, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 704 Consumer Protection & Commerce on H.B. No. 735

The purpose of this measure is to assist rental car companies in fully collecting from customers mandated government assessed vehicle fees. This measure also amends the formula upon which those fees are assessed.

The Department of Transportation, The Chamber of Commerce Hawaii, Avis Budget Group, Enterprise Holdings, Hertz Global, American Car Rental Association, and Hawaii Lodging & Tourism Association testified in support of this measure. The Office of Consumer Protection of the Department of Commerce and Consumer Affairs testified in opposition to this measure.

Your Committee has amended this measure by:

- (1) Inserting a repeal date of June 30, 2018;
- (2) Requiring the Department of Business, Economic Development, and Tourism to submit to the Legislature a preliminary and final report on the impacts of the collection of government assessed vehicle fees including the impact on tourism, local business, rental car companies, and residents;
- (3) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 735, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 735, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Say). Noes, none. Excused, 1 (Aquino).

SCRep. 705 Consumer Protection & Commerce on H.B. No. 347

The purpose of this measure is to clarify Hawaii's employment security law particularly with regard to how the Department of Labor and Industrial Relations (Department) determines whether an individual is an independent contractor.

Specifically, this measure:

- (1) Specifies twenty factors to be used as guidelines for the Department's determination of whether an individual is an independent contractor;
- (2) Requires the Director of Labor and Industrial Relations (Director) to submit a report to the Legislature prior to the convening of the Regular Session of 2018 on the guidelines developed by the Unemployment Insurance Coverage Committee to assist auditors during investigations; and
- (3) Requires the Director to submit an annual report to the Legislature regarding independent contractor and covered employment determinations.

The Maui Chamber of Commerce, Envisions Entertainment & Productions, Inc., Manutea Nui E LLC, and several concerned individuals testified in support of this measure. The Hawaii State AFL-CIO, International Longshore and Warehouse Union Local 142, Screen Actors Guild-American Federation of Television and Radio Artists Hawaii Local, International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artists and Allied Crafts Local 665, American Federation of Musicians Local 677, and Hawaii Teamsters and Allied Workers Local 996 testified in opposition to this measure. The Department of Labor and Industrial Relations provided comments.

Under current law, the Department determines whether an individual is considered an independent contractor or an employee of a business using certain criteria. Depending on the determination rendered by the Department, a business or independent contractor may be subject to Hawaii's employment security law. However, your Committee notes that there have been numerous complaints from both businesses and independent contractors that the Department often misclassifies individuals as employees rather than independent contractors, particularly in the events and entertainment industries, and that clarification of Hawaii's employment security law is necessary.

Your Committee finds that proponents of this measure suggested that simply requiring the Department to find a preponderance of the specific twenty-point test to determine an individual's status as an independent contractor would allow for a more consistent and clear application of Hawaii's employment security law. Accordingly, your Committee has amended this measure by:

- (1) Requiring rather than allowing the Department to use twenty specified factors for the Department's determination, provided that a preponderance of those factors are met; and
- (2) Aligning the twenty specified factors with the twenty factors currently being used as guidelines and set forth in the rules adopted by the Department.

Technical, nonsubstantive amendments were also made for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 347, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 347, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 706 Consumer Protection & Commerce on H.B. No. 206

The purpose of this measure is to apply a surcharge for advanced 911 services on prepaid wireless telecommunications service in a manner equivalent to the enhanced 911 surcharge applicable to other cellular and telephone services.

The Department of Accounting and General Services, State Fire Council, Enhanced 911 Board, Office of Enterprise Technology Services, Maui Police Department, Hawaii Police Department, Honolulu Police Department, Kauai Police Department, and Kauai Fire Department testified in support of this measure. The Retail Merchants of Hawaii testified in opposition to this measure. The Tax Foundation of Hawaii and a concerned individual provided comments.

Your Committee has amended this measure by:

- (1) Requiring the Enhanced 911 Board to submit a report to the Legislature twenty days prior to the convening of the Regular Session of 2019 on the prepaid telecommunications wireless E911 surcharge, including its impacts on purchasers of prepaid telecommunications wireless service and businesses selling the service;
- (2) Changing its effective date to July 1, 2112, and inserting a repeal date of June 30, 2022; and
- (3) Making technical, nonsubstantive changes for clarity, consistency, and style.

Should your Committee on Finance consider this measure further, your Committee on Consumer Protection and Commerce respectfully requests that consideration be given to reducing the enhanced 911 surcharge applicable to cellular and telephone services to be equivalent to the prepaid wireless E911 surcharge contained in this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 206, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 206, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Yamane).

SCRep. 707 Consumer Protection & Commerce on H.B. No. 398

The purpose of this measure is to assist the State in collecting revenues and improve the fairness of Hawaii's use tax law by requiring retailers and vendors that are located outside of the State and do not pay or collect general excise tax or use tax to:

- (1) Send a notice to a purchaser informing them that they may be subject to Hawaii's use tax;
- (2) Include the date, category, and amount of the purchase if available, on the notice; and

- (3) File an annual statement showing the total amount paid for purchases during the preceding calendar year or any portion thereof for each purchaser to the Department of Taxation by March 1 of each year.

The Chamber of Commerce Hawaii, Retail Merchants of Hawaii, Hawaii Association of Public Accountants, and a concerned individual testified in support of this measure. Ho'omana Pono, LLC. and two individuals testified in opposition to this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments.

Your Committee finds that in addition to use taxes imposed on individuals purchasing items for use in the State, a general excise tax (GET) is levied on Hawaii businesses. A GET is a tax levied on a business's gross receipts for the privilege of doing business in Hawaii. Under current law, businesses without a physical presence in Hawaii that conduct operations online are not subject to the GET, providing an unfair advantage to internet-based retailers and vendors. As such, your Committee finds that application of the GET to all businesses operating in the State, regardless of physical presence is fair and reasonable.

Your Committee has amended this measure by:

- (1) Subjecting only retailers or vendors with sales equal to or in excess of \$100,000 to the notification and reporting requirements;
- (2) Stipulating that the required notification only be provided to individuals with purchases of \$500 or more annually, only contain information regarding the date and amount of each purchase;
- (3) Exempting retailers and vendors who voluntarily collect and pay the use tax to the Department of Taxation from the notification and reporting requirements;
- (4) Prohibiting the Department of Taxation from assessing a fine, charging interest, or in any other way penalizing an individual who has received a notification of responsibility to pay the tax from a retailer or vendor. Such an individual shall be required to pay only the amount of use tax owed;
- (5) Including language stipulating that, regardless of physical presence, a person is engaged in business in this State if gross receipts of \$100,000 or more are attributable to this State and the person has a computer server physically present in this State that is used for gain or economic benefit;
- (6) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (7) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 398, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 398, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Fukumoto). Noes, none. Excused, none.

SCRep. 708 Consumer Protection & Commerce on H.B. No. 1028

The purpose of this measure is to improve the regulation of charitable organizations and their activities in Hawaii by:

- (1) Requiring disclosure statements on collection boxes where the public is allowed to donate personal property;
- (2) Clarifying the scope of the Attorney General's authority over the protection of charitable assets; and
- (3) Making numerous technical amendments to laws regarding charitable organizations including initial registration, deactivation of registration, filing of financial reports, filing of annual reports, and approved accrediting organizations.

The Department of the Attorney General, Hawaii Alliance of Nonprofit Organizations, and a concerned individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to upon approval; provided that compliance shall not be required until January 1, 2018; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1028, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1028, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 709 Consumer Protection & Commerce on H.B. No. 50

The purpose of this measure is to establish within the Department of Commerce and Consumer Affairs an Appraisal Management Company Registration Program to ensure that appraisal management companies in Hawaii conform to minimum regulatory standards under federal law.

The Hawaii Association of Realtors, Hawaii Financial Services Association, Real Estate Valuation Advocacy Association, Mortgage Bankers Association of Hawaii, and a concerned individual testified in support of this measure. The Hawaii Credit Union League and Hawaii Bankers Association testified in support of the intent of this measure. The Division of Financial Institutions, Division of Professional and Vocational Licensing, and the Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs provided comments.

Your Committee has amended this measure by, among other things:

- (1) Expanding the definitions of "appraisal management service", "appraisal review", "dwelling", and "Uniform Standards of Professional Appraisal Practice" to strengthen and clarify consumer protections;
- (2) Correcting various references to federal statutes;
- (3) Deleting language authorizing the Director of Commerce and Consumer Affairs (Director) to appoint members to an advisory committee;
- (4) Clarifying persons exempt from registration requirements applicable to appraisal management companies;
- (5) Establishing penalties and fines for violations of registration requirements or violations involving misrepresentation, including civil remedies for injunction and damages;
- (6) Expressly stating that an appraisal management company is required to verify that an appraiser receiving an assignment meets the competency rule of the Uniform Standards of Professional Appraisal Practice;
- (7) Establishing prohibitions on acts or practices that violate appraiser independence;
- (8) Clarifying that the Director has the authority to take disciplinary actions for certain additional violations;
- (9) Establishing specific application, registration, and CRF fees, as well as a special assessment fee;
- (10) Establishing federal registry requirements;
- (11) Allowing the Department of Commerce and Consumer Affairs to conduct criminal history record checks on certain individuals with connections to appraisal management companies;
- (12) Repealing the requirements for the appraisal management company on June 30, 2023;
- (13) Appropriating out of the Compliance Resolution Fund for the implementation of the appraisal management company registration program;
- (14) Inserting a savings clause; and
- (15) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 50, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 50, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Yamane).

SCRep. 710 Consumer Protection & Commerce on H.B. No. 917

The purpose of this measure is to ensure that Hawaii's mutual benefit societies maintain a minimum net worth reflective of actual risk by stipulating that the calculation of a mutual benefit society's net worth be made using annual net premium revenues and net health care expenditures.

The Reinsurance Association of America and Hawaii Medical Assurance Association testified in support of this measure. The Department of Commerce and Consumer Affairs testified in opposition to this measure.

Your Committee notes that reinsurance is insurance purchased by insurance companies to guard against insolvency, particularly in instances of catastrophic loss. However, your Committee also notes the concerns raised by the Insurance Commissioner that a mutual benefit society that uses a reinsurer is ultimately responsible for all liabilities should a reinsurer fail. Accordingly, your Committee finds that allowing the net annual health care expenditures to be reduced when the reinsurer has an appropriate rating, and is approved by the Insurance Commissioner, is a more prudent approach.

Your Committee has amended this measure by:

- (1) Allowing net annual health care expenditures of a mutual benefit society to be reduced by the amount ceded to reinsurers if the reinsurer is approved by the Insurance Commissioner; and

- (2) Changing its effective date to July 1, 2112, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 917, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 917, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 711 Consumer Protection & Commerce on H.B. No. 190

The purpose of this measure is to enable qualifying students of private flight schools to participate in federal student loan programs.

Mauna Loa Helicopters testified in support of this measure. The Department of Education testified in opposition to this measure.

The Title IV Federal Student Loan Program (Title IV Program) allows individuals to apply for federal student aid for post-secondary education. Under state law, flight schools in Hawaii are exempt from needing authorization to operate as a private trade, vocational, or technical school because these schools are overseen and highly regulated by the Federal Aviation Administration (FAA). However, your Committee finds that under new federal legislation, flight schools must be authorized to operate by the State in which they are located to remain eligible to participate in the Title IV Program. This has created an urgent situation for flight schools in Hawaii.

While your Committee believes that the Department of Education should continue to regulate private trade, vocational, or technical schools, the urgent situation created by the enactment of new federal laws warrants immediate action with regard to flight schools. Your Committee finds that the situation facing flight schools is unique. Furthermore, the very limited number of flight schools operating in Hawaii, each of which are highly regulated by the FAA and national accrediting agencies, would have minimal impact on any department authorizing or regulating flight schools. Accordingly, your Committee finds that placing the regulation and authorization of flight schools within the Department of Commerce and Consumer Affairs is appropriate at this time.

Your Committee has amended this measure by:

- (1) Requiring authorization and regulation of flight schools to be carried out by the Department of Commerce and Consumer Affairs rather than the Department of Education;
- (2) Inserting additional criteria that a flight school must meet to be considered for regulation and authorization;
- (3) Specifying that the Department of Commerce and Consumer Affairs shall not be required to receive, arbitrate, investigate, and process complaints regarding flight schools; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 190, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 190, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Yamane).

SCRep. 712 Consumer Protection & Commerce on H.B. No. 1019

The purpose of this measure is to assist the Comptroller in procuring insurance coverage for the State by allowing insurers procured by the Comptroller to be exempt from certain provisions of the Insurance Code.

The Department of Accounting and General Services testified in support of this measure. The Department of Commerce and Consumer Affairs provided comments.

Your Committee has amended this measure by:

- (1) Deleting the provision allowing insurers procured by the Comptroller to be exempt from certain provisions of the Insurance Code and instead stipulating that a broker submitting a proposal in response to a fixed fee solicitation by the Comptroller and the broker's performance of the activities in accordance with the proposal submitted does not violate sections 431:10-218, 431:13-101, and 431:13-103, Hawaii Revised Statutes;
- (2) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1019, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1019, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Yamane).

SCRep. 713 Consumer Protection & Commerce on H.B. No. 406

The purpose of this measure is to ensure that members of a board of directors of a residential project or association of twenty or more residential dwelling units receive ethics training by requiring these members to take and satisfactorily complete an online ethics course offered through the Real Estate Commission. This measure also requires condominium bylaws to contain an explanation of this educational requirement.

Hui'Oia'i'o and several concerned individuals testified in support of this measure. The Hawaii Real Estate Commission, Associa, and two concerned individuals testified in opposition to this measure.

At the public hearing on this measure, the Real Estate Commission raised concern regarding the additional burden the mandatory ethics training requirement would place on board members, all of whom are volunteers. Recruiting volunteers to serve on the boards is difficult and this mandatory requirement will likely exacerbate that situation. Accordingly, your Committee finds that making the ethics training optional is a more prudent approach.

Your Committee has amended this measure by:

- (1) Changing the course from an ethics training course to a board member educational training course and making the course optional rather than mandatory;
- (2) Specifying that the Real Estate Commission shall procure the training course rather than establish the course;
- (3) Specifying that the course will be focused on condominium laws;
- (4) Requiring the Real Estate Commission to promote the board member educational training course to resident managers or managing agents;
- (5) Deleting the requirement that condominium bylaws contain an explanation of the ethics training course requirement for members of a board of directors;
- (6) Establishing one full time equivalent condominium specialist position within the Department of Commerce and Consumer Affairs to assist the Real Estate Commission in providing assistance to individuals seeking information on Hawaii's condominium law and appropriating an unspecified amount of funds for this position;
- (7) Appropriating moneys from the Condominium Education Trust Fund for reimbursement of services of a third party provider procured to administer the condominium board member training course;
- (8) Requiring the Real Estate Commission to submit a report to the Legislature 20 days prior to the convening of the Regular Session of 2018 that analyzes the condominium education hotline established by the Commission, including all relevant statistics on its efficacy, such as the amount of calls the hotline receives, how many issues are resolved, and feedback from actual callers, as well as any other information on the effectiveness of the hotline;
- (9) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (10) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee also respectfully requests the Committee on Finance to consider appropriating \$30,000 from the Condominium Education Trust Fund for reimbursement for services of a third party provider procured to administer the ethics training course and examination.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 406, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 406, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Aquino).

SCRep. 714 Agriculture/Energy & Environmental Protection on H.B. No. 1282

The purpose of this measure is to protect Hawaii's public health, agricultural economy, and fragile ecosystem by:

- (1) Prohibiting the application of glyphosate herbicides and neonicotinoid insecticides on any public land owned or maintained by the State without a license or permit issued by the State or federal government;
- (2) Allowing counties to adopt stricter prohibitions on the use of glyphosate herbicides and neonicotinoid insecticides; and
- (3) Stipulating that, where a conflict exists between State law and county ordinance or rule, the stricter prohibition shall apply.

The League of Women Voters of Hawaii, Hawaii Nurses Association, OPEIU Local 50, GMO Free Maui, Hawaii Alliance for Progressive Action, Democratic Party of Hawaii, Hawaii Farmers Union United, Progressive Democrats of Hawaii, Hawaii Center for Food Safety, GMO Free Kauai, We Are One, Inc., and numerous individuals testified in support of this measure. The Department of Agriculture, Maui County Farm Bureau, PonoHolo Ranch Limited, Hawaii Crop Improvement Association, Western Plant Health Association, Hawaii Pest Control Association, Monsanto Hawaii, Island Princess Macadamia Nut Company, Croplife America, The Chamber of Commerce Hawaii, Hawaii Cattlemen's Council, Hawaii Farmers & Ranchers United, and several concerned individuals testified in opposition to this measure.

Your Committees have amended this measure by:

- (1) Changing its effective date to July 31, 2150, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Agriculture and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1282, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1282, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chairs on behalf of the Committees.

Agriculture: Ayes, 7; Ayes with Reservations (DeCoite, Takayama). Noes, none. Excused, none.

Energy & Environmental Protection: Ayes, 9; Ayes with Reservations (Ichiyama, Kong). Noes, none. Excused, none.

SCRep. 715 Education on H.B. No. 498

The purpose of this measure is to strengthen early learning in Hawaii by:

- (1) Broadening the scope of the early learning program to include early childhood development;
- (2) Adjusting the thresholds at which children are considered "at-risk" or "underserved";
- (3) Expanding the role of the renamed Early Learning Board beyond simply an advisory capacity and amending the powers of certain members of the Board; and
- (4) Authorizing the Early Learning Board to appoint and annually evaluate the Director of the Executive Office on Early Learning.

The Executive Office on Early Learning, State Public Charter School Commission, Early Learning Advisory Board, Early Childhood Action Strategy, Hawaii Children's Action Network, Kamehameha Schools, and three concerned individuals supported this measure. The Department of Human Services supported the intent of the measure. A concerned individual submitted comments.

Your Committee has amended this measure by:

- (1) Making further adjustments to the thresholds at which children are considered "at-risk" or "underserved";
- (2) Requiring the Director of the Executive Office on Early Learning to have taken major coursework in early childhood education and child development and preferably hold an academic degree in the field of early childhood education and child development;
- (3) Modifying the membership of the Early Learning Board and making conforming amendments;
- (4) Specifying that priority for the Executive Office on Early Learning Public Prekindergarten Program will be extended to four-year-old children who are underserved or at-risk and whose family income is at or below 250 percent of the federal poverty level;
- (5) Changing its effective date to July 1, 2051, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 498, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 498, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Matsumoto).

SCRep. 716 Education on H.B. No. 499

The purpose of this measure is to extend priority for the Preschool Open Doors Program exclusively to four-year-old children who are underserved or at-risk.

The State Public Charter School Commission, Executive Office on Early Learning, Hawaii Children's Action Network, and Kamehameha Schools supported this measure. The Department of Human Services supported the intent of the measure. Parents for Public Schools of Hawaii opposed the measure. Parents and Children Together submitted comments.

Your Committee has amended this measure by:

- (1) Specifying that priority for the Preschool Open Doors Program will be extended to four-year-old children who are underserved or at-risk and whose family income is at or below 250 percent of the federal poverty level; and
- (2) Changing its effective date to July 1, 2051, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 499, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 499, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Matsumoto).

SCRep. 717 Education on H.B. No. 500

The purpose of this measure is to strengthen early learning in Hawaii by:

- (1) Requiring the Executive Office on Early Learning to enter into a memorandum of understanding with the State Public Charter School Commission to administer the charter school prekindergarten classrooms; and
- (2) Appropriating \$2,900,000 for each year of fiscal biennium 2017-2019 to be allocated in the following manner:
 - (A) \$1,386,567 to hire 18 teachers and 18 educational assistants for 18 charter school prekindergarten classrooms and to provide substitutes for 10 professional-development days for teachers and educational assistants;
 - (B) \$773,433 for leadership professional development to build charter school administrators' understanding of high-quality early-childhood practices, supplies, school overhead, and facility-maintenance expenses to meet the group child care licensing requirements of the Department of Human Services; and
 - (C) \$740,000, for the administration and management of the charter school prekindergarten classrooms by the Executive Office on Early Learning in partnership with the State Public Charter School Commission.

The State Public Charter School Commission, Executive Office on Early Learning, Office of Hawaiian Affairs, Kamaile Academy Public Conversion Charter School, Kualapuu Public Conversion Charter School, Ke Kula o Samuel M. Kamakau Laboratory Public Charter School, Ke Kula O Nawahiokalani'opuu Iki Laboratory Public Charter School, Early Learning Advisory Board, Hawaii Public Charter Schools Network, Hawaii's Early Childhood Action Strategy, Hawaii Children's Action Network, Hawaii State Teachers Association, Education Caucus of the Democratic Party of Hawaii, Kamehameha Schools, Hookakoo Corporation, and many concerned individuals supported this measure. The Department of the Attorney General submitted comments.

Your Committee has amended this measure by:

- (1) Authorizing the Executive Office on Early Learning and State Public Charter School Commission to enter into a memorandum of understanding to administer the charter school prekindergarten classrooms, rather than requiring them to do so;
- (2) Making all of the appropriations in unspecified sums;
- (3) Changing its effective date to July 1, 2051, to encourage further discussion;
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance choose to deliberate further on this measure, your Committee respectfully requests that it re-insert the original appropriation amounts.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 500, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 500, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Matsumoto).

SCRep. 718 Education on H.B. No. 672

The purpose of this measure is to support the Department of Education's strategic efforts to address students' physical, mental, and social-emotional health through school programs and partnerships that support health and well-being by expanding the Department's Hawaii Keiki: Healthy and Ready to Learn Program to all 15 school complex areas statewide and adding preventative oral health education services to the Program.

The Department of Education; State Public Charter School Commission; University of Hawaii at Manoa School of Nursing and Dental Hygiene; Executive Office on Early Learning; American Diabetes Association; Healthcare Association of Hawaii; Hawaii Public Health Institute; Hawaii State Center for Nursing; Hawaii Pacific Health; Hawaii Medical Service Association; Kapiolani Child Protection Center; IMUAlliance; Kokua Kalihi Valley Comprehensive Family Services; American Organization of Nurse Executives; Prime Care Services Hawaii, Incorporated; and numerous concerned individuals supported this measure. The American Academy of Pediatrics – Hawaii Chapter supported the intent of the measure. The Department of Health and Department of Budget and Finance submitted comments.

Your Committee has amended this measure by:

- (1) Including other health-care educators, including the University of Hawaii at Manoa School of Nursing and Dental Hygiene; providers; and other health-care and education stakeholders as entities with which the Department of Education must collaborate to increase access to and reimbursement for school-based wellness and health services;

- (2) Specifying that the Hawaii Keiki: Healthy and Ready to Learn Special Fund will be administered by the Department of Education;
- (3) Modifying the manner by which and reasons for which moneys in the Hawaii Keiki: Healthy and Ready to Learn Special Fund can be expended; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 672, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 672, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Matsumoto).

SCRep. 719 Education on H.B. No. 884

The purpose of this measure is to exempt affordable housing units, additions to existing dwelling units, accessory dwelling units, and ohana dwelling units from school impact fee requirements.

Hawaii Public Housing Authority, Office of Planning, Department of Planning and Permitting for the City and County of Honolulu, and Hawaii Association of Realtors testified in support of the measure. The Hawaii Housing Finance and Development Corporation, Pacific Resource Partnership and Hawaii Construction Alliance testified in support of the intent of the measure. The Department of Education and Building Industry Association of Hawaii testified in opposition to the measure. IMUAlliance commented on the measure.

Your Committee has amended this measure by:

- (1) Specifying that affordable housing projects qualifying for general excise tax exemptions are also exempted from school impact fees; and
- (2) Changing the effective date to July 1, 2051.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 884, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 884, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Matsumoto).

SCRep. 720 Education on H.B. No. 957

The purpose of this measure is to expedite the cooling of public school classrooms by:

- (1) Providing that moneys in the Hawaii Green Infrastructure Special Fund may be used for loans to subsidize installation costs for air conditioning, energy-efficient lighting, and other energy-efficiency measures related to heat abatement; and
- (2) Making related appropriations.

The Department of Education, Hawaii Green Infrastructure Authority, Hawaii State Teachers Association, IMUAlliance, and a concerned individual supported this measure. The Public Utilities Commission submitted comments.

During the public hearing, your Committee was informed of amendments proposed by the Hawaii Green Infrastructure Authority and respectfully requests that your Committee on Finance consider those proposed amendments, should it choose to deliberate further on this measure. Similarly, your Committee has concerns about the long-term financial implications of this measure and requests that your Committee on Finance examine those issues, as well.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 957, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Ohno, Onishi). Noes, none. Excused, 1 (Matsumoto).

SCRep. 721 Education on H.B. No. 1092

The purpose of this measure is to promote innovation in public education by establishing the Public School Innovation Grants Program, through which the Board of Education can award grants to support school-level innovation.

The Office of the Governor, Governor's Every Student Succeeds Act Team, Board of Education, Executive Office on Early Learning, and several concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Eliminating the proposed use of a portion of carryover funds under section 37-41.5(a), Hawaii Revised Statutes, as a source of funding for the Public School Innovation Grants Special Fund;
- (2) Making the appropriations in unspecified sums;
- (3) Changing its effective date to July 1, 2051; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee has grave reservations about this measure, including the lack of detail regarding the Public School Innovation Grants Program and the lack of a definition for the term "innovation". Your Committee also questions whether the Board of Education is really the proper entity to administer the Grants Program and to disburse grant awards.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1092, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1092, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Har, Ing, Ohno, Onishi, Takumi, Woodson). Noes, none. Excused, 1 (Matsumoto).

SCRep. 722 Health on H.B. No. 263

The purpose of this measure is to impose the state Use Tax on gross proceeds or gross income derived from sales of medical marijuana and manufactured marijuana products at licensed medical marijuana dispensaries.

Your Committee received testimony in support of this measure from an individual. Your Committee received testimony in opposition to this measure from Cure Oahu, Patients Without Time, Hawaii Educational Association for Licensed Therapeutic Healthcare, and two individuals. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee has amended this measure by:

- (1) Inserting new language that provides for the deposit of an unspecified percentage of general excise tax revenues received from licensed medical marijuana dispensaries into the Medical Marijuana Registry and Regulation Special Fund to be used for health and public health purposes;
- (2) Inserting new language to authorize and regulate the sale of edible cannabis products at licensed medical marijuana dispensaries;
- (3) Making parts I and III effective on July 1, 2090, and making part II effective on July 1, 2019; and
- (4) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 263, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 263, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5; Ayes with Reservations (Kobayashi, Oshiro). Noes, 1 (Tupola). Excused, 1 (Har).

SCRep. 723 Higher Education on H.B. No. 427

The purpose of this measure is to preserve the quality of Hawaii's night sky by establishing a Dark Night Skies Protection Advisory Committee (Advisory Committee) to assist the Department of Business, Economic Development, and Tourism in the development of a statewide dark night skies protection strategy.

University of Hawaii, Department of Business, Economic Development, and Tourism, Department of Land and Natural Resources, and two concerned individuals supported this measure. The County of Hawaii Office of the Mayor, Department of Transportation, Office of Hawaiian Affairs, and a concerned individual offered comments.

Your Committee has amended this measure by:

- (1) Adding one member of the Land Use Commission, selected by the chairperson of the commission, to the Advisory Committee;
- (2) Amending the effective date to July 1, 2050, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 427, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 427, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Ohno).

SCRep. 724 Finance on H.B. No. 783

The purpose of this measure is to establish and appropriate funds for a two-year Agricultural Theft and Vandalism Pilot Project to examine the effectiveness of prosecuting agricultural theft and agricultural vandalism in the County of Hawaii.

The Office of the Prosecuting Attorney of the County of Hawaii, Council Member representing District 3 of the Hawaii County Council, Hawaii Farm Bureau, Hawaii Crop Improvement Association, Hawaii Cattlemen's Council, Inc., Ulupono Initiative, and Ponoholo Ranch Limited supported this measure. The Department of Agriculture offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 783, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 725 Finance on H.B. No. 193

The purpose of this measure is to assist families in Hawaii by amending the state law regarding attachment or execution for real and personal property.

Among other things, this measure:

- (1) Changes the threshold amounts to qualify for attachment or execution exemptions as follows:
 - (A) Real property that is owned by an individual from a fair market value not exceeding \$30,000 to a fair market value not exceeding \$275,000;
 - (B) Various items of personal property to an aggregate cash value not exceeding \$5,000; and
 - (C) One motor vehicle up to the fair market value of \$15,000;
- (2) Specifies that exemptions from attachment or execution do not apply to individuals who are delinquent in the payment of income taxes, real property taxes, or a mortgage; and
- (3) Exempts from the attachment of execution on personal property, one month of child support and spousal support.

The Democratic Party of Hawaii, Hui 'Oia'i'o, and several individuals testified in support of this measure. The Hawaii Bankers Association, Guardian Capital Management Hawaii LLC, Hawaii Financial Services Association, and Hawaii Credit Union League testified in opposition of this measure. The Department of Taxation, Department of the Attorney General, and Collection Law Section of the Hawaii State Bar Association provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 193, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Luke, Tokioka).

SCRep. 726 Finance on H.B. No. 1262

The purpose of this measure is to allow travel agencies operating as charter tour operators to maintain statutorily required client trust accounts outside the State; provided that the charter tour operator files a written irrevocable agreement and authorization allowing the Department of Commerce and Consumer Affairs to examine and obtain copies of all business records related to the client trust account.

Vacations Hawaii testified in support of this measure. The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs testified in opposition to this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1262, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Luke, Tokioka).

SCRep. 727 Finance on H.B. No. 478

The purpose of this measure is to appropriate funds for:

- (1) A full-time agricultural management position and equipment for the Kulani Correctional Facility agriculture operation; and

- (2) A full-time agricultural management position for the Waiawa Correctional Facility agriculture operation.

The Department of Public Safety, Office of the Mayor of the County of Hawaii, Community Alliance on Prisons, Hawaii Chapter of the Young Progressives Demanding Action, and a concerned individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 478, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 728 Finance on H.B. No. 1417

The purpose of this measure is to require the Hawaii Emergency Management Agency to develop a post-disaster fresh drinking water security plan.

Hawaii Emergency Management Agency offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1417, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 729 Finance on H.B. No. 77

The purpose of this measure is to direct the Legislative Reference Bureau to conduct a study relating to the establishment of a centralized hearings agency in the executive branch to independently adjudicate agency administrative hearings and to report back to the Legislature prior to the convening of the 2018 legislative session.

The Hawai'i Civil Rights Commission testified in opposition to this measure. The Legislative Reference Bureau and the Office of Administrative Hearings of the Department of Commerce and Consumer Affairs provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 77, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 730 Finance on H.B. No. 457

The purpose of this measure is to help nonviolent offenders who face drug abuse and mental health challenges by establishing the Community Court Outreach Project with the coordinated efforts of the Judiciary, Prosecuting Attorney of the City and County of Honolulu, and Public Defender in the City and County of Honolulu and appropriating funds to the Judiciary for the purposes of the Project.

The Judiciary, Governor's Coordinator on Homelessness, Department of the Prosecuting Attorney of the City and County of Honolulu, The Drug Policy Forum of Hawaii, Community Alliance on Prisons, and a concerned individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 457, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 731 Finance on H.B. No. 1022

The purpose of this measure is to appropriate funds to satisfy claims against the State, its officers, or its employees, including claims for legislative relief, judgments against the State, settlements, and miscellaneous claims.

The Department of the Attorney General provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1022, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 732 Finance on H.B. No. 1031

The purpose of this measure is to enable compliance with Internal Revenue Service requirements and ensure the security of federal tax information by authorizing the Department of Taxation, Department of Human Services, Department of Labor and Industrial Relations, and Child Support Enforcement Agency to perform criminal history record checks on current and prospective employees and contractors who can access federal tax information.

The Department of Taxation, Department of the Attorney General, Department of Labor and Industrial Relations, and Department of Human Services testified in support of this measure. The Mayor of the County of Hawaii commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1031, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 733 Finance on H.B. No. 1401

The purpose of this measure is to reduce the logistical issues related to conducting elections at polling places by:

- (1) Requiring all elections statewide to be conducted by mail beginning with the 2020 primary election;
- (2) Providing places for personal delivery of mail-in ballots during the postal "service gap" period in the final week before an election;
- (3) Establishing a limited number of voter service centers that would remain open on the day of an election; and
- (4) Appropriating funds for the program.

The Office of Elections; Office of Hawaiian Affairs; Office of the County Clerk, County of Kauai; Office of the County Clerk, County of Maui; Office of the County Clerk, County of Hawaii; Americans for Democratic Action; League of Women Voters; Common Cause Hawaii; and three individuals testified in support of this measure. Two individuals opposed this measure. The Office of the City Clerk commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1401, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16; Ayes with Reservations (Tupola, Ward). Noes, none. Excused, 1 (Choy).

SCRep. 734 Finance on H.B. No. 1518

The purpose of this measure is to:

- (1) Establish a process for a public agency to request that the Office of Information Practices declare an individual to be a vexatious public records requestor if that person has established a clear pattern of conduct that amounts to an abuse of the process established by the Uniform Information Practices Act; and
- (2) Restrict that individual's rights under the Uniform Information Practices Act for no longer than two years.

The Department of Business, Economic Development and Tourism, Department of Health, and University of Hawaii supported this measure. The Civil Beat Law Center for the Public Interest opposed this measure. The Office of Information Practices and Hawaii Health Systems Corporation provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1518, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 735 Finance on H.B. No. 1182

The purpose of this measure is to require the Employees' Retirement System (ERS) actuary to conduct an annual stress test of the System and, through the ERS Board of Trustees, to submit an annual report of the test to the Legislature.

The Pew Charitable Trusts supported this measure. ERS and University of Hawaii Professional Assembly offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1182, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Choy, Tokioka, Tupola).

SCRep. 736 Finance on H.B. No. 1382

The purpose of this measure is to assist small business in the state procurement process by establishing and appropriating funds for a temporary small business assistance initiative, which would include the completion of the state small business database, small business advisory group, small business office, and small business procurement coordinator position within the State Procurement Office.

The State Procurement Office; Department of Transportation, Small Business Regulatory Review Board; RMA Sales; Chamber of Commerce Hawaii; Holomua Consulting Group, LLC; and one concerned individual supported this measure. The Department of Defense and American Council of Engineering Companies of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1382, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (Choy, Tokioka, Tupola).

SCRep. 737 Finance on H.B. No. 76

The purpose of this measure is to provide an additional option for employees who may be affected by the privatization of Hawaii Health Systems Corporation's Maui Regional facilities. In addition to the choices of severance and special retirement, this measure provides affected employees with the option of electing to remain in their position until the expiration of their applicable collective bargaining agreement.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure. The Employees' Retirement System testified in opposition. The Hawaii Health Systems Corporation and United Public Workers, AFSCME, Local 646, AFL-CIO provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 76, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Kobayashi). Noes, none. Excused, 3 (Choy, Tokioka, Tupola).

SCRep. 738 Finance on H.B. No. 110

The purpose of this measure is to fund Hawaii Employer-Union Health Benefits Trust Fund costs and other cost adjustments for officers and employees of specified legislative agencies who are excluded from collective bargaining.

The Hawaii State Ethics Commission and Office of the Ombudsman supported this measure. The Legislative Reference Bureau provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 110, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (Choy, Tokioka, Tupola).

SCRep. 739 Finance on H.B. No. 213

The purpose of this measure is to:

- (1) Permit an employee to take family leave in order to care for the employee's sibling with a serious health condition or upon the death of an employee's child, spouse, reciprocal beneficiary, sibling, or parent; and
- (2) Specify notice and certification requirements.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, Hawaii State Teachers Association, United Public Workers, AFSCME, Local 646, AFL-CIO, International Longshore and Warehouse Union Local 142, University of Hawaii Professional Assembly, and one concerned individual supported this measure. The Society for Human Resource Management and Hawaii Food Industry Association opposed this measure. The Department of Labor and Industrial Relations, Hawaii State Commission on the Status of Women, Hawaii State Democratic Women's Caucus, and Hawaii Children's Action Network offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 213, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (Choy, Tokioka, Tupola).

SCRep. 740 Finance on H.B. No. 233

The purpose of this measure is to remove the option of choosing between a voluntary severance benefit or special retirement benefit established by Act 1, Special Session Laws of Hawaii 2016, by offering Hawaii Health Systems Corporation employees facing position abolishment, reduction-in-force, or workforce restructuring the choice of receiving a voluntary severance benefit and a special retirement benefit or exercising a reduction-in-force right.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO and United Public Workers, AFSCME, Local 646, AFL-CIO testified in support of this measure. The Department of Human Resources Development, Employees' Retirement System, and Hawaii Health Systems Corporation provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 233, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 13. Noes, 1 (Ward). Excused, 3 (Choy, Tokioka, Tupola).

SCRep. 741 Finance on H.B. No. 234

The purpose of this measure is to repeal the option of voluntary severance benefits offered to Hawaii Health Systems Corporation employees facing position abolishment, reduction-in-force, or workforce restructuring under Act 1, Special Session Laws of Hawaii 2016, as codified.

The United Public Workers, AFSCME, Local 646, AFL-CIO and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO supported this measure. The Employees' Retirement System Board of Trustees, Department of Human Resources Development, and Hawaii Health Systems Corporation provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 234, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14; Ayes with Reservations (Ward). Noes, none. Excused, 3 (Choy, Tokioka, Tupola).

SCRep. 742 Finance on H.B. No. 377

The purpose of this measure is to ensure that workers' compensation coverage is provided to employees of construction contractors by requiring that county building permit applicants and their subcontractors certify to the applicable county permitting agency that they carry workers' compensation coverage or acceptable self-insurance or are exempt from coverage. This measure also requires the Director of Labor and Industrial Relations to verify the information submitted to county agencies.

The Hawai'i Construction Alliance, Pacific Resource Partnership, and Hawaii Regional Council of Carpenters supported this measure. The Office of the Mayor of the County of Hawaii opposed this measure. The Department of Labor and Industrial Relations, Subcontractors Association of Hawaii, and General Contractors Association of Hawaii offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 377, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Choy, Tokioka, Tupola).

SCRep. 743 Finance on H.B. No. 573

The purpose of this measure is to enhance fairness in the procurement process by prohibiting bid shopping and bid peddling for the competitive sealed bid process.

Ironworkers Stabilization Fund, BIA-Hawaii, and Hawaii Laborers-Employers Cooperation Education Trust supported this measure. Plumbing and Mechanical Contractors Association of Hawaii opposed this measure. The Department of Accounting and General Services, State Procurement Office, Department of Commerce and Consumer Affairs, Contractors License Board, General Contractors Association of Hawaii, and Subcontractors Association of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 573, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14; Ayes with Reservations (DeCoite, Nakamura). Noes, none. Excused, 3 (Choy, Tokioka, Tupola).

SCRep. 744 Finance on H.B. No. 810

The purpose of this measure is to allow the Hawaii Employer-Union Health Benefits Trust Fund to resolve impasses relating to contribution disputes through binding arbitration.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; University of Hawaii Professional Assembly; and one individual testified in support of this measure. The Department of Budget and Finance testified in opposition. The Department of Human Resources of the City and County of Honolulu provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 810, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Luke, Tokioka).

SCRep. 745 Finance on H.B. No. 942

The purpose of this measure is to direct the State Foundation on Culture and the Arts (Foundation) to commission an artist to design and build a monument to honor and commemorate Filipino veterans of World War II in a location to be selected by the Foundation and to appropriate funds from the Works of Art Special Fund for this purpose.

The Hawai'i Civil Rights Commission; Hawaii Friends of Civil Rights; National Federation of Filipino American Associations Region 12; Nursing Advocates & Mentors, Inc.; Filipino American Citizens League; and several individuals testified in support of this measure. The State Foundation on Culture and the Arts and State Office of Veterans Services provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 942, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 746 Finance on H.B. No. 1438

The purpose of this measure is to appropriate funds to honor the 100th Anniversary of World War I with programs, ceremonies, and activities to commence on April 2, 2017.

Oahu Veterans Center; Friends of the Natatorium; Military Order of World Wars, Department of Hawaii; Oahu Veterans Council; and several individuals testified in support of this measure. The State Office of Veterans Services and an individual commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1438 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 747 Judiciary on H.B. No. 425

The purpose of this measure is to facilitate the University of Hawaii's contribution to research commercialization and economic development for the State by specifying which State Code of Ethics sections do not apply to technology transfer activities sponsored by the University of Hawaii (UH); provided that the activities shall comply with UH-approved regulatory framework and research compliance program and policies.

UH, Hawaii Venture Capital Association, The Chamber of Commerce Hawaii, and an individual testified in support of this measure. The Hawaii State Ethics Commission, Common Cause Hawaii, and Hoomana Pono opposed this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 425, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 748 Judiciary on H.B. No. 617

The purpose of this measure is to simplify the property descriptions used to describe land that has been deregistered from Hawaii's land court system.

Title Guaranty of Hawaii, Inc. and two concerned individuals supported this measure. Four concerned individuals opposed this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 617, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 749 Judiciary on H.B. No. 646

The purpose of this measure is to allow individuals who are blind or visually handicapped to apply for and obtain a removable windshield placard to use a parking space reserved for persons with disabilities.

Several individuals testified in support of the measure. The Disability and Communication Access Board testified in opposition.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 646, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Morikawa).

SCRep. 750 Judiciary on H.B. No. 1027

The purpose of this measure is to assist nonprofit corporations by:

- (1) Allowing a domestic nonprofit corporation to convert to a foreign nonprofit corporation as prescribed by law, creating a procedure therefor, and clarifying the legal effect of conversions;
- (2) Expressly recognizing that directors and officers of a nonprofit corporation have a duty of loyalty to the corporation; and
- (3) Providing the Attorney General with additional time to review proposed dissolutions of nonprofits.

The Department of the Attorney General, Association of Fundraising Professionals-Aloha Chapter, Aloha Society of Association Executives, Hawaii Alliance of Nonprofit Organizations, and a concerned individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1027, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 751 Judiciary on H.B. No. 1081

The purpose of this measure is to expedite enforcement and compliance with beauty culture laws, and allow investigative staff to focus efforts and resources on other beauty culture violations by:

- (1) Authorizing the Department of Commerce and Consumer Affairs to issue a citation for specific violations of beauty culture laws by licensees and permittees;
- (2) Providing a process for licensees and permittees to contest the citation and providing for assessment of fines for each violation; and
- (3) Establishing cosmetology licensing requirements for the person who sells beauty products or demonstrates beauty techniques for promotional purposes, provided that no license shall be required of:
 - (A) The person who is not compensated for practicing cosmetology; or
 - (B) The person who obtains written consent before providing the cosmetology service from the person who receives the cosmetology service.

The Department of Commerce and Consumer Affairs Regulated Industries Complaints Office, Board of Barbering and Cosmetology, Retail Merchants of Hawaii, and Hawaii Food Industry Association provided comments.

Your Committee has grave concerns about section 2 of this measure that establishes cosmetology license requirements for persons selling or demonstrating a beauty product or technique unless the person is not compensated or obtains prior written consent to provide the service from the person receiving the service.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1081, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 11; Ayes with Reservations (Morikawa, Oshiro). Noes, none. Excused, none.

SCRep. 752 Judiciary on H.B. No. 1142

The purpose of this measure is to establish the offense of criminal trespass onto state Department of Transportation lands when people remain on improved Department of Transportation land when it is closed or otherwise restricted and on or under state highways. This offense would be considered a petty misdemeanor.

The Department of Transportation and Honolulu Police Department supported this measure. The Office of Hawaiian Affairs, Community Alliance on Prisons, and a concerned individual opposed this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1142 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 11; Ayes with Reservations (Thielen). Noes, none. Excused, none.

SCRep. 753 Judiciary on H.B. No. 1341

The purpose of this measure is to designate the month of October as "Farm to School Month in Hawaii" to promote public awareness of the State's Farm to School Initiative.

The Department of Health, Department of Agriculture, University of Hawaii at Manoa College of Tropical Agriculture and Human Resources, Kokua Hawaii Foundation, Hawaii Farm to School and School Garden Hui, Malama Kauai, Hawaii Farm Bureau, Malaai: The Culinary Garden of Waimea Middle School, National Farm to School Network, and several individuals testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1341 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 754 Judiciary on H.B. No. 1498

The purpose of this measure is to assist condominium owners by requiring that contracts between an association and its resident manager or general manager be made available to a unit owner, subject to redaction of certain personal information.

The Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations, Hui 'Oia'i'o, and several concerned individuals supported this measure. The Department of Commerce and Consumer Affairs offered comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1498, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 755 Water & Land on H.B. No. 1509

The purpose of this measure is to require the State's Water Resource Protection Plan to include plans for storm water management, reuse, reclamation, and remediation.

Hawaii Farm Bureau, Maui County Farm Bureau and two individuals testified in support of this measure. The Department of Land and Natural Resources commented on this measure.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1509 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Say). Noes, none. Excused, 2 (Evans, Ichiyama).

SCRep. 756 Finance on H.B. No. 847

The purpose of this measure is to provide the University of Hawaii with express statutory authority to create, promote, and participate in new economic enterprises and expand workforce opportunities through the commercialization of inventions and discoveries generated by or at the University.

The University of Hawaii, High Technology Development Corporation, The Chamber of Commerce Hawaii, Hawaii Venture Capital Association, XLR8UH, and Sultan Ventures testified in support of this measure. Common Cause Hawaii testified in opposition to this measure. The Hawaii State Ethics Commission, State Procurement Office, and Office of Information Practices provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 847, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 757 Finance on H.B. No. 424

The purpose of this measure is to reinstate and restore full authority to the President of the University of Hawaii to act as the University's chief procurement officer for all procurement contracts under the Hawaii Public Procurement Code.

The University of Hawaii and University of Hawaii Professional Assembly testified in support of this measure. The State Procurement Office provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 424, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 758 Finance on H.B. No. 428

The purpose of this measure is to allow the John A. Burns School of Medicine to continue to receive a portion of the physician workforce assessment fee for ongoing physician workforce assessment and planning to support the recruitment and retention of physicians in the State, particularly those in rural and medically underserved areas.

The University of Hawaii; Hawaii State Center for Nursing; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; East Hawaii Region of Hawaii Health Systems Corporation; The Queen's Health Systems; Hawaii Pacific Health; Hawaii Academy of Family Physicians; International Longshore and Warehouse Union, Local 142; and many individuals testified in support of this measure. The Department of Labor and Industrial Relations, Hawaii Medical Association, Hawaii Medical Board, and one individual commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 428, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 759 Finance on H.B. No. 480

The purpose of this measure is to support agricultural education by appropriating funds for the Hawaii Community College to hire a farm coordinator to support its instructional activities at the University of Hawaii at Hilo's agricultural farm and for equipment for the Hawaii Community College's agricultural program.

The Department of Agriculture, University of Hawaii, Hawaii Farm Bureau, and Kona-Kohala Chamber of Commerce supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 480, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 760 Finance on H.B. No. 794

The purpose of this measure is to establish the University of Hawaii Green Special Fund into which will be deposited, among other sources, savings from energy conservation measures. The Fund will be used to support energy efficiency, renewable energy, and sustainability projects and services for the benefit of the University.

The University of Hawaii, Sustainable Endowments Institute, and a concerned individual supported this measure. The Department of Budget and Finance provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 794, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 761 Finance on H.B. No. 849

The purpose of this measure is to statutorily reaffirm the authority of the University of Hawaii to maintain a separate accounting and financial management system that is compatible with the State's accounting and financial system.

The Department of Accounting and General Services and University of Hawaii testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 849, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 762 Finance on H.B. No. 1276

The purpose of this measure is to encourage Hawaii residents to pursue postsecondary education by providing a state income tax deduction for student loan interest paid on qualified education loans.

One individual supported this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1276, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 763 Finance on H.B. No. 1279

The purpose of this measure is to appropriate funds for the Community Food Systems Center at the University of Hawaii, West Oahu, to expand its existing education for sustainable agricultural food production by:

- (1) Establishing scholarships for the Community Food Systems Concentration;
- (2) Creating positions for a full-time garden manager and part-time student assistants for the student organic garden;
- (3) Creating a Hawaiian Center for Sustainable Community Food upon completion of a feasibility study; and
- (4) Implementing research projects, hosting conferences, and employing additional staff and faculty as the director of the program deems necessary.

The Department of Agriculture, University of Hawaii, and Hawaii Alliance for Community-Based Economic Development supported this measure. The Office of Planning provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1279, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 764 Finance on H.B. No. 1594

The purpose of this measure is to establish the Hawaii Promise Program to provide scholarships for the unmet direct cost needs of qualified students enrolled at any University of Hawaii campus and to appropriate funds to establish and implement the program.

The University of Hawaii, KASAMA–UH Leeward Community College; Filipino-Americans Advocacy Network; Hawaii Friends of Civil Rights; Nursing Advocates & Mentors, Inc.; Filipino American Citizens League; National Federation of Filipino American Associations, Region 12; Kuamahi Community Education Group of Kamehameha Schools; Associated Students of the University of Hawaii–West Oahu; Hawaii Filipino Lawyers Association; and numerous individuals testified in support of this measure. The Hawaii Educational Policy Center and several individuals commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1594, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 765 Finance on H.B. No. 595

The purpose of this measure is to support the innovation industry by appropriating funds to the High Technology Development Corporation (HTDC) to continue the Hawaii Small Business Innovation Research Program, including plans for the provision of grants and loans for Phase III awards where applicable.

The Chamber of Commerce Hawaii; Hawaii Food Industry Association; KaiKini Bikinis; Kolohala Holdings, LLP; Hawaii Evolutionary Development, LLC; Spectrum Photonics; Experiad Solutions; Hyperspective; 3SRM Inc.; Hawaii Fish Company; HNu Photonics; Maui Chamber of Commerce; Kona-Kohala Chamber of Commerce; and an individual testified in support of this measure. HTDC provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 595, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 766 Finance on H.B. No. 644

The purpose of this measure is to foster community-based economic development by modifying the types and manner of provision of financial product that may be offered by the Hawaii community-based Technical and Financial Assistance Program.

Specifically, this measure:

- (1) Adds the definition of "qualified community development entity" to allow financing to be provided by the State through a structure that facilitates the use of federal new markets tax credits;
- (2) Expands the methods of delivering funding to a project by providing loans to capitalize a qualified community development entity and to provide guarantees or other credit enhancements that will facilitate private lenders' participation in new markets tax credit financing; and
- (3) Adjusts loan maximums and establishes guarantees or credit enhancements to reflect current available funding and facilitates monetization of existing project assets.

Pacific Growth Associates testified in support of this measure. The Department of Business, Economic Development and Tourism, Department of Taxation, and Tax Foundation of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 644, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 767 Finance on H.B. No. 943

The purpose of this measure is to increase the number of jobs in the Kapolei region by establishing a seven-year Kapolei Jobs Initiative Pilot Program that offers incentives for businesses to establish themselves or open a new location in the Kapolei region, including the establishment of a Kapolei jobs initiative tax credit.

The Business Division of the University of Hawaii-West Oahu, Land Use Research Foundation of Hawaii, Kapolei Chamber of Commerce, Ko Olina Resort Operators Association, Hawaii Construction Alliance, James Campbell Company LLC, Pacific Resource Partnership, Haseko, Avalon Development Company, Lifeline Fire & Security, Inc., Hunt Companies, Hawaii Division, SOS Tech Solutions, and many individuals supported this measure. The Department of Business, Economic Development and Tourism, Department of Taxation, Tax Foundation of Hawaii, The Chamber of Commerce Hawaii, Hawaii Laborers-Employers Cooperation and Education Trust, MyGocenter, and several individuals provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 943 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 768 Finance on H.B. No. 973

The purpose of this measure is to support science, technology, engineering, and mathematics-based research and development in the State by establishing a Research and Technology Grant Program within the High Technology Development Corporation (HTDC) to award grants to qualified research and technology companies and appropriating funds for this purpose.

The Chamber of Commerce Hawaii, Navatek, Kona-Kohala Chamber of Commerce, and several individuals testified in support of this measure. HTDC and the State Procurement Office provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 973, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 769 Finance on H.B. No. 975

The purpose of this measure is to attract more foreign direct investment and increase Hawaii exports abroad by:

- (1) Creating an Advisory Council for Global Economic Competitiveness to advise the Director of Business, Economic Development, and Tourism and other state officials on policy additions and changes; and
- (2) Appropriating funds for the establishment and administration of the Advisory Council for Global Economic Competitiveness.

The Kona-Kohala Chamber of Commerce supported this measure. The Department of Business, Economic Development, and Tourism provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 975, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 770 Finance on H.B. No. 1479

The purpose of this measure is to facilitate efficient and effective improvement, and economic opportunity, in the Hilo area by:

- (1) Establishing the Hilo Community Economic Development District;
- (2) Establishing the Hilo Community Economic Revolving Fund; and
- (3) Appropriating funds to establish and administer the District.

The East Hawaii Region of Hawaii Health Systems Corporation; the Mayor of the County of Hawaii; two members of the Hawaii County Council; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; The Chamber of Commerce Hawaii; Hawaii Island Portuguese Chamber of Commerce; Hawaii Laborers-Employers Cooperation and Education Trust; Hawaii Construction Alliance; Kanoelehua Industrial Area Association; Hawaii Planing Mill, Ltd, dba HPM Building Supply; Chika Nakano Repair Shop; RMA Sales; Mauna Kea Infrared, LLC; Big Island Toyota; Central Supply Inc.; Hilo Warehouse Services; Building Industry Association of Hawaii; Hawaii Farm Bureau; ILWU Local 142; General Contractors Association of Hawaii; and a number of concerned individuals supported this measure. The Department of Budget and Finance, Department of Land and Natural Resources, University of Hawaii System, University of Hawaii at Hilo, and Hawaii Community Development Authority submitted comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1479, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 771 Finance on H.B. No. 1481

The purpose of this measure is to establish a Hawaii Blockchain Technology and Digital Currency Working Group (Working Group) to study the uses of, develop methods of providing education on, and determine and promote best practices for enabling blockchain technology to benefit the State. This measure requires the Working Group to submit a report of its findings and recommendations to the Legislature prior to each regular session.

The Office of Enterprise Technology Services; Effective Change, LLC; and an individual testified in support of this measure. The Department of Business, Economic Development and Tourism; Department of Taxation; and Independent & Sovereign Nation State of Hawaii provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1481, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 772 Finance on H.B. No. 1579

The purpose of this measure is to promote the use of clean, renewable energy sources by authorizing the issuance of special facility revenue bonds and appropriating funds to the High Technology Development Corporation for the purposes of constructing an electrolysis hydrogen production, storage, and dispensing facility to be managed by the Hawaii Center for Advanced Transportation Technologies.

The Department of Transportation, High Technology Development Corporation, Blue Planet Foundation, Alliance of Automobile Manufacturers, and Hawaii Automobile Dealers' Association supported this measure. Three individuals opposed this measure. The Department of the Attorney General, We Are One, Inc., and one individual provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1579, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16; Ayes with Reservations (Kobayashi). Noes, none. Excused, 1 (Choy).

SCRep. 773 Finance on H.B. No. 115

The purpose of this measure is to:

- (1) Require the administrative heads of each state department or agency to convey the title of all disputed public highways within a county with a population of 500,000 or more to the respective county by January 1, 2018; and
- (2) Require each county with a population of 500,000 or more to take ownership and jurisdiction over abandoned roads for which there is a dispute over ownership between the State or any of its political subdivisions and a private party, unless the State notifies the counties within a certain time period that the State will accept the road.

The Department of Transportation and Bank of Hawaii supported this measure. The Department of Land and Natural Resources, Office of the Mayor of the City and County of Honolulu, and Hawaii Association of Realtors provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 115, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 774 Finance on H.B. No. 735

The purpose of this measure is to allow rental car companies to fully collect from customers all of the government-assessed vehicle fees that the rental car companies pay by amending the formula used to calculate the fees that may be passed on to consumers. This measure also directs the Department of Business, Economic Development, and Tourism to report on the economic impacts of the new fee calculation.

The Department of Transportation, The Chamber of Commerce Hawaii, American Car Rental Association, Enterprise Holdings in Hawaii, Hilton Hawaii, and Maui Hotel & Lodging Association testified in support of this measure. The Department of Commerce and Consumer Affairs Office of Consumer Protection opposed this measure. Hertz Global, Avis Budget Group, and Hawaii Lodging & Tourism Association submitted comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 735, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16; Ayes with Reservations (LoPresti, Tupola). Noes, none. Excused, 1 (Choy).

SCRep. 775 Finance on H.B. No. 1507

The purpose of this measure is to:

- (1) Establish within the Department of Transportation a two-year Community Crosswalks Pilot Program (Pilot Program), which shall design and implement, in collaboration with the appropriate county departments and agencies, a specially painted crosswalk that represents a neighborhood's unique culture and promotes pedestrian safety;
- (2) Establish a Community Crosswalks Special Fund for the Pilot Program;
- (3) Allow moneys in the Safe Routes to School Program Special Fund to be used for the Pilot Program; and
- (4) Make appropriations for the Pilot Program.

The Department of Transportation opposed this measure. The Department of Budget and Finance provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1507, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 776 Finance on H.B. No. 90

The purpose of this measure is to preserve access to health care for Medicaid recipients by:

- (1) Extending the Nursing Facility Sustainability Fee Program for two years; and
- (2) Appropriating funds out of the Nursing Facility Sustainability Program Special Fund for the fiscal biennium 2017-2019.

The Department of Human Services, Hawaii Health Systems Corporation, Healthcare Association of Hawaii, The Queen's Health Systems, Legacy of Life Hawaii, The Chamber of Commerce Hawaii, and Hawai'i Pacific Health supported the measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 90, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tokioka).

SCRep. 777 Finance on H.B. No. 92

The purpose of this measure is to preserve access to long-term care for Medicaid recipients by providing for an annual inflation adjustment to the methodology used to reimburse long-term care facilities for care provided to Medicaid recipients and appropriating funds for this purpose.

The Hawaii Health Systems Corporation (HHSC) Corporate Board of Directors; HHSC Oahu Region; Healthcare Association of Hawaii; The Queen's Health Systems; Hawaii Pacific Health; Legacy of Life Hawaii; Hale Makua Long-Term Care-Kahului; Ohana Pacific Management Company, Inc.; The Chamber of Commerce Hawaii; Hawaii Chapter of the American Physical Therapy Association; and several individuals testified in support of this measure. The Department of Human Services commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 92, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tokioka).

SCRep. 778 Finance on H.B. No. 615

The purpose of this measure is to appropriate funds for the Healthy Aging Partnership Program (Program) to further the Program's important role in improving the health and well-being of Hawaii's kupuna.

The City and County of Honolulu Department of Community Services, Maui County Office on Aging, AARP Hawaii, Hawaii Family Caregiver Coalition, Policy Advisory Board for Elder Affairs, Hawaii Chapter of the American Physical Therapy Association, ILWU Local 142, and several individuals testified in support of this measure. The Executive Office on Aging provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 615, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tokioka).

SCRep. 779 Finance on H.B. No. 1025

The purpose of this measure is to require the court to impose a fine on an employer who fails to comply with income withholding requirements applicable to child support orders.

The Department of the Attorney General and the Hawaii State Coalition Against Domestic Violence supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1025, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 780 Finance on H.B. No. 1195

The purpose of this measure is to appropriate funds to the Department of Health and Department of Human Services, including the Office of Youth Services, to provide outreach services for homeless individuals.

Hawaii Youth Services Network, PHOCUSED, IMUAlliance, YWCA Oahu, Hawaii Children's Action Network, Hawaii Appleseed Center for Law & Economic Justice, Catholic Charities Hawaii, and many individuals supported this measure. The Governor's Coordinator on Homelessness, Department of Health, Department of Human Services, Office of Youth Services, Parents and Children Together, and Housing Now! provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1195, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tokioka).

SCRep. 781 Finance on H.B. No. 1281

The purpose of this measure is to establish and fund a three-year Work-for-a-Day Pilot Program to connect homeless individuals with paid work opportunities, service providers, and shelters.

Hawaii Youth Services Network, Catholic Charities Hawaii, Hawai'i Appleseed Center for Law and Economic Justice, 808 Cleanups, and two individuals testified in support of this measure. The Governor's Coordinator on Homelessness and Department of Human Services commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1281, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tokioka).

SCRep. 782 Consumer Protection & Commerce on H.B. No. 880

The purpose of this measure is to establish a service mark licensing agreement program within the Department of Education to enable the Department and public schools to engage in commercial activities, within their primary education mission, to provide financial resources for educational activities, such as scholarships, field trips, sports teams, and clubs.

The Department of Education supported this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 880, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Ichiyama).

SCRep. 783 Finance on H.B. No. 1114

The purpose of this measure is to bring the State into compliance with the federal Occupational Safety and Health Administration (OSHA) requirement that State standards and enforcement must be at least as effective as federal OSHA's standards and enforcement program.

Accordingly, this measure:

- (1) Amends the penalties for violations of Hawaii Occupational Safety and Health rules and standards; and
- (2) Requires the Director of Labor and Industrial Relations to adjust the penalties each year pursuant to federal law and the guidance of the federal Office of Management and Budget and report to the Legislature on those adjustments.

The Department of Labor and Industrial Relations testified in support of this measure. The Hawaii Business League, Abbey Carpet of Maui, Pest Tech Hawaii, State Termite & Pest Control, Inc., and one individual testified in opposition. The General Contractors Association of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1114, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 13; Ayes with Reservations (Cachola, DeCoite). Noes, 2 (Tupola, Ward). Excused, 2 (Luke, Tokioka).

SCRep. 784 Finance on H.B. No. 4

The purpose of this measure to establish a paid sick leave right for employees, including the right of employees to be absent from the work place to care for themselves or family members, together with the conditions which must be met to qualify for the sick leave rights, and the limitations and requirements thereof, including, among other things:

- (1) Requiring employees to work more than 680 hours per year to accrue a minimum of one hour of paid sick leave for every 40 hours worked;
- (2) Limiting the absence of the employee from the work place based on paid sick leave to:
 - (A) The employee's or family member's mental or physical illness, injury, or health condition; or
 - (B) A public health emergency orders the closure of the employee's workplace, or due to a public health emergency, the employee needs to care for a child whose school or place of care is closed or care for a family member whose presence in the community is jeopardizing the health of others;
- (3) Allowing employers to decide the manner in which sick leave is provided;
- (4) Establishing notice, posting, confidentiality, and nondisclosure requirements for employers regarding paid sick leave; and
- (5) Exempting certain employers with qualifying paid sick leave policies, minimum wages, and number of employees.

The Graduate Student Organization at the University of Hawaii at Manoa; International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO; Hawaii State AFL-CIO; Hawaii Government Employees Association, AFSCME Local 152 AFL-CIO; LGBT Caucus of the Democratic Party of Hawaii; Labor Caucus of Hawaii Democratic Party; International Longshore and Warehouse Union Local 142; and several concerned individuals supported this bill. The Department of Human Resources Development, Department of Human Resources of the City and County of Honolulu, Hawaii Restaurant Association, The Hawaii Business League, Hawaii Food Industry Association, First Commercial Kitchen LLC, The Chamber of Commerce Hawaii, Maui Chamber of Commerce, Hawaii Automobile Dealers Association, Hawaii Crop Improvement Association, Highway Inn, National Federation of Independent Business, Society for Human Resource Management-Hawaii Chapter, Hawaii Credit Union League, Ocean Tourism Coalition, Retail Merchants of Hawaii, Maui Hotel & Lodging Association, General Contractors Association of Hawaii, Tiki's Grill & Bar, IL Gelato Hawaii, The Patisserie Inc, and one concerned

individual opposed this measure. The Department of Labor and Industrial Relations, Department of Health, Hawaii State Commission on the Status of Women, Policy Advisory Board for Elder Affairs, and Hawaii Children's Action Network submitted comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 4, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 13; Ayes with Reservations (Cachola, Kobayashi, Nakamura, Ward). Noes, 1 (DeCoite). Excused, 3 (Choy, Tokioka, Tupola).

SCRep. 785 Finance on H.B. No. 1181

The purpose of this measure is to bring Hawaii closer to the rest of the nation in terms of its dispensing policies and reimbursement rates for prescription drugs and compounds in the workers' compensation system by:

- (1) Amending the reimbursement rate; and
- (2) Restricting the provision of physician-dispensed prescription drugs following injury.

The Chamber of Commerce Hawaii; Hawaiian Electric Co. Inc. and its subsidiaries Maui Electric Company, LTD. and Hawaii Electric Light Company, Inc.; National Association of Mutual Insurance Companies; Property Casualty Insurers Association of America; and Hawaii Insurers Council testified in support of this measure. The Hawaii Medical Association, Automated HealthCare Solutions, Work Injury Medical Association of Hawaii, Maui Pain Clinic, Kaloko Pain Center, WorkStar Injury Recovery Center, and numerous individuals testified in opposition. The Department of Labor and Industrial Relations, Department of Human Resources Development, City and County of Honolulu, National Council on Compensation Insurance, Inc., Solera Integrated Medical Solutions, and International Longshore and Warehouse Union Local 142 provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1181, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 11; Ayes with Reservations (Gates, LoPresti, Quinlan). Noes, 3 (Cachola, DeCoite, Ward). Excused, 3 (Choy, Tokioka, Tupola).

SCRep. 786 Transportation on H.B. No. 113

The purpose of this measure is to exempt vehicles transporting asphalt or other high temperature loads from the requirement that their loads must be covered.

The Maritime Group, LLC, Dons Trucking LLC, and an individual supported this measure. Three individuals opposed this measure.

Your Committee has amended this measure by:

- (1) Requiring that the physical characteristics of an uncovered high temperature load are not susceptible to blowing off or otherwise escaping from the vehicle during transport on any highway; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 113, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 113, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Brower, McDermott).

SCRep. 787 Consumer Protection & Commerce on H.B. No. 314

The purpose of this measure is to increase individual privacy and public and private safety protections by establishing statutory regulations for the operation and use of unmanned aerial vehicles (UAVs) that complement federal laws and regulations.

The Hawaii Emergency Management Agency, Hawaii State Fire Council, Hawaii State Association of Counties, Councilmember from District 8 of the Honolulu City Council, Chair of the Kauai County Council, Honolulu Fire Department, Department of Emergency Management of the City and County of Honolulu, Department of Information Technology of the City and County of Honolulu, Honolulu Police Department, Kauai Fire Department, and several concerned individuals testified in support of this measure. The Department of Land and Natural Resources, University of Hawaii, and Property Casualty Insurers Association of America testified in support of the intent of this measure. The Department of Business, Economic Development and Tourism, Department of Transportation, Hawaiian Electric Company, Maui Electric Company, Hawaii Electric Light Company, Drone Services Hawaii, Motion Picture Association of America, Consumer Technology Association, U Hawaii, and several concerned individuals testified in opposition to this measure. The Department of Commerce and Consumer Affairs, Nature Conservancy of Hawaii, State Farm Mutual Automobile Insurance Company, and two concerned individuals provided comments.

Your Committee finds that several states have enacted baseline legislation for UAVs, more commonly known as drones, in the areas of restricted and permissible uses by the public, law enforcement, and state and county government agencies. Your Committee finds that this legislation has attempted to preserve freedom of the skies and the ability to develop this nascent industry into jobs and economic growth, along with other benefits. While many of Hawaii's

existing laws already provide protections for the general public, like in the areas of privacy, your Committee finds that some additional legislation is necessary to cover areas of concern for specific locations and situations, as has been done by other states, while preserving the legal operations of drones under Federal Aviation Administration licensing regulations.

Your Committee recognizes, as have other states that have taken a similar approach, that because of the changing landscape of federal regulations, as well as of the technology itself, the establishment of a permanent UAV task force is essential to ensure that Hawaii is ready to react to changes in federal law or changes in technology. Your Committee notes that a permanent task force on drones can also coordinate with other permanent state task forces or working groups to better harmonize state laws and create a unified voice with the federal government for suggested changes to federal laws and regulations.

Your Committee further finds that because of Executive Order 13771, entities and states are lobbying the federal government to remove UAV rules promulgated by the Federal Aviation Administration in order to preserve more important rules in the areas of environmental protection and public safety. It is because of potential UAV deregulation that may occur over the next four years that this permanent task force will not be endlessly studying the issue of UAV regulation, but rather will be a panel of stakeholders and others to advise the Legislature on any impact these changes may have on State laws.

Your Committee has amended this measure by:

- (1) Removing language establishing the powers and duties of the Director of Commerce and Consumer Affairs and establishing a civil cause of action and remedies for violations;
- (2) Amending the prohibitions against operation of UAVs by individuals to apply to:
 - (A) Operation of a UAV in violation of any Federal Aviation Administration regulation or any other federal or state law;
 - (B) Operation in a manner that interferes with law enforcement, firefighter, or emergency services operations; or
 - (C) Operation to intentionally photograph or loiter over a critical facility without written consent,
 and establishing criminal penalties for violations;
- (3) Deleting language establishing civil and criminal restrictions on the use of personal data and information collected by individuals through operation of a UAV and use of a UAV for purposes that would constitute a violation of privacy;
- (4) Prohibiting a county from enacting any ordinance, policy, or rule that regulates or relates to the ownership or operation of a UAV or UAV system unless the unmanned aerial vehicle or system is owned by the county;
- (5) Providing an exemption from UAV operational and use prohibitions for use in compliance with Federal Aviation Administration authorization or permission;
- (6) Specifying warrant requirements for use of a UAV for law enforcement purposes and specifying restrictions, documentation requirements, and information requirements for use of UAVs and information gained through a UAV by law enforcement agencies;
- (7) Clarifying permissible uses of a UAV by public agencies other than law enforcement agencies;
- (8) Specifying that law enforcement agencies are included in general prohibitions against equipping a UAV with weapons;
- (9) Establishing a permanent task force to study and make recommendations for the regulation of UAVs; and
- (10) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 314, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 314, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Ichiyama).

SCRep. 788 Consumer Protection & Commerce on H.B. No. 832

The purpose of this measure is to provide protections for the interests of condominium owners and allow for greater scrutiny of meetings of a condominium's board of directors by providing association members an opportunity to participate in all deliberations and discussions at a meeting of the board, including an executive session meeting with approval of the board.

The Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations, Associa, Mauna Luan, and several concerned individuals testified in support of this measure. The Hawaii State Association of Parliamentarians and a concerned individual testified in opposition to this measure.

Your Committee notes that allowing condominium owners the opportunity to participate in deliberations and discussions at board meetings provides more openness and allows for greater scrutiny of a board's actions. Your Committee also notes the concerns raised at the public hearing that boards may place unreasonable time limits on discussion at board meetings, while association members may unreasonably take too much time in discussion at board meetings. Accordingly, your Committee finds that specifying a reasonable time restriction on an association member's opportunity to participate in deliberations and discussions at board meetings is appropriate and warranted.

Your Committee has amended this measure by:

- (1) Clarifying that the board may limit the time provided to any member of an association for participation in board meeting discussions to a reasonable time;
- (2) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 832, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 832, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ito).

SCRep. 789 Judiciary on H.B. No. 164

The purpose of this measure is to clarify laws regarding an arbitrator's failure to disclose certain facts prior to or during arbitration.

Kobayashi, Sugita & Goda, LLP and three individuals testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 164, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 164, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 790 Judiciary on H.B. No. 165

The purpose of this measure is to improve and promote the transparency of government operations and increase meaningful participation of the public by:

- (1) Providing the public prior to a meeting with access to documents that are compiled by a board and distributed to board members for use at the meeting;
- (2) Clarifying the requirements for public notice of regular and special meetings and requiring public notice of emergency meetings; and
- (3) Requiring posting of meeting minutes on State or county websites.

The League of Women Voters of Hawaii, Common Cause Hawaii, The Civil Beat Law Center for the Public Interest, Society of Professional Journalists – Hawaii Chapter, and an individual testified in support of the measure. The Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs, Department of Taxation, Department of Land and Natural Resources, Office of Information Practices, and City and County of Honolulu Liquor Commission provided comments.

Your Committee has amended this measure by:

- (1) Establishing a working group to find solutions to the potential administrative burden that may be created by a public disclosure requirement of the board packet prior to the meeting. The working group would report to the Legislature prior to the Regular Session of 2018;
- (2) Clarifying the requirements for the electronic posting of board notices and agendas;
- (3) Replacing paper notices with electronic notices as the official filing method;
- (4) Providing the board with 40 days, instead of 30 days, to post meeting minutes on the Internet;
- (5) Making the effective date for the working group and meeting notice requirements take effect on July 1, 2018;
- (6) Changing the effective date of this measure to July 1, 2050, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 165, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 165, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 791 Judiciary on H.B. No. 179

The purpose of this measure is to establish a ranked choice voting procedure for special elections for Congressional offices that are held in this State and for council member races in counties that adopt the ranked choice voting procedure.

FairVote Action, Ranked Choice Voting Resource Center, Election Administration Project Team, and Common Cause Hawaii testified in support of this measure. The Office of Elections and Office of the County Clerk of the County of Kauai provided comments.

Your Committee has amended this measure by:

- (1) Making county council member elections not eligible for the ranked choice voting procedure;
- (2) Changing the date that the chief election officer and county clerks shall adopt rules for the ranked choice voting procedure to an unspecified date;
- (3) Changing its effective date to July 1, 2050 to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 179, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 179, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 792 Judiciary on H.B. No. 279

The purpose of this measure is to clarify the law relating to campaign contributions and expenditures by specifying that certain types of dissemination, distribution, republication, and use of campaign materials or the financing of those campaign materials by any person shall not be considered a contribution to a candidate.

The Campaign Spending Commission and an individual testified in support of the measure.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 279, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 279, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Belatti, Morikawa).

SCRep. 793 Judiciary on H.B. No. 280

The purpose of this measure is to clarify the due dates of preliminary, final, and supplemental reports to be submitted to the Campaign Spending Commission and provide that the supplemental report due on January 31 must be filed every year.

The Campaign Spending Commission, Common Cause Hawaii, and an individual testified in support of the measure.

Your Commission has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 280, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 280, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Belatti, Morikawa).

SCRep. 794 Judiciary on H.B. No. 281

The purpose of this measure is to require the Campaign Spending Commission to publish on its website the names of all noncandidate committees that fail to file a report under Chapter 11, Hawaii Revised Statutes, or to correct a report within the time allowed by the Commission.

The Campaign Spending Commission, Common Cause Hawaii, and an individual testified in support of the measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 281, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 281, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Morikawa).

SCRep. 795 Judiciary on H.B. No. 282

The purpose of this measure is to clarify that increased fines may apply if a noncandidate committee fails to timely file a second preliminary general report by the due date.

The Campaign Spending Commission, Common Cause Hawaii, and one individual testified in support of the measure.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 282, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 282, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Morikawa).

SCRep. 796 Judiciary on H.B. No. 289

The purpose of this measure is to require a candidate or noncandidate committee to inform the Campaign Spending Commission before the first preliminary reports are due if the candidate or noncandidate committee does not intend to receive or spend contributions and expenditures that aggregate more than \$1,000 in an election period.

The Campaign Spending Commission and one individual testified in support of the measure.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 289, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 289, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Morikawa).

SCRep. 797 Judiciary on H.B. No. 302

The purpose of this measure is to authorize district court, circuit court, or family court to issue a material witness order in cases initiated through felony complaint, indictment, or information.

The Office of the Prosecuting Attorney of Hawaii County and the Office of the Prosecuting Attorney of the City and County of Honolulu supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 302, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 302, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 798 Judiciary on H.B. No. 308

The purpose of this measure is to increase government transparency and efficiency by putting county council members on equal footing with executive branch officials and special interest groups by allowing board members to transmit government records for which disclosure is required by section 92F-12, Hawaii Revised Statutes, to other board members so long as the transmittal accompanying the government record does not include a commitment to vote or a request for such a commitment.

The Hawaii State Association of Counties Maui County Council, Maui County Councilmember representing Upcountry, and Kauai County Council Chair, testified in support of this measure. The League of Women Voters testified in opposition. Common Cause Hawaii, The Civil Beat Law Center for the Public Interest, and Office of Information Practices provided comments.

Your Committee has amended this measure by:

- (1) Expanding the scope of records that can be circulated by removing reference to section 92F-12, Hawaii Revised Statutes. Since disclosure under section 92F-12, Hawaii Revised Statutes, is limited in scope, this limitation does not improve board efficiency and communication for better decision-making. As long as appropriate protections are in place for public access to enable board communications to be monitored, removing reference to this section would enable board members to exchange any records that are public under the Uniform Information Practices Act;
- (2) Clarifying that a board member is not allowed to express a position relating to a matter of official board business in the government record or attached transmittal memorandum, except for a neutral statement in the transmittal memorandum that identifies the government record and the official board business that is related to the government record;
- (3) Clarifying that no commitment relating to a vote on a matter of official board business may be made or sought;
- (4) Clarifying that when the government record is provided to other board members, the transmittal memorandum and government record must be promptly filed in the board's office;
- (5) Making this disclosure requirement apply only if the board's last notice pursuant to section 92-7, Hawaii Revised Statutes, for the applicable board meeting identified where members of the public may obtain copies of the government records in person or on the Internet; and
- (6) Changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 308, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 308, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 799 Judiciary on H.B. No. 415

The purpose of this measure is to extend the period during which a victim of child sexual abuse may bring an otherwise time-barred civil action against the victim's abuser or a legal entity with a duty of care. The measure retroactively extends the period for civil claims to be brought from April 24, 2012 to April 25, 2020.

The Hawaii State Commission on the Status of Women, The Sex Abuse Treatment Center, Hawaii Women's Coalition, IMUAlliance, CHILD USA, Planned Parenthood Votes Northwest and Hawaii, Hawaii State Coalition Against Domestic Violence, and many individuals testified in support of the measure. The Department of the Attorney General provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 415, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 415, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 11; Ayes with Reservations (Oshiro, McDermott). Noes, none. Excused, none.

SCRep. 800 Judiciary on H.B. No. 456

The purpose of this measure is to:

- (1) Require police departments to disclose to the Legislature the identity of an officer upon the officer's second suspension in a five-year period or discharge; and
- (2) Require disclosure under the Uniform Information Practices Act of certain information related to employment misconduct, after a police officer's second suspension in a five-year period.

The Office of Information Practices, Honolulu Police Department, and Society of Professional Journalists testified in support of this measure. The State of Hawaii Organization of Police Officers, The Civil Beat Law Center for the Public Interest, and one concerned individual testified in opposition to this measure. The League of Women Voters of Hawaii provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 2050 to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 456, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 456, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 801 Judiciary on H.B. No. 461

The purpose of this measure is to:

- (1) Establish the offense of resisting arrest in the first degree for intentionally preventing a law enforcement officer from effecting an arrest by removing or attempting to remove the officer's firearm;
- (2) Establish the foregoing offense as a class C felony; and
- (3) Reclassify the existing resisting arrest misdemeanor offense as resisting arrest in the second degree.

The Honolulu Police Department, Hawaii Police Department, and an individual supported this measure. The Office of the Public Defender opposed this measure.

Your Committee has amended this measure by clarifying that a person commits the offense of resisting arrest in the first degree if the person intentionally or knowingly uses or attempts to use force to remove a firearm from the person of a law enforcement officer.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 461, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 461, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 802 Judiciary on H.B. No. 463

The purpose of this measure is to allow any Satellite City Hall, in any county with a population of more than seven hundred thousand persons, to issue Hawaii state identification cards.

The YWCA Oahu, American Civil Liberties Union of Hawaii, Americans for Democratic Action, Community Alliance on Prisons, and several individuals testified in support of this measure. The Department of Transportation testified in opposition.

Your Committee has amended this measure by changing its effective date to July 1, 2050 to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 463, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 463, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 803 Judiciary on H.B. No. 476

The purpose of this measure is to make the abuse of a family or household member under the age of fourteen a class C felony.

The County of Kauai Office of the Prosecuting Attorney, County of Hawaii Office of the Prosecuting Attorney, Hawaii State Coalition Against Domestic Violence, and several individuals testified in support of the measure. The Office of the Public Defender testified in opposition. The City and County of Honolulu Department of the Prosecuting Attorney provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 476, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 476, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 804 Judiciary on H.B. No. 511

The purpose of this measure is to clarify and enhance consistency in the administration and enforcement of Hawaii's lobbying laws by amending the laws governing lobbyists including:

- (1) Amending the definition of "expenditure" to include the expense of preparing for a hearing before the Legislature or administrative agency;
- (2) Amending the definition of "lobbyist" to specify types of activities and amounts of expenditures that qualify as lobbying;
- (3) Amending the definition of "lobbying" to exclude the preparation and submission of a grant application by a representative of a nonprofit organization;

- (4) Allowing a person who had employed or contracted with a lobbyist to file a notice of termination;
- (5) Amending the requirements for submitting lobbyist reports for the periods covered by special sessions of the Legislature; and
- (6) Requiring the State Ethics Commission to post on the Internet the lobbyists' registration statements within a reasonable time after filing and to maintain the posting for at least four years.

The Hawaii State Ethics Commission, Common Cause Hawaii, Hawaii Public Health Institute, Hawaii Alliance of Nonprofit Organizations, and an individual testified in support of the measure. Catholic Charities Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Specifying that certain expenses for intrastate travel costs are excluded from the definition of "expenditure," but the exclusion does not apply to travel costs of legislators, board members, commission members, or other employees of the State;
- (2) Specifying that expenses incurred by nonprofit organizations to prepare and submit a grant application are excluded from the definition of "expenditure";
- (3) Specifying that lobbying by employees of a nonprofit organization of fewer than ten hours a month for a grant application is excluded from the definition of "lobbyist"; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 511, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 511, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 805 Judiciary on H.B. No. 553

The purpose of this measure is to:

- (1) Reduce the number of qualified examiners, from three to one, that are required to examine and report on a defendant's fitness to proceed for felony and nonfelony prosecutions; and
- (2) Repeal the requirement that one examiner shall be from within the Department of Health.

Hawaii State Coalition Against Domestic Violence testified in support of the measure. City and County of Honolulu Department of the Prosecuting Attorney, County of Kauai Office of the Prosecuting Attorney, Hawaii Psychological Association, and an individual testified in opposition. The Department of Health and Hawaii Disability Rights Center provided comments.

Your Committee has amended this measure by:

- (1) Requiring the examiner in fitness to proceed and regaining fitness to proceed examinations to be a psychiatrist or licensed psychologist designated by the Department of Health;
- (2) Reducing the number of qualified examiners for regained fitness to proceed from three to one examiner who shall be designated by the Director of Health;
- (3) Reinstating on July 1, 2022, the requirement for fitness to proceed and regained fitness to proceed to three qualified examiners in felony cases and one examiner in nonfelony cases, one of the examiners being from within the Department of Health;
- (4) Changing the effective date of this measure to July 1, 2050, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 553, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 553, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 11; Ayes with Reservations (Thielen). Noes, none. Excused, none.

SCRep. 806 Judiciary on H.B. No. 554

The purpose of this measure is to provide psychiatric treatment, pursuant to an administrative order, to a patient in a psychiatric facility despite the patient's refusal to be treated.

The Department of Public Safety, Department of Health, and The Queen's Health Systems testified in support of the measure. The Hawaii Disability Rights Center provided comments.

Your Committee has amended this measure by:

- (1) Establishing the criteria for medical treatment for a patient who refuses treatment;
- (2) Establishing the framework for the administrative process to obtain administrative authorization for medical treatment for a patient who refuses treatment;
- (3) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 554, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 554, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 11; Ayes with Reservations (Oshiro). Noes, none. Excused, none.

SCRep. 807 Judiciary on H.B. No. 954

The purpose of this measure is to exempt active members of the Hawaii Emergency Management Agency and county emergency management agencies from jury duty.

The Hawaii Emergency Management Agency, Kauai Emergency Management Agency, Kauai Fire Department, City and County of Honolulu Department of Emergency Management, Healthcare Association of Hawaii, and several individuals testified in support of the measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 954, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 954, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 808 Judiciary on H.B. No. 1033

The purpose of this measure is to allow state and county agencies to participate in the administrative procedure by including "agencies" within the definition of "persons" in section 91-1, Hawaii Revised Statutes.

The Department of the Attorney General and Office of Planning testified in support of the measure. Life of the Land testified in opposition.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1033, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1033, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, 1 (Thielen). Excused, none.

SCRep. 809 Judiciary on H.B. No. 1235

The purpose of this measure is to adopt the Uniform Family Law Arbitration Act to create a statutory framework for the arbitration of family law disputes.

Arbitration is a private, contract-based process that parties may use to resolve a dispute rather than going to court. This measure authorizes the use of arbitration to resolve certain family law disputes and establishes procedures and protocols for initiating and conducting the arbitration and for judicial review and confirmation of arbitration decisions.

The Commission to Promote Uniform Legislation testified in support of the measure. One individual testified in opposition.

Your Committee has amended this measure by:

- (1) Authorizing arbitration to consider certain child-related disputes, including matters of custody, visitation, or financial support regarding a child, and inserting relevant authorizing and procedural language from the Uniform Family Law Arbitration Act;

- (2) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1235, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1235, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 810 Judiciary on H.B. No. 1581

The purpose of this measure is to promote electoral transparency and accountability by requiring candidates for President and Vice President of the United States (U.S.) to publicly disclose no later than 50 days before a general election, their federal income tax returns for the five most recent taxable years that a return has been filed.

Common Cause Hawaii and several individuals testified in support of this measure. The Department of the Attorney General, Tax Foundation of Hawaii, and League of Women Voters of Hawaii provided comments on this measure.

Your Committee has amended this measure by:

- (1) Making the requirement to release tax returns also apply with respect to Presidential electors under section 14-28, Hawaii Revised Statutes;
- (2) Adding a severability clause;
- (3) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1581, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1581, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 11; Ayes with Reservations (McDermott). Noes, none. Excused, none.

SCRep. 811 Finance on H.B. No. 141

The purpose of this measure, as received by your Committee, is to make technical amendments to the state budget law regarding the transfer of non-general funds to the general fund.

For the purposes of a public hearing on this bill, your Committee circulated H.B. No. 141, H.D. 1 (Proposed Draft), and notified the public that it would be accepting testimony on the Proposed Draft. The Proposed Draft adopts the recommendations of the Auditor in Auditor Report Nos. 16-09, 16-10, and 16-11 by:

- (1) Repealing and abolishing the following non-general funds:
 - (A) The Emergency Appropriation – Office of the Governor Trust Fund;
 - (B) The Healthcare Transformation Coordinator Grant Trust Fund in the Office of the Governor;
 - (C) The Planning and Research Special Fund of the Office of Hawaiian Affairs;
 - (D) The Education Research and Development Revolving Fund of the Department of Education;
 - (E) The Families for Resources and Early Access to Learning Program Special Fund of the Department of Education; and
 - (F) The School Community Services (Adult Education) Trust Fund of the Department of Education; and
- (2) Transferring unencumbered balances of these funds as recommended by the Auditor.

The Department of Education supported the Proposed Draft.

After careful consideration, your Committee amended this bill by deleting its substance and inserting the contents of the Proposed Draft. Your Committee made additional technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 141, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 141, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Luke, Tokioka).

SCRep. 812 Finance on H.B. No. 145

The purpose of this measure is to:

- (1) Restore the deduction for state taxes paid for taxpayers with income above specified thresholds; and
- (2) Establish limitations on claims for itemized tax deductions, based on a taxpayer's federal adjusted gross income.

The Department of Taxation and Tax Foundation of Hawaii provided comments on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 145, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 145, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 813 Finance on H.B. No. 146

The purpose of this measure is to adopt "moving date conformity," which will allow changes in the federal Internal Revenue Code to automatically apply to state income tax laws.

The Department of Taxation and Tax Foundation of Hawaii submitted comments on this measure.

Your Committee has amended this measure by:

- (1) Amending the effective date to July 1, 2030, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 146, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 146, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 814 Finance on H.B. No. 147

The purpose of this measure is to repeal various obsolete and unnecessary provisions of Hawaii net income tax laws.

The Department of Taxation and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Removing the repeal of the Energy Conservation credit as established by section 235-12, Hawaii Revised Statutes; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 147, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 147, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 815 Finance on H.B. No. 209

The purpose of this measure is to provide tax relief for Hawaii's low- and middle-income families by amending Hawaii's income tax law.

Specifically, this measure:

- (1) Expands the low-income household renters income tax credit based on adjusted gross income and filing status;
- (2) Establishes a State Earned Income Tax Credit to allow resident taxpayers to claim a refundable tax credit equal to 20 percent of the federal earned income tax credit amount. The tax credit would also apply to past-year resident taxpayers, but it must be multiplied by the ratio of Hawaii adjusted gross income to the taxpayer's adjusted gross income from all sources;
- (3) Restores the income tax rates for high income brackets that were repealed in 2015; and
- (4) Permanently extends the refundable food/excise tax credit.

The Hawaii State Commission on the Status of Women; Democratic Party of Hawaii; Women's Caucus of the Democratic Party of Hawaii; LGBT Caucus of the Democratic Party of Hawaii; Americans for Democratic Action; Hawaii Appleseed Center for Law & Economic Justice; YWCA Oahu; Hawaii Alliance for Community-Based Economic Development; CHOW Project; Hawaiian Community Assets; Mental Health America of Hawaii; Community Alliance on Prisons; Hawaii Women's Coalition; Hawaii's Early Childhood Action Strategy; We Are One, Inc.-www.WeAreOne.cc-WAO; Unite Here Local 5 Hawaii; Protecting Hawaii's Ohana, Children, Under Served, Elderly and Disabled; Catholic Charities Hawaii; Parents and Children Together; Sierra Club of Hawaii; Hawaii Children's Action Network, IMUAlliance, Common Cause Hawaii, and numerous concerned individuals testified in support of this measure. The Department of Taxation, The Chamber of Commerce Hawaii, Hawaii Association of Realtors, and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 209, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 209, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 816 Finance on H.B. No. 375

The purpose of this measure is to assist individuals living at or below the poverty level by amending income tax brackets and rates to eliminate income tax liability for these individuals.

Americans for Democratic Action and Hawaii Women's Coalition testified in support of this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 375, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 375, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 817 Finance on H.B. No. 670

The purpose of this measure is to create a Hawaii Working Family Tax Credit, set at ten percent of the federal Earned Income Tax Credit, to help thousands of families in the State.

The Office of Hawaiian Affairs, IMUAlliance, Hawaii Alliance for Community-Based Economic Development, Americans for Democratic Action Hawaii, Parents and Children Together, Early Childhood Action Strategy, Catholic Charities Hawaii, Hawaii Appleseed Center for Law and Economic Justice, Hawaii Women's Coalition, and several concerned individuals supported this measure. The Department of Taxation, Department of the Attorney General, and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2030, to encourage further discussion; and
- (2) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 670, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 670, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 818 Finance on H.B. No. 932

The purpose of this measure is to provide tax relief to low-income taxpayers by:

- (1) Gradually increasing the credit amounts and amending the income brackets of the refundable food/excise tax credit; and
- (2) Repealing the sunset date of the food/excise tax credit.

The Office of Hawaiian Affairs, Hawaii Appleseed Center for Law and Economic Justice, Hawaii Women's Coalition, Catholic Charities Hawaii, IMUAlliance, and one individual testified in support of this measure. The Department of Taxation, Tax Foundation of Hawaii, and Parents and Children Together commented on this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2030, and making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 932, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 932, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17; Ayes with Reservations (Tokioka). Noes, none. Excused, none.

SCRep. 819 Finance on H.B. No. 1309

The purpose of this measure is to require organizations receiving grants to:

- (1) Repay the State the amount of the grant used for the planning, design, construction, renovation, operations, and equipment of facilities, if the organization fails to continue the activities or services for which the grant was approved; and
- (2) Publicly recognize that the project was supported by the State.

Panaewa Hawaiian Home Lands Community Association supported this measure. The Department of Budget and Finance provided comments.

Your Committee has amended this measure by:

- (1) Authorizing expending agencies of grants to delegate their expending authority to a different agency, subject to approval of the grantee and the Governor, when the grantee and agency to which the expending authority is delegated determine such delegation to be advantageous; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1309, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1309, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 820 Finance on H.B. No. 1414

The purpose of this measure is to require the Office of Enterprise Technology Services to investigate and report on the problems of the Tax System Modernization Project of the Department of Taxation.

One concerned individual opposed this measure. The Department of Taxation, Office of Enterprise Technology Services, and one concerned individual provided comments.

Your Committee has amended this measure by:

- (1) Requiring the Auditor, rather than the Office of Enterprise Technology Services to investigate the Tax System Modernization Project; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1414, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1414, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 821 Finance on H.B. No. 144

The purpose of this measure is to extend the lapse date for the mitigating of hazardous situations appropriation from June 30, 2017, to June 30, 2019.

The Hawaii Emergency Management Agency supported this measure.

Your Committee has amended this measure by:

- (1) Removing the lapse extension and allowing the remaining balance to lapse to the general fund on June 30, 2017;
- (2) Reauthorizing an unspecified amount that is scheduled to lapse by general fund appropriation;
- (3) Changing its effective date to July 1, 2030, to encourage further discussion; and
- (4) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 144, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 144, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 822 Finance on H.B. No. 471

The purpose of this measure is to prohibit the Legislature from making an appropriation from the Emergency and Budget Reserve Fund (Fund):

- (1) Of more than 50 percent of the balance of the Fund in a single fiscal year;
- (2) Exceeding 10 percent of the total discretionary funds appropriated by the Legislature in the same fiscal year; and
- (3) For a succeeding fiscal year unless the State has collected or is projected to collect less tax revenue in the current fiscal year, when compared to the immediately preceding fiscal year.

The Department of Budget and Finance and Pew Charitable Trusts provided comments on this measure.

Your Committee has amended this measure by:

- (1) Clarifying that "discretionary funds" means the total amount of general fund moneys appropriated or authorized by the Legislature; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 471, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 471, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 823 Finance on H.B. No. 690

The purpose of this measure is to amend State income tax brackets and rates by:

- (1) Decreasing income tax rates by approximately 25 percent for all but the top income earners; and
- (2) Reinstating higher income tax brackets and rates similar to those that were repealed on December 31, 2015.

Hawaii Women's Coalition and IMUAlliance testified in support of this measure. The Chamber of Commerce Hawaii testified in opposition. The Department of Taxation, Tax Foundation of Hawaii, and Hawaii Appleseed Center for Law and Economic Justice provided comments.

Your Committee has amended this measure by:

- (1) Clarifying the tax rates imposed on each tax bracket;
- (2) Changing its effective date to July 1, 2030, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 690, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 690, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17; Ayes with Reservations (DeCoite, Tokioka, Tupola). Noes, none. Excused, none.

SCRep. 824 Energy & Environmental Protection on H.B. No. 1041

The purpose of this measure is to:

- (1) Repeal the ongoing reporting requirement by the Greenhouse Gas Emission Reduction Task Force to the Legislature regarding greenhouse gas emissions; and
- (2) Direct the University of Hawaii Office of the Vice President for Research and Innovation, rather than the Department of Business, Economic Development, and Tourism, to appoint the panel to conduct an evaluation of Energy Systems Development Special Fund projects.

The Department of Business, Economic Development, and Tourism and University of Hawaii supported this measure.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1041 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 825 Health on H.B. No. 696

The purpose of this measure is to designate the month of September as Suicide Prevention Awareness Month to increase public awareness of suicide prevention education, resources, and support services available in Hawaii to individuals, families, and communities.

The United States Army Suicide Prevention Program, Mental Health America of Hawaii, Hawaii Catholic Conference, Hawaii Family Forum, Oahu Prevent Suicide Hawaii Taskforce, and several individuals testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 696 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Har, Tupola).

SCRep. 826 Finance on H.B. No. 143

The purpose of this measure is to:

- (1) Authorize the issuance of general obligation bonds to finance capital improvement projects authorized in appropriation measures of the Executive Branch and the Judiciary; and
- (2) Make a declaration of findings with respect to the authorizations for the bonds as required under the Hawaii State Constitution.

The Department of Budget and Finance testified in support of this measure.

Article VII, section 13, of the Hawaii State Constitution requires the Legislature to include a declaration of findings in every general law authorizing the issuance of general obligation bonds that the total amount of principal and interest, estimated for such bonds and for all bonds authorized and unissued and calculated for all bonds issued and outstanding, will not cause the debt limit to be exceeded at the time of issuance.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 143 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 827 Finance on H.B. No. 523

The purpose of this measure is to require and provide funding for all State agencies to reasonably provide and maintain onsite collection of recyclable materials at buildings and facilities under the agency's jurisdiction.

The Conservation Council for Hawaii, Sierra Club of Hawaii, and many individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 523 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 828 Finance on H.B. No. 628

The purpose of this measure is to create an Infrastructure Capacity Construction Loan Revolving Fund to provide loans to the counties, state agencies, and private developers for infrastructure improvements that would increase the capacity of the infrastructure facilities, and appropriate funds for this purpose.

The City and County of Honolulu Board of Water Supply, Building Industry Association of Hawaii, and American Council of Engineering Companies of Hawaii testified in support of this measure. The Department of Budget and Finance, Department of Land and Natural Resources, and City and County of Honolulu Department of Environmental Services provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 628 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 829 Finance on H.B. No. 629

The purpose of this measure is to enable the Employees' Retirement System to invest in public-private partnerships for the development of construction projects that implement clean energy technology or improve the State's water supply by excluding from income and general excise tax a percentage of the direct costs incurred by a contractor, in such a public-private partnership.

The Employees' Retirement System, Department of Taxation, and Tax Foundation of Hawaii provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 629 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 830 Finance on H.B. No. 1541

The purpose of this measure is to amend the legislative allowance for an Oahu legislator to be equal to the federal Department of Defense flat rate per diem amount for temporary duty assignments of the applicable duration for the locality in which the member is required to be present.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1541 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 831 Water & Land on H.B. No. 54

The purpose of this measure is to prohibit the Chairperson of the Board of Land and Natural Resources from adopting any rule with respect to a small boat harbor where a marine fueling station has been established that requires the exclusive fueling of vessels from that station only.

The Department of Land and Natural Resources testified in opposition to this measure. One concerned individual offered comments on this measure.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 54 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 6; Ayes with Reservations (Kong). Noes, 1 (Say). Excused, 2 (Evans, Ichiyama).

SCRep. 832 Finance on H.B. No. 930

The purpose of this measure is to:

- (1) Establish the Erin's Law Task Force to review current policies, programs, and curricula for educating public school students about sexual abuse prevention and recommend a program to educate children in grades pre-kindergarten through twelve on sexual abuse prevention through age appropriate curricula; and
- (2) Appropriate an unspecified amount for the operations of the Task Force.

The Hawaii State Commission on the Status of Women, Parents and Children Together, Hawaii Youth Services Network, and several concerned individuals supported this bill. The Department of Education, Department of Human Services, Special Education Advisory Council, IMUAlliance, Hawaii State Teachers Association, and UNITE! submitted comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 930 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Tupola).

SCRep. 833 Finance on H.B. No. 1354

The purpose of this measure is to specify that the per diem legislative allowance for legislators, who reside on an island other than Oahu, shall be equal to the federal Department of Defense flat rate per diem amount for the island of Oahu for temporary duty assignments of 31 to 180 days.

Your Committee has amended this measure by:

- (1) Amending the daily allowance to cover incidental expenses incurred by legislators conducting official business during certain recess and interim periods while on the island of the legislator's legal residence to an amount equal to the federal Department of Defense flat rate per diem amount for the island of Oahu for temporary duty assignments of 31 to 180 days; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1354, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1354, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 834 Finance on H.B. No. 1478

The purpose of this measure is to appropriate funds to advocate, promote, develop, test, and evaluate unmanned aerial system technologies through the applied research laboratory at the University of Hawaii.

The Department of Business, Economic Development and Tourism; Drone Services Hawaii; and two individuals testified in support of this measure. One individual provided comments.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing its effective date to July 1, 2030, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1478, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1478, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Tupola).

SCRep. 835 Finance on H.B. No. 1588

The purpose of this measure is to:

- (1) Prohibit the issuance of general obligation bonds to finance the repair and maintenance of a capital asset with a depreciable life of less than 10 years from the date the asset was first placed into service;

- (2) Authorize only cash appropriations or the issuance of bonds other than general obligation bonds to finance the repair and maintenance of a capital asset with a depreciable life of less than 10 years from the date the asset was first placed into service; and
- (3) Require the Director of Finance to set a maturity date of not more than 10 years when issuing general obligation bonds to finance the repair and maintenance of a capital asset with a depreciable life of 10 years or more from the date the asset was first placed into service.

The Department of the Attorney General and Department of Budget and Finance commented on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1588, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1588, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Tupola).

SCRep. 836 Finance on H.B. No. 887

The purpose of this measure is to address the State's unfunded liabilities by:

- (1) Establishing the Rate Stabilization Reserve Fund to stabilize the Hawaii Employer-Union Health Benefits Trust Fund (EUTF) when there is insufficient money to cover the costs of providing benefits for retirees and their beneficiaries;
- (2) Capping the employer contributions to the Other Post-Employment Benefits (OPEB) Trust Fund when the separate accounts for each public employer within the fund have a combined balance of at least \$2,000,000,000; and
- (3) Requiring that the excess balances at the end of each fiscal year above \$2,000,000,000, for both the EUTF and OPEB trust funds be transferred to the Rate Stabilization Reserve Fund.

One concerned individual supported this measure. The Department of Budget and Finance, Hawaii Employer-Union Health Benefits Trust Fund, and one concerned individual provided comments.

Your Committee has amended this measure by:

- (1) Allowing the Rate Stabilization Reserve Fund to also cover the costs of providing health and other benefit plans for active employees;
- (2) Specifying that once the separate accounts for each public employer within the separate trust fund have a combined balance of at least \$2,000,000,000, then \$300,000,000 of public employer annual contributions shall be paid to the Employees' Retirement System;
- (3) Specifying that transient accommodations tax revenues may be used in any fiscal year where county public employers' contributions are less than the annual amount required;
- (4) Changing the effective date to July 1, 2030, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 887, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 887, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16; Ayes with Reservations (Tokioka). Noes, none. Excused, 1 (LoPresti).

SCRep. 837 Finance on H.B. No. 888

The purpose of this measure is to address the State's unfunded liability by directing the Auditor to conduct a feasibility study on providing health benefits to state and county employees using a self-insured model.

One concerned individual supported this measure. The State Procurement Office opposed this measure. The Office of the Auditor, Hawaii Employer-Union Health Benefits Trust Fund, and one concerned individual provided comments.

Your Committee has amended this measure by:

- (1) Requiring the Legislative Reference Bureau rather than the Auditor to conduct the feasibility study;
- (2) Removing the Procurement Code exemption for contracted services related to the development of the study;

- (3) Expanding the scope of the study regarding the collection of certain data and the potential impacts of transitioning to a different model;
- (4) Changing the effective date to July 1, 2030, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 888, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 888, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16; Ayes with Reservations (Kobayashi, Tokioka). Noes, none. Excused, 1 (LoPresti).

SCRep. 838 Finance on H.B. No. 1448

The purpose of this measure is to require the Department of Education to provide free school meals to children who are eligible for free or reduced-price school meals, based on the United States Department of Agriculture's most current income eligibility guidelines.

The Department of Education, Hawaii Children's Action Network, Hawaii State Teachers Association, and Hawaii Appleseed Center for Law and Economic Justice supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1448, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 839 Finance on H.B. No. 491

The purpose of this measure is to establish and appropriate funds for a two-year Pilot School Sidewalk Maintenance and Repair Program to enable each county to fast-track maintenance and repair of sidewalks in school zones or other areas of significant school-related pedestrian traffic.

The Department of Education, Office of the Prosecuting Attorney of the County of Hawaii, and Hawai'i Public Health Institute supported this measure. An individual opposed this measure. The Department of Transportation, Department of Public Works of the County of Hawaii, and an individual provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 491 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Tupola).

SCRep. 840 Finance on H.B. No. 206

The purpose of this measure is to apply a surcharge for advanced 911 services on prepaid wireless telecommunications service in a manner equivalent to the enhanced 911 surcharge applicable to other cellular and telephone services.

The Department of Accounting and General Services, Hawaii State Fire Council, Honolulu Fire Department, Honolulu Police Department, Maui Police Department, Kauai Police Department, Hawaii Police Department, Maui Fire Department, Hawaii Fire Department, CTIA, and Verizon supported this measure. Retail Merchants of Hawaii and Hawaii Association for Justice opposed this measure. The Enhanced 911 Board and Tax Foundation of Hawaii offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 206, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, 1 (Tupola). Excused, 2 (Luke, Tokioka).

SCRep. 841 Finance on H.B. No. 89

The purpose of this measure is to preserve access to health care for Medicaid recipients by:

- (1) Extending the Hospital Sustainability Program for two years and updating statutory references accordingly;
- (2) Clarifying that the rate of the outpatient hospital sustainability fee shall not exceed three percent of net outpatient hospital service revenue;
- (3) Allowing the Department of Human Services (DHS) to exclude any facility from the hospital sustainability fee on outpatient care services if its exclusion is required to meet federal standards of approval; and

- (4) Appropriating funds out of the Hospital Sustainability Program Special Fund for Fiscal Year 2017-2018 and Fiscal Year 2018-2019.

DHS, Hawaii Health Systems Corporation, The Queen's Health Systems, Healthcare Association of Hawaii, Hawai'i Pacific Health, The Chamber of Commerce Hawaii, and Legacy of Life Hawai'i supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 89, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tokioka).

SCRep. 842 Finance on H.B. No. 607

The purpose of this measure is to:

- (1) Direct the Executive Office on Aging to establish the Kupuna Caregivers Program to assist community members who are providing care to elders so they can stay in the workforce;
- (2) Clarify the Kupuna Care Program's long-term services and supports, to address the needs of Hawaii's adults age 60 years or older and their desire to remain in their own homes and communities as they age; and
- (3) Appropriate funds to establish and implement the Kupuna Caregivers Program.

The Hawaii State Commission on the Status of Women; Maui County Office on Aging; Policy Advisory Board for Elder Affairs; Healthcare Association of Hawaii; Alzheimer's Association, Aloha Chapter; Hawaii Family Caregiver Coalition; Hawaii Section of the American Congress of Obstetricians and Gynecologists; Mental Health America of Hawaii; Faith Action for Community Equity; Hawaii Medical Association; Hawaii Public Health Association; AARP Hawaii; Caring Across Generations; Hagadone Printing; ILWU Local 142; and numerous individuals testified in support of this measure. The Executive Office on Aging and an individual provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 607, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tokioka).

SCRep. 843 Finance on H.B. No. 845

The purpose of this measure is to assist inmates in obtaining the documents and identification cards necessary for successful reentry into society.

Specifically, this measure requires and provides funds for the Department of Public Safety in collaboration with county, state, and federal agencies, and upon request of the inmate, to issue civil identification cards to inmates and assist inmates in obtaining birth certificates, social security cards, and other relevant identification documents. This measure also requires the Department of Public Safety to submit annual reports on the provision of documents to inmates.

The Office of Hawaiian Affairs, Hawaii State Commission on the Status of Women, Ho'omana Pono, LLC., YWCA Oahu, and several concerned individuals supported this measure. The Department of Public Safety, Community Alliance on Prisons, and two concerned individuals offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 845, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (DeCoite, Tupola).

SCRep. 844 Finance on H.B. No. 1129

The purpose of this measure is to require the Department of Public Safety to develop policy and procedures to govern the processing of requests from deputy sheriffs performing special duty and to establish a compensation schedule for deputy sheriffs performing special duty.

The Department of Public Safety and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO supported the measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1129, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Tupola).

SCRep. 845 Finance on H.B. No. 552

The purpose of this measure is to preserve certain benefits of the federal Patient Protection and Affordable Care Act in the face of the threatened repeal of that Act by Congress.

Specifically, this measure:

- (1) Preserves the individual mandate that requires certain persons to acquire health insurance coverage and imposes corresponding tax penalties for noncompliance;
- (2) Clarifies the minimum requirements for health insurance policies issued in the State, including requirements for coverage of contraceptive and breastfeeding counseling and supplies;
- (3) Preserves the extension of dependents' eligibility for coverage through age 26;
- (4) Preserves prohibitions on exclusion from coverage based on a preexisting condition and on gender-based discrimination in premium and other cost amounts;
- (5) Requires all insurers that issue any health insurance policies, plans, contracts, or agreements in the State that satisfy minimal essential coverage requirements to provide confirmation of that coverage to the individuals covered and to the Department of Taxation; and
- (6) Establishes a Minimum Essential Coverage Premium Supplementation Trust Fund and related procedures to provide premium supplementations to insurers that issue minimal essential coverage at a net financial loss.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; American Diabetes Association; American Heart Association; Planned Parenthood Votes Northwest and Hawaii; The Queen's Health Systems; AAUW Windward; Healthcare Association of Hawaii; March of Dimes Foundation Hawaii; IMUAlliance; Hawaii Psychological Association; Hawaii Women's Coalition; Special Education Advisory Council; International Longshore and Warehouse Union Local 142; LGBT Caucus of the Democratic Party of Hawaii; and numerous individuals testified in support of this measure. The Department of Human Services, Department of Taxation, Department of Commerce and Consumer Affairs, Department of Labor and Industrial Relations, Department of Budget and Finance, Hawaii Employer-Union Health Benefits Trust Fund, Hawaii State Commission on the Status of Women, Hawaii Medical Service Association, Hawaii Section of the American Congress of Obstetricians and Gynecologists, Breastfeeding Hawaii, Hawaii Public Health Institute, Tax Foundation of Hawaii, Kaiser Permanente Hawaii, AARP, and Hawaii Children's Action Network provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 552, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, 1 (Ward). Excused, 1 (Tokioka).

SCRep. 846 Finance on H.B. No. 1244

The purpose of this measure is to:

- (1) Amend the Cesspool Upgrade, Conversion, or Connection Income Tax Credit to make it assignable and refundable, applicable to more cesspools, and applicable for an additional two years;
- (2) Require upgrade, conversion, or connection to the sewer system of all cesspools in the State before 2050; and
- (3) Establish an income-based grant program to mitigate costs.

The Department of Health, Council Member representing District 3 of the Hawaii County Council, and Sierra Club of Hawaii testified in support of this measure. The Office of the Mayor of the County of Hawaii testified in opposition to this measure. The Department of Taxation, Tax Foundation of Hawaii, and Hawaii Association of REALTORS commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1244, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tokioka).

SCRep. 847 Finance on H.B. No. 672

The purpose of this measure is to support the Department of Education's strategic efforts to address students' physical, mental, and social-emotional health through school programs and partnerships that support health and well-being by:

- (1) Expanding the Department's Hawaii Keiki: Healthy and Ready to Learn Program (Program) to all fifteen school complex areas statewide and expanding its scope to include preventative oral health education services;
- (2) Establishing a Hawaii Keiki: Healthy and Ready to Learn Special Fund and positions within the Departments of Health and Human Services to support the Program; and

- (3) Appropriating funds to implement, expand, and sustain the Program.

The State Public Charter School Commission, Hawaii State Center for Nursing, Kokua Kalihi Valley Comprehensive Family Services, Hawaii Pacific Health, Healthcare Association of Hawaii, Hui for Excellence in Education, Kapiolani Child Protection Center, IMUAlliance, Hawaii State Teachers Association, Hawaii Children's Action Network, Prime Care Services Hawaii, Incorporated, and many individuals supported this measure. Two individuals opposed this measure. The Department of Education, Department of Health, Department of Human Services, Department of Budget and Finance, State Council on Developmental Disabilities, Executive Office on Early Learning, School of Nursing & Dental Hygiene of the University of Hawaii at Manoa, The Queen's Health Systems, Hawaii Public Health Institute, Hawaii Medical Service Association, Project Vision Hawaii, Special Education Advisory Council, Hawaii Primary Care Association, American Academy of Pediatrics, and two individuals provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 672, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16; Ayes with Reservations (Gates). Noes, none. Excused, 1 (Tokioka).

SCRep. 848 Finance on H.B. No. 186

The purpose of this measure is to help protect the coffee industry in Hawaii by extending for an additional two years the sunset date of the pesticide subsidy program for coffee farmers who purchase pesticides containing *Beauveria bassiana*, a naturally occurring fungus known to cause high rates of mortality in coffee berry borers.

The ILWU Local 142; Hawaii Coffee Company; Kona Coffee Farmers Association; Sugai Products, Inc.; Mauna Mama Kona Coffee; Kona Coffee Farmers Association; Kanalani Ohana Farm; Onila Farms; Absolutely! Kona Coffee; MC Kona Farms; Kona Sunrise Coffee; Kau Coffee Mill, LLC; and numerous concerned individuals supported this measure. The Department of Agriculture and Mayor of the County of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 186, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 849 Finance on H.B. No. 446

The purpose of this measure is to support sustainable farming, diversified agriculture, and job creation by appropriating funds to acquire the land for, and plan, design, and construct an agricultural park in South Maui that could be used for diversified crops, including industrial hemp.

The Kihei Community Association supported this measure. The Department of Agriculture submitted comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 446, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 850 Finance on H.B. No. 453

The purpose of this measure is to

- (1) Establish a grant program to provide grants to farmers to assist them in paying for the costs of compliance with the Federal Food and Drug Administration Food Safety Modernization Act, federal regulations, and state food safety laws;
- (2) Establish the Food Safety Certification Costs Grant Program Special Fund to provide the required grants; and
- (3) Appropriate funds for the Grant Program.

Hawaii Farm Bureau, Hawaii Cattlemen's Council, Hawaii Crop Improvement Association, Ulu pono Initiative, and Maui Chamber of Commerce supported this measure. The Department of Agriculture and Department of Budget and Finance offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 453, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 851 Finance on H.B. No. 455

The purpose of this measure is to prohibit the Department of Agriculture (Department) from charging agricultural producers and ranchers for the costs of food safety certification activities conducted by the Department.

The Department offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 455, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 852 Finance on H.B. No. 728

The purpose of this measure is to expand the agricultural commodities general excise tax exemption to include additional types of agricultural products.

Hawaii Farm Bureau, Hawaii Crop Improvement Association, and The Maritime Group, LLC supported this measure. The Department of Agriculture, Department of Taxation, and Tax Foundation of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 728, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 853 Finance on H.B. No. 891

The purpose of this measure is to require the Office of the Governor and the Department of Agriculture to develop a strategic plan outlining benchmarks to achieve the Governor's goal of doubling food production by 2020 and to submit a report to the Legislature.

The Hawaii Farm Bureau supported this measure. The Department of Agriculture offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 891, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 854 Finance on H.B. No. 959

The purpose of this measure is to require the Auditor to conduct a management and financial audit of the Agribusiness Development Corporation.

A concerned individual supported this measure. The Department of Agriculture and Agribusiness Development Corporation opposed this measure. Office of the Auditor offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 959, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 855 Finance on H.B. No. 1270

The purpose of this measure is to direct the Board of Land and Natural Resources to enter into negotiations to acquire the property identified as Tax Map Key No.: (3) 6-8-001:030 in Kamuela, Hawaii, which is owned by Hanano Nursery, Inc., and appropriate funds out of the Land Conservation Fund to finance the acquisition.

The Department of Land and Natural Resources and Department of Agriculture offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1270, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 856 Finance on H.B. No. 1339

The purpose of this measure is to increase efforts and available resources to address invasive species in the State by restructuring the Hawaii Invasive Species Council into a new entity, the Hawaii Invasive Species Authority, to be attached administratively to the Department of Agriculture instead of the Department of Land and Natural Resources.

The Department of Agriculture, Department of Land and Natural Resources, Department of Transportation, University of Hawaii, Councilmember from District 3 of the Hawaii County Council, Big Island Invasive Species Committee, Coordinating Group on Alien Pest Species, Conservation Council for Hawaii, Local Food Coalition, Kauai Invasive Species Committee, Hawaii Cattlemen's Council, Little Fire Ant HUI, The Nature Conservancy of Hawaii, Hawaii Green Growth, and many individuals supported this measure. The Hawaii Farm Bureau and two individuals provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1339, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 857 Finance on H.B. No. 1389

The purpose of this measure is to support, maintain, and prepare for the future of Hawaii's cattle industry by appropriating funds for the planning and design of scalable livestock harvest facilities.

Hawaii Farm Bureau; Hawaii Crop Improvement Association; Parker Ranch, Inc.; Maui Cattlemen's Association; Hawaii Cattlemen's Council, Inc.; Ponoheo Ranch Limited; McCandless Ranch; Paniolo Cattle Company; and several concerned individuals supported this measure. The Department of Agriculture provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1389, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 858 Finance on H.B. No. 1474

The purpose of this measure is to prepare the Industrial Hemp Pilot Program (Pilot Program) for full implementation.

Specifically, this measure:

- (1) Establishes the Industrial Hemp Special Fund to support the Pilot Program;
- (2) Clarifies, for county real property tax purposes, that industrial hemp from the Pilot Program is an agricultural product, use, and activity, and that agricultural lands used for the cultivation of industrial hemp shall qualify for the minimum dedication period and assessment at the least expensive classification; and
- (3) Limits industrial hemp cultivation to licensed owners, lessees, or occupiers of lands situated within the state agricultural land district.

The Department of Budget and Finance, Department of Agriculture, and Tax Foundation of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1474, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 859 Finance on H.B. No. 1475

The purpose of this measure is to enhance public access to locally-grown food and value-added products while enabling farmers to be economically sustainable by allowing farmers' markets and food hubs on agricultural lands.

This measure also requires certain agricultural-based operation for agricultural lands to be headquartered and registered in Hawaii and imposes a requirement that certain retail entities on agricultural lands sell products containing a specified percentage of Hawaii grown content.

One concerned individual supported this measure. The Department of Agriculture, Land Use Commission, and Hawaii Farm Bureau provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1475, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 860 Finance on H.B. No. 1593

The purpose of this measure is to:

- (1) Reduce some of the oversight of the Hawaii Green Infrastructure Loan Program to encourage more rapid deployment of loans to further the Program; and
- (2) Directly assist Hawaii's underserved residents by using dormant funds from the Hawaii Green Infrastructure Loan Program to create the Clean Energy Savings Jump Start Program, with the intent of rapidly deploying funds to assist disadvantaged communities with investments in clean energy and energy efficiency.

Distributed Energy Resources Council of Hawaii, Healthy Climate Communities, and numerous individuals testified in support of this measure. The Department of Commerce and Consumer Affairs Division of Consumer Advocacy, Hawaii Energy Policy Forum Energy Efficiency Working Group, and Ulupono Initiative opposed this measure. The Department of Budget and Finance, Public Utilities Commission, Hawaii Green Infrastructure Authority, State Procurement Office, The Alliance for Solar Choice, Amber Kinetics, and Hawaii Solar Energy Association provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1593, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17; Ayes with Reservations (Tupola). Noes, none. Excused, none.

SCRep. 861 Finance on H.B. No. 481

The purpose of this measure is to facilitate a more proactive and aggressive implementation of the Department of Agriculture's current little fire ant program by:

- (1) Establishing a Pilot Pesticide Treatment Coupon Project within the current little fire ant program;
- (2) Creating a little fire ant site map for the County of Hawaii; and
- (3) Appropriating funds for purposes of the coupon project and the site map.

The Hawaii County Council, a member of the Hawaii County Council, Big Island Invasive Species Committee, Democratic Party of Hawaii, Hawaii Pest Control Association, Hawaii Cattlemen's Council, Hawaii Farm Bureau, Little Fire Ant HUI, and numerous concerned individuals supported this bill. The Department of Agriculture, Department of Land and Natural Resources, University of Hawaii, Office of the Mayor of Hawaii County, Coordinating Group on Alien Pest Species, and a few concerned individuals submitted comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 481, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 862 Finance on H.B. No. 605

The purpose of this measure is to protect Hawaii's ground water by prohibiting the installation or use of household aerobic units that discharge directly to groundwater, unless they have been approved by the Director of Health.

The Department of Health and Office of Hawaiian Affairs supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 605, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 863 Finance on H.B. No. 634

The purpose of this measure is to authorize the issuance of special purpose revenue bonds to the Honolulu Board of Water Supply to upgrade Nuuanu Reservoir #1 to meet State Dam Safety Standards, as part of the Nuuanu Hydroelectricity Project.

The Department of Land and Natural Resources, Honolulu Board of Water Supply, Ulupono Initiative, and Healthy Climate Communities supported this measure. The Department of Budget and Finance and Department of the Attorney General provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 634, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 864 Finance on H.B. No. 635

The purpose of this measure is to authorize the issuance of special purpose revenue bonds to the Honolulu Board of Water Supply to upgrade Nuuuanu Reservoir #4 to meet State Dam Safety Standards, as part of the Nuuuanu Hydroelectricity Project.

The Department of Land and Natural Resources, Honolulu Board of Water Supply, Healthy Climate Communities, and Ulupono Initiative supported this measure. The Department of Budget and Finance and Department of the Attorney General provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 635, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 865 Finance on H.B. No. 848

The purpose of this measure is to encourage the development and use of microgrids at University of Hawaii (UH) campuses and facilities by:

- (1) Authorizing the UH to establish, implement, and operate one or more microgrid projects on any property owned, leased, or controlled by UH; and
- (2) Exempting microgrids from regulation as a public utility.

The UH and an individual supported this measure. Hawaiian Electric Company and its subsidiary utilities Maui Electric Company and Hawaii Electric Light Company and an individual opposed this measure. The Public Utilities Commission and Hawaii Energy Policy Forum provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 848, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 866 Finance on H.B. No. 904

The purpose of this measure is to create a mechanism for the rapid response to invasive species threats by:

- (1) Establishing the Invasive Species Rapid Response Special Fund (Fund) for use by the Invasive Species Council;
- (2) Establishing procedures for declaration of an invasive species emergency, which shall trigger Council authorization to take action and make Fund expenditures without legislative approval; and
- (3) Appropriating monies into the Fund.

The Councilmember from the Third District of the County of Hawaii, Hawaii Cattlemen's Council, Big Island Invasive Species Committee, Conservation Council for Hawaii, The Nature Conservancy of Hawaii, Coordinating Group on Alien Pest Species, Little Fire Ant HUI, and many individuals supported this measure. One individual opposed this measure. The Department of Land and Natural Resources, Department of Agriculture, Department of Budget and Finance, State Procurement Office, Office of the Mayor of the County of Hawaii, Hawaii Cat Foundation, and two individuals provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 904, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 867 Finance on H.B. No. 957

The purpose of this measure is to expedite the cooling of public school classrooms by:

- (1) Providing that moneys in the Hawaii Green Infrastructure Special Fund may be used for loans to subsidize the installation costs for air conditioning, energy-efficient lighting, and other energy efficiency measures related to heat abatement at public schools; and
- (2) Making related appropriations.

IMUAlliance, Hawaii State Teachers Association, and Hawaii Solar Energy Association supported this measure. The Public Utilities Commission and Energy Efficiency Working Group of the Hawaii Energy Policy Forum provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 957, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 17. Noes, none. Excused, none.

SCRep. 868 Finance on H.B. No. 1300

The purpose of this measure is to:

- (1) Require the University of Hawaii Environmental Center to conduct ongoing studies of the environmental impacts of sewage spills on affected coral reefs and to submit an annual report, including any proposed legislation, to the Legislature prior to each regular session; and
- (2) Appropriate funds to conduct the ongoing studies.

Sierra Club of Hawaii and numerous individuals testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1300, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 17. Noes, none. Excused, none.

SCRep. 869 Finance on H.B. No. 1570

The purpose of this measure is to provide persons renting cars in Hawaii with the opportunity to make a voluntary contribution toward the protection of the State's unique environment.

Specifically, this measure requires lessors of rental motor vehicles to include an option for the lessee in the rental agreement to contribute a sum to the Department of Land and Natural Resources for the preservation and protection of the environment, effective January 1, 2020.

The Department of Land and Natural Resources, Office of Hawaiian Affairs, Department of Transportation, Sierra Club of Hawaii, and Conservation Council for Hawaii supported this measure. Enterprise Holdings opposed this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1570, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 17. Noes, none. Excused, none.

SCRep. 870 Finance on H.B. No. 1577

The purpose of this measure is to establish a composting grant pilot project in Department of Education (DOE) schools.

Among other things, this measure:

- (1) Establishes the Composting Grant Pilot Project Working Group (Working Group) to develop guidelines and provide oversight for campus composting;
- (2) Directs the Department of Agriculture (DOA) to issue grants pursuant to the Working Group's recommendation; and
- (3) Appropriates funds to establish and implement the composting grant pilot projects.

The DOE, Hawaii Farm to School and School Garden Hui, Malama Kauai, Kokua Hawaii Foundation, Malaai: The Culinary Garden of Waimea Middle School, Surfrider Foundation's Oahu Chapter, and several individuals testified in support of this measure. The DOA and the Department of the Attorney General commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1577, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 17. Noes, none. Excused, none.

SCRep. 871 Finance on H.B. No. 620

The purpose of this measure is to support the Kaho'olawe Island Reserve Commission (Commission) in its efforts to effectively meet the unique challenges of restoring, preserving, and determining the appropriate uses of the Kaho'olawe Island Reserve for the people of Hawaii by appropriating funds to the Department of Land and Natural Resources for:

- (1) Nineteen full-time permanent positions (LNR906 - natural and physical environment) for the Commission; and
- (2) The Commission to promote water sustainability and photovoltaic powered desalination on the Island Reserve.

The Kaho‘olawe Island Reserve Commission, a member of the Maui County Council, Maui County Department of Planning, Conservation Council for Hawaii, Ocean Tourism Coalition, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, and numerous concerned individuals supported this bill.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 620, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (LoPresti, Tupola).

SCRep. 872 Finance on H.B. No. 622

The purpose of this measure is to facilitate the continuing preservation, restoration, and appropriate use of the Kahoolawe Island Reserve by:

- (1) Authorizing the Chairperson of the Board of Land and Natural Resources (BLNR) to transfer funds from the Department of Land and Natural Resources (DNLN) public land trust accounts to the Kahoolawe Rehabilitation Trust Fund (Fund); and
- (2) Directing the Office of Hawaiian Affairs (OHA) to expend a portion of its public land trust revenues for purposes consistent with those of the Fund.

OHA, DLNR, and Ka Lahui Hawaii Political Action Committee opposed this measure. The Department of the Attorney General and the Department of Budget and Finance commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 622, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14; Ayes with Reservations (Nakamura). Noes, 1 (Ward). Excused, 2 (LoPresti, Tupola).

SCRep. 873 Finance on H.B. No. 630

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources for:

- (1) Drought mitigation projects and measures in each county; and
- (2) One full-time equivalent permanent planner IV position within the Commission on Water Resource Management to update the Hawaii Drought Plan.

The Honolulu Board of Water Supply, Hawaii Farm Bureau, One World One Water, LLC, United States Green Building Council Hawaii Chapter, and Ulupono Initiative supported this measure. The Department of Agriculture and Department of Land and Natural Resources provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 630, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (LoPresti, Tupola).

SCRep. 874 Finance on H.B. No. 637

The purpose of this measure is to:

- (1) Expedite the review, updating, and adoption of the Uniform Plumbing Code, through amendments to the Hawaii State Building Codes; and
- (2) Appropriate funds for the State Building Code Council to carry out its duties, including the hiring of necessary staff.

The Nature Conservancy, Hawaii Green Growth, Hawaii Fresh Water Initiative, One World One Water, LLC, Wai for Hawaii, Plumbers and Fitters Local 675, Surfrider Foundation, Hawaii's Fresh Water Council, and an individual supported this measure. The Hawaii State Fire Council and Honolulu Fire Department provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 637, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (LoPresti).

SCRep. 875 Finance on H.B. No. 643

The purpose of this measure is to authorize the Director of Finance to issue general obligation bonds to finance capital improvements to the Waiahole Irrigation System.

The Department of Agriculture, Agribusiness Development Corporation, Local Food Coalition, Hawaii Farm Bureau, and Monsanto supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 643 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (LoPresti, Tupola).

SCRep. 876 Finance on H.B. No. 795

The purpose of this measure is to assist the Department of Land and Natural Resources (DLNR) in creating a framework for long-term maintenance support for current and future reforestation projects by:

- (1) Appropriating funds for the certification of a carbon project at Haleakala, Maui under an established forest carbon standard;
- (2) Requiring DLNR to submit annual reports on the carbon project certification of the reforestation project; and
- (3) Clarifying the State's oversight authority over third parties that receive funds related to the carbon project certification.

The Office of Environmental Quality Control, The Nature Conservancy Hawaii, and Sierra Club of Hawaii testified in support of this measure. DLNR provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 795, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (LoPresti, Tupola).

SCRep. 877 Finance on H.B. No. 839

The purpose of this measure is to require the Auditor to conduct a performance audit of:

- (1) The Management and Administration Division of the Department of Land and Natural Resources;
- (2) The Division of Forestry and Wildlife of the Department of Land and Natural Resources; and
- (3) The Special Land and Development Fund of the Department of Land and Natural Resources.

This measure also provides an appropriation for the Auditor to hire staff or consultants to conduct the audit.

Several concerned individuals supported this measure. The Office of the Auditor and Department of Land and Natural Resources submitted comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 839, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (LoPresti, Tupola).

SCRep. 878 Finance on H.B. No. 840

The purpose of this measure is to:

- (1) Require the Auditor to conduct a performance audit of the land lease and revocable permit programs administered by the Land Division of the Department of Land and Natural Resources; and
- (2) Appropriate funds for the hiring of necessary staff positions to conduct the performance audit.

Several individuals supported this measure. The Office of the Auditor and Department of Land and Natural Resources provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 840, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (LoPresti, Tupola).

SCRep. 879 Finance on H.B. No. 1304

The purpose of this measure is to:

- (1) Require event organizers to submit permit applications to the Department of Land and Natural Resources (Department) at least 45 days before a regatta, marine parade, or surfing contest;
- (2) Authorize the Department to assess and collect fees for processing permits; and
- (3) Require the Department to approve or deny a permit within 30 days of receipt of a completed application.

Hawaii Surfing Association Maui, Handsome Bugga Productions, and Pailolo SUP Sports LLC supported this measure. Three individuals opposed this measure. The Department and an individual provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1304, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (LoPresti).

SCRep. 880 Consumer Protection & Commerce on H.B. No. 894

The purpose of this measure is to exempt individuals soliciting only insurance for property stored at a self-service storage facility from obtaining a license as an insurance producer provided that specific requirements are met.

The Self Storage Association testified in support of this measure. The Department of Commerce and Consumer Affairs testified in opposition to this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 894, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Ichiyama).

SCRep. 881 Consumer Protection & Commerce on H.B. No. 95

The purpose of this measure is to allow potential applicants to the Industrial Hemp Pilot Program to apply for a license at any time during the year in which the applicant plans to grow industrial hemp.

The Department of Agriculture and Kihei Community Association testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 95 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Fukumoto).

SCRep. 882 Consumer Protection & Commerce on H.B. No. 337

The purpose of this measure is to remove the specific reference to AT section 201 and require that peer reviews of certified public accountants (CPA) and CPA firms be governed by the Statements on Standards for Attestation Engagements adopted by the American Institute of Certified Public Accountants in its entirety.

The Board of Public Accountancy testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 337 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Fukumoto).

SCRep. 883 Consumer Protection & Commerce on H.B. No. 563

The purpose of this measure is to authorize licensed dental hygienists to practice under the general, rather than direct, supervision of a licensed dentist when treating patients of record with an existing treatment plan with certain limitations.

The Board of Dental Examiners, Hawaii Dental Hygienists' Association, Kona Coast Dental Care, and numerous concerned individuals testified in support of this measure. Several concerned individuals testified in opposition to this measure. The Hawaii Dental Association provided comments.

Although this measure is intended to provide greater access to oral hygiene services, your Committee has concerns regarding the adequacy of available emergency care should a complication occur during a dental procedure without a dentist present. Nevertheless, your Committee finds that this measure is warranted and deserves further discussion and consideration.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 563, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ichiyama).

SCRep. 884 Consumer Protection & Commerce on H.B. No. 738

The purpose of this measure is to promote sustainable transportation by:

- (1) Granting procurement priority to fuel cell electric vehicles in state and county vehicle purchases; and
- (2) Amending the definition of "electric vehicles" to include fuel cell electric vehicles for purposes of parking exemptions, high occupancy vehicle lane use, registration, and required parking spaces in places of public accommodation.

The Department of Business, Economic Development and Tourism, Department of Transportation, Alliance of Automobile Manufacturers, Hawaii Energy Policy Forum, Hawaii Automobile Dealers' Association, and several individuals supported this measure. The State Procurement Office provided comments.

Your Committee had concerns that opening up the exemptions for electric vehicles to fuel cell vehicles could exacerbate the lack of availability of amenities such as parking spaces for electric vehicles. However, given the broad support for this measure from different sectors and stakeholders, your Committee feels that this legislation will enhance renewable transportation options in the future without any detrimental side-effects.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 738, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Ichiyama).

SCRep. 885 Consumer Protection & Commerce on H.B. No. 1418

The purpose of this measure is to address and resolve the concerns raised by the Federal Emergency Management Agency to ensure that Hawaii's communities are not suspended from participation in the National Flood Insurance Program (NFIP) by amending the county exemptions from building permit and building code requirements to ensure compliance with NFIP requirements.

The Department of Land and Natural Resources, Department of Agriculture, Hawaii Emergency Management Agency, Hawaii Housing Finance and Development Corporation, Department of Planning and Permitting of the City and County of Honolulu, Mayor of the County of Hawaii, Hawaii Association of Realtors, Hawaii Bankers Association, Building Industry Association of Hawaii, Hawaii Credit Union League, Hawaii Farm Bureau, Hawaii Financial Services Association, Hawaii Insurers Council, and a concerned individual testified in support of this measure. The Department of Commerce and Consumer Affairs testified in support of the intent of this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1418 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ichiyama).

SCRep. 886 Finance on H.B. No. 909

The purpose of this measure is to establish and provide funding for a Center for Commercialization at the University of Hawaii to commercially use intellectual property generated from research at the University for the benefit of the State and its residents.

The University of Hawaii, The Chamber of Commerce Hawaii, and one concerned individual testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 909, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, LoPresti, Tupola).

SCRep. 887 Finance on H.B. No. 911

The purpose of this measure is to require the High Technology Development Corporation (HTDC) to establish and administer a high technology shared equipment program to facilitate a network that enables technology companies to share high technology equipment or rent equipment held by HTDC. This measure also appropriates funds into the High Technology Special Fund for the implementation and administration of the program.

An individual testified in support of this measure. The Department of Budget and Finance and HTDC commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 911, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (DeCoite, LoPresti, Tupola).

SCRep. 888 Finance on H.B. No. 1327

The purpose of this measure is to support the continued growth of Hawaii's manufacturing industry by appropriating funds for continuing the operations and administration of the High Technology Development Corporation's Manufacturing Development Program.

The High Technology Development Corporation, The Chamber of Commerce Hawaii, Maui Chamber of Commerce, Oceanit, KYD, Inc. dba K. Yamada Distributors, Meadow Gold Dairies, Hawaii Farm Bureau, and a concerned individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1327, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (DeCoite, LoPresti, Tupola).

SCRep. 889 Finance on H.B. No. 1329

The purpose of this measure is to:

- (1) Require the High Technology Development Corporation to issue grants to help convert proof of concepts, developed during the 2017 and 2018 Hawaii Annual Code Challenges, into prototypes suitable for government, corporate, or consumer use;
- (2) Require the High Technology Development Corporation to obtain donations therefor for at least 50 percent of expenditures on a project-by-project basis; and
- (3) Appropriate funds for grants.

High Technology Development Corporation, Civil Beat Law Center for the Public Interest, Hawaii Open Data, Tapiki, Hawaii Venture Capital Association, Sultan Ventures, XLR8UH, and several concerned individuals supported this measure. The Office of Enterprise Technology Services offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1329, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (DeCoite, LoPresti, Tupola).

SCRep. 890 Finance on H.B. No. 1330

The purpose of this measure is to establish a regulatory structure that allows for the creation of common interest agricultural communities, a form of nonresidential condominium property regime on agricultural lands, structured for farming operators, with allowable uses limited to agriculture and farming operations.

An individual supported this measure. The Department of Agriculture opposed this measure. The Office of Planning and Hawaii Farm Bureau provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1330, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (DeCoite, LoPresti, Tupola).

SCRep. 891 Finance on H.B. No. 1449

The purpose of this measure is to build on the successes of Hawaii's science and technology industries and support Hawaii-based small businesses by establishing the HI-Impact Loan Program and HI-Impact Special Fund, and appropriating funds for the Program.

Oceanit and a concerned individual supported this measure. The Department of Budget and Finance and High Technology Development Corporation offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1449, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, LoPresti, Tupola).

SCRep. 892 Finance on H.B. No. 1559

The purpose of this measure is to appropriate funds to the Department of Business, Economic Development, and Tourism in each of fiscal years 2017-2018 and 2018-2019 to address the Federal Drug Administration's industry guidance on the use of color additives in sea salt products.

The Department of Business, Economic Development, and Tourism; The Chamber of Commerce Hawaii; and Hawaii Food Manufacturers Association testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1559, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, LoPresti, Tupola).

SCRep. 893 Finance on H.B. No. 475

The purpose of this measure is to:

- (1) Extend the sunset date to July 1, 2020 of Act 39, Session Laws of Hawaii 2015, which established the requirement that movie theaters shall, under certain conditions and circumstances, provide open movie captioning and audio descriptions of motion pictures; and
- (2) Require the Department of Business, Economic Development, and Tourism to conduct a survey and report to the Legislature on the operational and financial impact that Act 39 has had on movie theaters that are required to comply with the Act.

A concerned individual supported this measure. The Department of Business, Economic Development, and Tourism, State Council on Developmental Disabilities, Disability and Communication Access Board, Hawaii Civil Rights Commission, and The Georgia E. Morikawa Center offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 475, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Holt, Lowen, Tupola).

SCRep. 894 Finance on H.B. No. 521

The purpose of this measure is to stimulate and diversify Hawaii's economy by establishing and funding the High-growth Grant Program and Special Fund to provide grants to qualified businesses to expand business operations, improve business productivity, and invest in food safety or quality control programs.

The International Longshore and Warehouse Union Local 142, The Chamber of Commerce Hawaii, High Technology Development Corporation, Hawaii Farm Bureau, and Maui Chamber of Commerce supported this measure. The Department of Business, Economic Development and Tourism and Department of Budget and Finance offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 521, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, LoPresti, Tupola).

SCRep. 895 Finance on H.B. No. 587

The purpose of this measure is to recognize the importance of the Small Business Regulatory Review Board to small businesses and Hawaii's economy by appropriating funds to provide more resources to the Board.

The Department of Business, Economic Development, and Tourism; Small Business Regulatory Review Board; Chamber of Commerce Hawaii; Maui Chamber of Commerce; Hawaii Farm Bureau; Building Industry Association of Hawaii; and a concerned individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 587, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, LoPresti, Tupola).

SCRep. 896 Finance on H.B. No. 590

The purpose of this measure is to:

- (1) Establish a Hawaii Creative Industries Advisory Group within the Department of Business, Economic Development, and Tourism (DBEDT) to support the development of the creative and media industries;
- (2) Repeal the inactive Hawaii Television and Film Development Board and its grant and venture capital programs;
- (3) Rename the Hawaii Television and Film Development Special Fund to the Creative Media and Film Infrastructure Special Fund;
- (4) Broaden the sources of revenue for the Creative Media and Film Infrastructure Special Fund;
- (5) Amend the purposes for which the Creative Media and Film Infrastructure Special Fund may be used to enable DBEDT to fulfill its statutory and business development duties regarding the creative industries, film, and media programs, and appropriate monies into and out of the special fund for these purposes; and
- (6) Provide a general excise tax exemption for amounts received from the operations and improvements of the Hawaii Film Studio and a use tax exemption for materials, parts, or tools that are imported or purchased by a person licensed under chapter 237, Hawaii Revised Statutes, and used for the Hawaii Film Studio.

The Department of Business, Economic Development, and Tourism, Department of Taxation, and Tax Foundation of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 590, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Choy). Noes, none. Excused, 3 (DeCoite, LoPresti, Tupola).

SCRep. 897 Finance on H.B. No. 591

The purpose of this measure is to assist qualifying infrastructure tenants of the Kapalama Container Terminal Project with their relocation and infrastructure costs by conforming the Capital Infrastructure Tax Credit as originally intended by the Legislature in 2014.

This measure, among other things:

- (1) Allows capital expenditures for structures, machinery, equipment, and capital assets to qualify as capital infrastructure costs;
- (2) Doubles the credit per qualified infrastructure tenant to a maximum of \$2,500,000 per taxable year;
- (3) Allows capital infrastructure costs in excess of the \$2,500,000 cap to be applied to subsequent tax years until exhausted;
- (4) Allows qualified infrastructure tenants to form special purpose entities for investment and tax credit purposes;
- (5) Provides for the recapture of the tax credits if the qualifying infrastructure tenant fails to timely relocate pursuant to a lease with the Department of Transportation; and
- (6) Disallows the tax credit to be claimed after December 31, 2019.

The Chamber of Commerce Hawaii, Pacific Shipyards, and numerous concerned individuals supported this measure. The Department of Taxation and Tax Foundation of Hawaii submitted comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 591, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Choy, Tokioka). Noes, 1 (Kobayashi). Excused, 2 (DeCoite, Tupola).

SCRep. 898 Finance on H.B. No. 593

The purpose of this measure is to continue support for investment in high technology business and qualified research activities in the State of Hawaii by means of the income tax credit for research activities.

Specifically, this measure:

- (1) Allows the tax credit to be calculated based on all qualified research expenses for the taxable year, without applying the federal base amount and without regard to the amount of expenses for previous years; and
- (2) Appropriates funds for one full-time equivalent permanent compliance specialist position within the Department of Taxation to assist with the certification and administration requirements of the tax credit.

The Chamber of Commerce Hawaii, Navatek, and Oceanit testified in support of this measure. The Department of Taxation, High Technology Development Corporation, and Tax Foundation of Hawaii commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 593, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 13; Ayes with Reservations (Kobayashi, Tokioka). Noes, 1 (Choy). Excused, 3 (DeCoite, LoPresti, Tupola).

SCRep. 899 Finance on H.B. No. 594

The purpose of this measure is to enhance maritime productivity and workforce development in Hawaii by establishing a Maritime Industry Grant Program to provide funds for capital improvement projects and workforce development projects at qualified shipyards.

Navatek, The Chamber of Commerce Hawaii, and several individuals supported this measure. The Department of Business, Economic Development and Tourism and State Procurement Office provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 594, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (DeCoite, LoPresti, Tupola).

SCRep. 900 Finance on H.B. No. 597

The purpose of this measure is to authorize and appropriate funds for the establishment of one full-time equivalent (1.00 FTE) permanent Broadband Coordinator position within the Department of Business, Economic Development, and Tourism to create a state broadband plan and submit the plan, along with a proposal for the establishment of a broadband review panel to serve as a broadband regulatory authority, to the Legislature.

The Department of Business, Economic Development, and Tourism provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 597, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (DeCoite, LoPresti, Tupola).

SCRep. 901 Finance on H.B. No. 599

The purpose of this measure is to amend the Hawaii State Planning Act to:

- (1) Prioritize housing opportunities for extremely low-, very low-, lower-, moderate-, and above moderate-income households by increasing the availability of more rental and market affordable housing for sale;
- (2) Require lead state agencies to periodically update the functional plans under the Hawaii State Planning Act;
- (3) Designate the advisory committee for each functional plan as temporary; and
- (4) Amend the advisory committee membership nomination process for county members.

The Office of Planning testified in support of this measure. The Office of Hawaiian Affairs commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 599, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (DeCoite, LoPresti, Tupola).

SCRep. 902 Finance on H.B. No. 627

The purpose of this measure is to authorize and fund the position of State Public-Private Partnership Coordinator in the Department of Business, Economic Development, and Tourism to manage public-private partnerships entered into by the State and associated contracts, proposals, and negotiations except public-private partnerships entered into by the Hawaii Public Housing Authority.

The Chamber of Commerce Hawaii and a concerned individual supported this measure. The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO opposed this measure. The Department of Business, Economic Development, and Tourism and Hawaii Public Housing Authority offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 627, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, LoPresti, Tupola).

SCRep. 903 Finance on H.B. No. 116

The purpose of this measure is to require the City and County of Honolulu to transfer to the Department of Land and Natural Resources the fee simple interest in all real property upon which a public school is situated.

The Chamber of Commerce Hawaii and Building Industry Association of Hawaii supported this measure. The Department of Land and Natural Resources opposed the measure. The Department of Education and Department of the Attorney General submitted comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 116, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14; Ayes with Reservations (Cachola, Tokioka, Ward). Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 904 Finance on H.B. No. 470

The purpose of this measure is to authorize the Board of Education to contract for private groundskeeping services for public library properties.

The Hawaii State Public Library System supported this measure. The United Public Workers, AFSCME, Local 646 AFL-CIO opposed this measure. The Department of the Attorney General provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 470, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 13; Ayes with Reservations (Choy, Holt). Noes, 1 (Tokioka). Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 905 Finance on H.B. No. 498

The purpose of this measure is to:

- (1) Broaden the scope of the Early Learning Program to include early childhood development;
- (2) Expand the function of the Early Learning Advisory Board beyond an advisory capacity and amend the composition and powers of some board members;
- (3) Allow the Board to appoint and evaluate the Director of the Executive Office on Early Learning and address the qualifications and salary for the Director position;
- (4) Adjust the family income threshold that determines Program eligibility for "at risk children" and "underserved children" and set a priority for families with income below 250 percent of the federal poverty level; and
- (5) Require the principal and other school personnel to participate in an early learning introduction program prior to opening a public prekindergarten class in a school.

The Executive Office on Early Learning, State Public Charter School Commission, Special Education Advisory Council, Early Childhood Action Strategy, Kamehameha Schools, Early Learning Advisory Board, and a concerned individual supported this measure. The Hawaii Children's Action Network submitted comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 498, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 906 Finance on H.B. No. 499

The purpose of this measure is to extend priority for the Preschool Open Doors Program exclusively to four-year-old children who are underserved or at-risk and whose family income is at or below 250 percent of the federal poverty level.

State Public Charter School Commission, Kamehameha Schools, and a concerned individual supported this measure. A concerned individual opposed this measure. The Department of Human Services, Executive Office on Early Learning, Early Learning Advisory Board, Parents and Children Together, Hawaii Children's Action Network, Early Childhood Action Strategy, and a concerned individual offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 499, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 907 Finance on H.B. No. 501

The purpose of this measure is to provide public school psychologists who have certification from the National Association of School Psychologists the opportunity to qualify for bonuses and other financial incentives that are currently available to teachers.

This measure also affords a bonus to certain nationally-certified school psychologists who continue to work at a public school that has improved and transitioned from a special designation, including a low performance, high turnover rate, or hard-to-fill designation.

The Hawaii Association of School Psychologists and three individuals supported this measure. The Department of Education, Hawaii State Teachers Association, Hawaii Government Employees Association AFSCME Local 152, AFL-CIO, and an individual provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 501, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 908 Finance on H.B. No. 533

The purpose of this measure is to support public charter schools by appropriating funds to the State Public Charter School Commission for the acquisition, repair, maintenance, and rental of charter school facilities. Allocation of such funds shall be based, in part, on the need and financial performance of the charter school, as determined by the Commission.

The National Alliance for Public Charter Schools, State Public Charter School Commission, Hawaii Public Charter School Network, Office of Hawaiian Affairs, Hawaii State Teachers Association, Kamehameha Schools, Hawaii Children's Action Network, IMUAlliance, Governing Board of Ke Kula 'O Nāwahīkalanani'ōpu'u Iki LPCS, Hawaii Academy of Arts & Science PCS, DreamHouse Ewa Beach, Goodwill Industries of Hawaii, Inc., HAASPCS, and numerous individuals testified in support of this measure. One concerned individual commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 533, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 909 Finance on H.B. No. 547

The purpose of this measure is to establish an income tax credit for host families of foreign exchange students, fellows, and interns.

The International Hospitality Center and numerous concerned individuals supported this measure. The Department of Taxation and Tax Foundation of Hawaii submitted comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 547, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 910 Finance on H.B. No. 936

The purpose of this measure is to support public charter schools in Hawaii by:

- (1) Clarifying that funds for teacher incentive programs, bonuses, and other compensation in excess of regular wages cannot be paid out of a charter school's facilities funding or per-pupil funds but shall be funded through a separate line item in the General Appropriations Act and Supplemental Appropriations Act; and
- (2) Appropriating funds for teacher bonuses for hard-to-fill placement incentives and National Board certified teacher incentives for charter school teachers.

The Office of Hawaiian Affairs, State Public Charter School Commission, Hawaii State Teachers Association, Kamehameha Schools, Hawaii Public Charter Schools Network, Ho'okāko' Corporation, and an individual supported this measure. The Department of Budget and Finance provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 936 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 911 Finance on H.B. No. 1230

The purpose of this measure is to support Hawaii's world-renowned coffee industry and the development of diversified agriculture on former sugar cane lands by authorizing the Department of Budget and Finance to issue special purpose revenue bonds in an amount not to exceed \$13,000,000 to assist MauiGrown Coffee, Inc., with the expanded operation of its coffee farm and mill in Puukolii, Maui.

The Department of Agriculture, MauiGrown Coffee, Inc., Maui County Farm Bureau, International Longshore and Warehouse Union Local 142, Alexander and Baldwin, Inc., Go Maui, Inc., Hawaii Coffee Company, Akamai Coffee Co., Hawaii Coffee Association, Hawaii Farm Bureau, and many concerned individuals supported this measure. The Department of Budget and Finance offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1230, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Holt, Tupola).

SCRep. 912 Finance on H.B. No. 1324

The purpose of this measure is to amend the State Business Tax Credit to make it additionally available for a percentage of the actual transportation costs paid for the interisland transportation of agricultural products produced and processed in a state enterprise zone.

The Maui County Farm Bureau, Hawaii Farm Bureau, Hawaii Floriculture and Nursery Association, Hawaii Cattlemen's Council, Land Use Research Foundation of Hawaii, Hawaii Crop Improvement Association, Hawaii Farmers & Ranchers United, and two concerned individuals testified in support of this measure. The Department of Business, Economic Development and Tourism; Department of Agriculture; Department of Taxation; and Tax Foundation of Hawaii commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1324, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Holt, Tupola).

SCRep. 913 Finance on H.B. No. 1325

The purpose of this measure is to reaffirm the Legislature's finding that the Department of Agriculture's biosecurity program is vital to the State.

Specifically, this measure, also known as the Clift Tsuji Act:

- (1) Requires the Department of Agriculture to establish parameters and construction requirements for biosecurity facilities that provide for and ensure the safety of agricultural and food commodities; and
- (2) Appropriates funds for the Department's biosecurity program, including for projects for import replacements of high risk crops.

The Maui County Farm Bureau, Hawaii Farm Bureau, Conservation Council for Hawaii, Hawaii Green Growth, Local Food Coalition, Hawaii Cattlemen's Council, Hawaii Floriculture and Nursery Association, The Nature Conservancy of Hawaii, Friends of Clift Tsuji, Hawaii Coffee Association, and several concerned individuals testified in support of this measure. The Department of Land and Natural Resources and Department of Agriculture commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1325, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Holt, Tupola).

SCRep. 914 Finance on H.B. No. 1333

The purpose of this measure is to authorize the issuance of special purpose revenue bonds for the purpose of assisting Honoka'a Land Company, LLC, with acquiring, developing, and renovating agricultural facilities and structures.

The Department of Agriculture and Honoka'a Land Company, LLC, supported this measure. Hawaii Farmers and Ranchers United and a concerned individual opposed this measure. The Department of Budget and Finance offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1333, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Holt, Tupola).

SCRep. 915 Finance on H.B. No. 1544

The purpose of this measure is to add increasing the production of food intended for human consumption that is produced and sold in the State to the list of acts that the Department of Agriculture (DOA) must undertake as part of its statutorily-established responsibility of administering a program of agricultural planning and development.

An individual testified in support of this measure. DOA commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1544, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Holt, Tupola).

SCRep. 916 Finance on H.B. No. 917

The purpose of this measure is to ensure that Hawaii's mutual benefit societies maintain a minimum net worth reflective of actual risk by stipulating that the calculation of a mutual benefit society's net worth be made using annual premium net revenues or net annual health care expenditures, which may be reduced by the amount ceded to reinsurers, provided that the reinsurer is approved by the Insurance Commissioner.

The Department of Commerce and Consumer Affairs opposed this measure. The Reinsurance Association of America and Hawaii Medical Assurance Association provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 917, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15; Ayes with Reservations (Cachola). Noes, none. Excused, 2 (DeCoite, Tupola).

SCRep. 917 Finance on H.B. No. 1499

The purpose of this measure is to:

- (1) Authorize the use of Condominium Education Trust Fund moneys to pay for the arbitration of condominium-related disputes; provided that all parties to the arbitration agree that the arbitrator's decision shall be binding and the parties waive their rights to trial de novo; and
- (2) Establish a misdemeanor offense for noncompliance of parties involved in a condominium dispute with the statutorily established mediation or arbitration processes for resolving condominium disputes.

Associa and two individuals supported this measure. Three individuals opposed this measure. The Real Estate Commission, Hawaii Council of Associations of Apartment Owners, and several individuals provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1499, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15; Ayes with Reservations (LoPresti). Noes, none. Excused, 2 (DeCoite, Tupola).

SCRep. 918 Finance on H.B. No. 1420

The purpose of this measure is to honor Filipino-American veterans of World War II by appropriating moneys for burial grants for Filipino-American veterans of World War II.

The State Office of Veterans Service; Hawaii Civil Rights Commission; Filipino American Citizens League; Hawaii Friends of Civil Rights; Nursing Advocates & Mentors, Inc.; National Federation of Filipino American Associations; and several individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1420, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Tupola).

SCRep. 919 Finance on H.B. No. 1305

The purpose of this measure is to appropriate funds for the construction of a westbound shoulder lane on the H-1 Freeway between the Kunia/Waipahu/Ewa (Exit 5) off-ramp and the Kualakai Parkway on-ramp.

Ho‘omana Pono, LLC. and two individuals testified in support of this measure. The Department of Transportation commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1305, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Holt, Tupola).

SCRep. 920 Finance on H.B. No. 1378

The purpose of this measure is to appropriate funds to the Department of Transportation to develop plans for the construction of secondary access roads for the Waianae district of leeward Oahu.

The United States Congresswoman representing the Second District of the State of Hawaii, Ho‘omana Pono, LLC., and numerous individuals supported this measure. The Department of Transportation, Councilmember of the Honolulu City Council representing District 1, and an individual provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1378, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Holt, Tupola).

SCRep. 921 Finance on H.B. No. 592

The purpose of this measure is to support the research and development of alternative energy in the State by:

- (1) Extending the sunset date of the Alternative Energy Research and Development Pilot Program (Pilot Program) to June 30, 2019; and
- (2) Appropriating funds to the Alternative Energy Research and Development Revolving Fund to be used for providing grants under the Pilot Program.

The High Technology Development Corporation, The Chamber of Commerce Hawaii, Navatek, and several concerned individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 592, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Tupola).

SCRep. 922 Finance on H.B. No. 1351

The purpose of this measure is to:

- (1) Authorize the Director of Health to expend moneys to support a county electronics recycling collection; and
- (2) Make an appropriation to reimburse the counties of Hawaii, Kauai, and Maui for expenses incurred during 2015 and 2016 related to the collection services associated with handling and collecting electronic devices for recycling.

The Mayor of the County of Hawaii, Council Chair of the Maui County Council, Councilmember of the Maui County Council, Consumer Technology Association, Department of Environmental Management of the County of Hawaii, and one individual testified in support of this measure. The Department of Health commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1351, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Tupola).

SCRep. 923 Finance on H.B. No. 1543

The purpose of this measure is to create and appropriate funds for a program to provide training on standards and requirements for renewable energy systems and related technology to state and county employees responsible for permitting, inspecting, licensing, and approving construction projects.

The Distributed Energy Resources Council of Hawaii and two individuals supported this measure. The Department of Business, Economic Development and Tourism, Hawaii Solar Energy Association, and an individual provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1543, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Tupola).

SCRep. 924 Finance on H.B. No. 1578

The purpose of this measure is to establish the Carbon Farming Task Force within the Office of Planning to identify agricultural practices to improve soil health and promote carbon sequestration in the State's agricultural and aquacultural sectors.

The Sierra Club of Hawaii, Hawaii Farmers Union United, Hawaii Alliance for Progressive Action, Surfrider Foundation's Hawaii Chapters, Surfrider Foundation's Oahu Chapter, and numerous individuals testified in support of this measure. The Office of Planning, Department of Agriculture, and Department of Land and Natural Resources commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1578, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Tupola).

SCRep. 925 Finance on H.B. No. 918

The purpose of this measure is to appropriate funds for the procurement of a web-based data system in the Department of Health's Early Intervention Section and for the maintenance and training required to support the system.

The State Council on Developmental Disabilities, Early Childhood Action Strategy, and Hawaii Children's Action Network testified in support of this measure. The Department of Health and Executive Office on Early Learning provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 918, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Holt, Lowen, Tupola).

SCRep. 926 Finance on H.B. No. 1550

The purpose of this measure is to:

- (1) Establish within the Hawaii Public Housing Authority (Authority) a Section 8 Voucher Homebuyer Assistance Program (Program) for recipients of federal Section 8 Housing Choice vouchers who are first-time homebuyers;
- (2) Establish a Section 8 Voucher Homebuyer Assistance Program Special Fund for the Program;
- (3) Authorize the Authority to make downpayment loans to eligible borrowers;
- (4) Authorize the issuance of revenue bonds and appropriate funds to establish and implement the Program; and
- (5) Appropriate funds for the hiring of full-time equivalent positions for the Program.

Ho'omana Pono, LLC. supported this measure. The Department of Budget and Finance and Hawaii Public Housing Authority provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1550, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 927 Finance on H.B. No. 450

The purpose of this measure is to appropriate funds to the University of Hawaii to study the effects of sunscreen on coral reefs in Hawaii waters and submit reports to the Legislature.

The Nature Conservancy of Hawaii, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, and three concerned individuals supported this measure. The Department of Land and Natural Resources and Department of Health offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 450, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 928 Finance on H.B. No. 571

The purpose of this measure is to appropriate funds to the University of Hawaii Sea Grant College Program to conduct outreach and education statewide on emergency management and disaster preparedness.

The Department of Emergency Management of the City and County of Honolulu, Island Preparedness Group, Ewa Emergency Preparedness Committee, and two concerned individuals supported this measure. The University of Hawaii Sea Grant College Program offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 571, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 929 Finance on H.B. No. 1585

The purpose of this measure is to eliminate the University of Hawaii's deferred maintenance backlog and modernize facilities and campus environments by appropriating funds for the costs of project-funded staff positions for the implementation of capital improvement projects.

The University of Hawaii supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1585, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 930 Finance on H.B. No. 575

The purpose of this measure is to authorize the Board of Land and Natural Resources to extend commercial, hotel, resort, and industrial leases in the Banyan Drive and Kanoelehua industrial area of Hilo, Hawaii, upon approval of a development agreement by the lessee or lessee and developer to make substantial improvements to the leased land.

The Mayor of the County of Hawaii; Banyan Drive Hawaii Redevelopment Agency; Council Member representing District 3 of the Hawaii County Council; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hawaii Electric Light Company; Hawaii Association of REALTORS; Kanoelehua Industrial Area Association; Hawaii Bankers Association; Hawaii Planning Mill, Ltd. dba HPM Building Supply; Kadota Liquor; Hawaii Laborers-Employers Cooperation and Education Trust; and several individuals testified in support of this measure. The Department of the Attorney General testified in opposition to this measure. The Department of Land and Natural Resources commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 575, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Holt, Tupola).

SCRep. 931 Finance on H.B. No. 588

The purpose of this measure is to support He'eia estuary in its designation as a National Estuarine Research Reserve by appropriating funds for Fiscal Year 2018-2019 for the initial staff positions that are necessary to develop and manage He'eia Reserve and its programs. This measure also clarifies the State's authority to exercise oversight of any third-party recipient of funds.

The Department of Land and Natural Resources, Kamehameha Schools, Ko'olaupoko Hawaiian Civic Club, The Nature Conservancy of Hawaii, and many individuals supported this measure. The Office of Planning, University of Hawaii, Hawaii Community Development Authority, and one individual provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 588, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (LoPresti).

SCRep. 932 Finance on H.B. No. 636

The purpose of this measure is to promote water conservation initiatives by establishing and appropriating funds for a Water Conservation Financial Assistance Pilot Program to provide financial assistance to county-owned public water systems to help implement their water conservation incentive programs.

The Honolulu Board of Water Supply, Department of Water Supply of the County of Hawaii, The Nature Conservancy of Hawaii, Hawaii Community Foundation, Hawaii Fresh Water Initiative, United States Green Building Council Hawaii Chapter, Hawai'i Green Growth, One World One Water, LLC., Ulupono Initiative, Pacific Resource Partnership, Plumbers and Fitters Local 675, and Sierra Club of Hawaii supported this measure. The Department of Land and Natural Resources opposed this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 636, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Holt, Tupola).

SCRep. 933 Finance on H.B. No. 875

The purpose of this measure is to appropriate funds for five full-time equivalent temporary student intern II positions within the State Historic Preservation Division (Division) in order to increase the pool of qualified applicants and to help reduce the Division's backlog of projects needing reviews.

Pulama Lanai testified in support of this measure. The Department of Land and Natural Resources commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 875, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Holt, Tupola).

SCRep. 934 Finance on H.B. No. 889

The purpose of this measure is to protect the environment and public safety by:

- (1) Increasing the pesticide licensing fee and requiring the annual renewal of the license;
- (2) Amending authorized uses for moneys in the Pesticide Use Revolving Fund;
- (3) Requiring a memorandum of understanding between the Department of Agriculture (Department) and the University of Hawaii College of Tropical Agriculture and Human Resources (CTAHR) regarding the expenditure of funds from the Pesticide Use Revolving Fund and a report to the Legislature;
- (4) Establishing an environmental toxicologist position within the Department and a pesticide extension specialist, through a contract with the Department, within CTAHR; and
- (5) Appropriating unspecified funds out of the Pesticide Use Revolving Fund for specific purposes.

The University of Hawaii CTAHR, Hawaii Cattlemen's Council, Alexander & Baldwin, Inc., Western Plant Health Association, CropLife America, Ponoholo Ranch Limited, Hawaii Crop Improvement Association, Hawaii Aquaculture & Aquaponics Association, and numerous concerned individuals supported this measure. The Department offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 889, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Holt, Tupola).

SCRep. 935 Finance on H.B. No. 508

The purpose of this measure is to:

- (1) Increase the maximum administrative penalties for violations of Chapter 84, Hawaii Revised Statutes (HRS) (Standards of Conduct), and Chapter 97, HRS (Lobbyist Law);
- (2) Clarify that a fine may be assessed or restitution ordered in a settlement agreement under Chapter 84, HRS; and
- (3) Remove the intent of the respondent as an element of the civil violation of Chapter 97, HRS.

The Hawaii State Ethics Commission, League of Women Voters, Common Cause Hawaii, and a concerned individual supported this measure. The Hawaii Alliance of Nonprofit Organizations offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 508, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Holt, Tupola).

SCRep. 936 Finance on H.B. No. 500

The purpose of this measure is to strengthen early learning in Hawaii by:

- (1) Authorizing the Executive Office on Early Learning to enter into a memorandum of understanding with the State Public Charter School Commission to administer the charter school prekindergarten classrooms; and
- (2) Appropriating funds for each year of fiscal biennium 2017-2019:
 - (A) To hire 18 teachers and 18 educational assistants for 18 charter school prekindergarten classrooms and to provide substitutes for 10 professional-development days for teachers and educational assistants;
 - (B) For leadership professional development to build charter school administrators' understanding of high-quality early-childhood practices, supplies, school overhead, and facility-maintenance expenses to meet the group child care licensing requirements of the Department of Human Services; and
 - (C) For the administration and management of the charter school prekindergarten classrooms by the Executive Office on Early Learning in partnership with the State Public Charter School Commission.

The Office of Hawaiian Affairs, Executive Office on Early Learning, State Public Charter School Commission, Kamaile Academy, Early Childhood Action Strategy, Ke Kula'ō Samuel M. Kamakau Laboratory Public Charter School, Early Learning Advisory Board, Ho'okako'ō Corporation, Kamehameha Schools, Kualapu'u School Public Conversion Charter, Ke Kula'ō Nawahiokalani'opu'u, Hawaii Children's Action Network, Hawaii Public Charter School Network, Kualapu'u Elementary School and a few concerned individuals supported this measure. A concerned individual opposed this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 500, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Holt, Lowen, Tupola).

SCRep. 937 Finance on H.B. No. 884

The purpose of this measure is to exempt affordable housing units, affordable housing projects that qualify for general excise tax exemptions, additions to existing dwelling units, accessory dwelling units, and ohana dwelling units from school impact fee requirements.

The Office of Planning; Hawaii Public Housing Authority; Department of Planning and Permitting of the City and County of Honolulu; Hawaii Association of Realtors; Hawaii Construction Alliance; Stanford Carr Development, LLC; and Hawaii Rental Housing Coalition supported this measure. The Department of Education, The Chamber of Commerce Hawaii, Building Industry Association of Hawaii, and IMUAlliance opposed the measure. The Hawaii Housing Finance and Development Corporation, Hawaii State Teachers Association, and Pacific Resource Partnership submitted comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 884, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 938 Finance on H.B. No. 937

The purpose of this measure is to support the early learning of the young children of Hawaii by appropriating funds for the Executive Office on Early Learning to enter into contracts with third-party providers for family-child interaction learning organizations to develop and implement programs that support families in taking an active role in the social, emotional, and cognitive development of their young children, as part of a mixed-delivery early childhood system.

The Chamber of Commerce Hawaii, Hui for Excellence in Education, Hawaii's Early Childhood Action Strategy, Hawaii Children's Action Network, Parents and Children Together, and Kamehameha Schools supported this measure. The Executive Office on Early Learning and a concerned individual submitted comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 937, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 939 Finance on H.B. No. 1231

The purpose of this measure is to provide the Department of Education with greater fiscal flexibility by:

- (1) Allowing the Department of Education to retain an appropriation received for disaster relief pursuant to the Major Disaster Fund or as reimbursement for disaster relief at the close of the fiscal year in which the reimbursement was received. The funds retained shall not lapse until June 30 of the first fiscal year of the next fiscal biennium; and
- (2) Specifying that in cases in which the Department of Education expends funds appropriated to the Department for purposes deemed to be reimbursable by federal reimbursement moneys for disaster relief, such moneys will not lapse to the general fund and will be credited directly to the Department, regardless of whether the original appropriation has lapsed.

The Department of Education supported this measure. The Department of Budget and Finance offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1231, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Holt, Lowen, Tupola).

SCRep. 940 Finance on H.B. No. 522

The purpose of this measure is to transfer title, custody, and control of the following two parcels of land from the State of Hawaii to the Hawaii Housing Finance and Development Corporation:

- (1) Parcel identified as Tax Map Key No. 370120070000; and
- (2) Parcel identified as Tax Map Key No. 370040030000.

The Maui Chamber of Commerce, County of Maui, and Office of the Mayor of the County of Maui testified in support of this measure. The Department of Land and Natural Resources and Department of Accounting and General Services testified in opposition to this measure. The Hawaii Housing Finance and Development Corporation commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 522, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 941 Finance on H.B. No. 1310

The purpose of this measure is to revitalize and redevelop the Waiakea Peninsula on Hawaii Island and stimulate the economy of East Hawaii by establishing the Waiakea Peninsula Redevelopment District, Planning Committee, and Revolving Fund.

The Councilmember representing District 3 of the Hawaii County Council, Banyan Drive Hawaii Redevelopment Agency, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, International Longshore and Warehouse Union Local 142, Kanoelehua Industrial Area Association, Pacific Resource Partnership, Hawaii Planing Mill, Ltd. dba HPM Building Supply, Kadota Liquor, Kamehameha Schools, Hawaii Laborers-Employers Cooperation and Education Trust, and three individuals supported this measure. The Department of Land and Natural Resources, Department of Budget and Finance, and Mayor of the County of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1310, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Holt, Tupola).

SCRep. 942 Finance on H.B. No. 1469

The purpose of this measure is to promote redevelopment of public lands that contain dilapidated or deteriorating improvements or infrastructure by establishing procedures for designating redevelopment districts and for planning, funding, and implementing non-residential development in these districts. To this end, this measure removes prohibitions on extending lease terms for public land leases, both within and outside of designated redevelopment districts.

The Banyan Drive Hawaii Redevelopment Agency; Hawaii County Councilmember from District 3; Kanoelehua Industrial Area Association; Hawaii Planing Mill, Ltd. dba HPA Building Supply; Kadota Liquor; Hawaii Laborers-Employers Cooperation and Education Trust; and four individuals testified in support of this measure. The Office of Hawaiian Affairs, League of Women Voters, Common Cause Hawaii, and Sierra Club of Hawaii testified in opposition. The Department of Land and Natural Resources, Department of Budget and Finance, and Hawaii Tourism Authority provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1469, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Lowen, Quinlan). Noes, none. Excused, 3 (DeCoite, Holt, Tupola).

SCRep. 943 Finance on H.B. No. 386

The purpose of this measure is to appropriate funds for the two-year extension of the Post-Bypass Beach Monitoring Program of the Kikiaola Small Boat Harbor Sand Bypass operation at Waimea, Kauai.

The Department of Land and Natural Resources provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 386, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (DeCoite, Holt, Tupola).

SCRep. 944 Finance on H.B. No. 1200

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources to conduct a feasibility study to determine the best means to provide a Pohoiki swimming area on the island of Hawaii and develop plans for a safe swim area.

The Mayor of the County of Hawaii, Councilmember representing District 4 of the Hawaii County Council, Malama O Puna, Friends of Pohoiki, and two individuals supported this measure. The Department of Land and Natural Resources opposed this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1200, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (DeCoite, Holt, Tupola).

SCRep. 945 Finance on H.B. No. 1245

The purpose of this measure is to:

- (1) Require the Director of Commerce and Consumer Affairs (Director), in consultation with the Comptroller, to develop strategies for the upkeep, repair, and maintenance of Sunset Memorial Park in Pearl City, Oahu;
- (2) Require the Director to examine all options for repairing and maintaining Sunset Memorial Park, including the feasibility of the State acquiring ownership of the Park;
- (3) Authorize the Director to access the Sunset Memorial Trust Fund to address repair and maintenance issues of the cemetery; and
- (4) Limit the liability for volunteers who maintain or repair cemetery grounds.

The Department of Commerce and Consumer Affairs, the Department of Accounting and General Services, and Council Member representing District 8 of the Honolulu City Council testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1245, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (DeCoite, Holt, Tupola).

SCRep. 946 Finance on H.B. No. 604

The purpose of this measure is to prevent the spread of mosquito-borne illness by prohibiting the use of plants and landscaping-related structures or equipment that serve as preferred mosquito habitat in landscaping on public property.

The Department of Health and Department of Transportation provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 604, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Kobayashi, Ward). Noes, none. Excused, 3 (Holt, Lowen, Tupola).

SCRep. 947 Finance on H.B. No. 913

The purpose of this measure is to provide expanded, employer-financed medical, disability indemnity, and death benefits to firefighters who develop cancer as a result of exposure to carcinogens in the line of duty.

The Mayor of the County of Hawaii, Hawaii Fire Fighters Association, and an individual supported this measure. The Employees' Retirement System opposed this measure. The Department of Labor and Industrial Relations, Department of the Attorney General, Department of Human Resources of the City and County of Honolulu, State of Hawaii Organization of Police Officers, and Hawaii Medical Association provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 913, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Kobayashi, Nakamura). Noes, none. Excused, 3 (Holt, Lowen, Tupola).

SCRep. 948 Finance on H.B. No. 916

The purpose of this measure is to provide loan repayment for physicians, physician assistants, nurse practitioners, psychologists, social workers, licensed professional counselors, and marriage and family therapists who agree to work in a federally-designated health professional shortage area or an underserved area in the State by appropriating funds to be matched by private or public funds, to fund the Health Care Professionals Loan Repayment Program administered through the University of Hawaii at Manoa John A. Burns School of Medicine (JABSOM).

The Hawaii Health Systems Corporation East Hawaii Region, Hawaii Academy of Family Physicians, Healthcare Association of Hawaii, ILWU Local 142, Hawaii Area Health Education Center, Lanai Community Health Center, The Queen's Health Systems, Hawaii Medical Service Association, Hawaii Pacific Health, Hawaii Psychological Association, Hilo Medical Center Foundation, Hawaii Medical Association, and numerous individuals testified in support of this measure. The Department of Health, Department of Labor and Industrial Relations, JABSOM, and several individuals commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 916, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (Holt, Lowen, Tupola).

SCRep. 949 Finance on H.B. No. 1299

The purpose of this measure is to assist patients in maintaining compliance with their prescription medication regimens by allowing pharmacies to provide customized medication packaging to patients who consent to receive their medication in this kind of packaging and in compliance with labeling and distribution requirements.

The United Caregivers of Hawaii, All Island Case Management Corp., and many individuals supported this measure. The State Council on Developmental Disabilities, Hawaii Medical Service Association, and Walgreen Co. provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1299, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (Holt, Lowen, Tupola).

SCRep. 950 Finance on H.B. No. 83

The purpose of this measure is to allow the Department of Human Services to establish puuhonua safe zones where homeless persons may reside.

The Democratic Party of Hawaii, Ho'omana Pono, LLC., and two individuals testified in support of this measure. The Governor's Coordinator on Homelessness and Department of Human Services testified in opposition to this measure. The Department of Land and Natural Resources commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 83, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Keohokalole, Kobayashi, LoPresti, Nakamura). Noes, none. Excused, 3 (Holt, Lowen, Tupola).

SCRep. 951 Finance on H.B. No. 527

The purpose of this measure is to appropriate funds to the Department of Human Services to purchase, staff, and operate two mobile clinics to provide health, hygiene, and other assistance services to the homeless population.

Hawaii Youth Services Network, Hawaii Pacific Health, The Queen's Health Systems, Rainbow Family 808, and one concerned individual testified in support of this measure. The Department of Human Services testified in opposition to this measure. The Governor's Coordinator on Homelessness, Hawaii Psychological Association, and Hawaii Homeless Outreach and Medical Education Project commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 527, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Holt, Lowen, Tupola).

SCRep. 952 Finance on H.B. No. 556

The purpose of this measure is to repeal Section 103F-401.5, Hawaii Revised Statutes, which requires:

- (1) All applicants for health and human services procurement contracts (contracts) to possess all necessary licenses to operate a child care program; and
- (2) All contracts to include only costs, fees, and taxes reflected in the contracts.

The Department of Health and State Procurement Office testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 556, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Holt, Lowen, Tupola).

SCRep. 953 Finance on H.B. No. 693

The purpose of this measure is to appropriate funds to the Department of Human Services for the operational costs of an organization providing prevention, intervention, and group and individual counseling for high risk youth.

The Democratic Party of Hawaii, Adult Friends for Youth, Plumbers and Fitters Local 675, Epic-Interventions LLC, Rainbow Family 808, and many individuals testified in support of this measure. The Office of Youth Services, Department of the Prosecuting Attorney of the City and County of Honolulu, and Hawaii Youth Services Network commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 693, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Holt, Lowen, Tupola).

SCRep. 954 Finance on H.B. No. 801

The purpose of this measure is to require:

- (1) Certain amounts of child support moneys collected by the Department of Human Services (DHS) for public assistance of a child to pass through to the family receiving the public assistance; and
- (2) DHS to disregard passed-through child support payments when determining the needs of an applicant or recipient of public assistance.

The Department of Human Services and Department of the Attorney General commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 801, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14; Ayes with Reservations (Kobayashi). Noes, none. Excused, 3 (Holt, Lowen, Tupola).

SCRep. 955 Finance on H.B. No. 844

The purpose of this measure is to address the prevalence of youth homelessness by:

- (1) Requiring the Office of Youth Services to coordinate a two-year Safe Places for Youth Pilot Program in partnership with private organizations, to coordinate a network of safe places that youth can access for safety and to obtain advice, guidance, programs, and services; and
- (2) Establishing and appropriating funds for a coordinator position and for residential options for the Pilot Program.

The Judiciary, Democratic Party of Hawaii, Hawaii Youth Services Network, Community Alliance on Prisons, Rainbow Family 808, and three individuals supported this measure. The Office of Youth Services provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 844, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Holt, Lowen, Tupola).

SCRep. 956 Finance on H.B. No. 1272

The purpose of this measure is to expand access to psychiatric care for Medicaid recipients by specifying that the State's Medicaid program provide coverage for psychiatric care provided remotely through telecommunications services by a licensed psychiatrist who is located at a primary care provider's office and is accompanied by a qualified behavioral health care manager.

The Hawaii Medical Association, Effective Change, LLC, and a concerned individual testified in support of this measure. The Department of Human Services, Hawaii Psychiatric Medical Association, Hawaii Medical Service Association, and Hawaii Psychological Association provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1272, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Holt, Lowen, Tupola).

SCRep. 957 Finance on H.B. No. 1466

The purpose of this measure is to establish a Youth Advisory Commission within the Office of Youth Services to advise the Governor and Legislature on the effects of legislative policies, needs, assessments, priorities, programs, and budgets relating to youth.

The Democratic Party of Hawaii, Community Alliance on Prisons, Rainbow Family 808, and three individuals supported this measure. The Office of Youth Services, Hawaii Youth Services Network, and an individual provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1466, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Holt, Lowen, Tupola).

SCRep. 958 Finance on H.B. No. 1488

The purpose of this measure is to facilitate the full implementation of the medical marijuana dispensary system by:

- (1) Establishing an Office of Medical Marijuana Administration in the Department of Health (Department) to provide comprehensive management of the dispensary system and patient registration;
- (2) Amending certain dates and deadlines in existing law to account for delays in fully implementing the dispensary system;
- (3) Establishing new deadlines for the Department to implement its computer tracking system and laboratory testing program;
- (4) Providing for an alternate tracking system in case of a shutdown of the Department's primary system;
- (5) Amending standards for the award of new dispensary licenses, retention of dispensary security videos, and laboratory testing; and
- (6) Authorizing qualifying patients and primary caregivers to directly obtain medical marijuana testing services from certified laboratories on the same island.

Cure Oahu supported this measure. An individual opposed this measure. The Department of Health, Department of the Attorney General, Hawaii Educational Association for Licensed Therapeutic Healthcare, The Drug Policy Forum, Mānoa Botanicals, and Patients Without Time provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1488, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15; Ayes with Reservations (Ward). Noes, 1 (Tupola). Excused, 1 (Tokioka).

SCRep. 959 Finance on H.B. No. 235

The purpose of this measure is to:

- (1) Increase the authorized benefit of acupuncture treatments provided through motor vehicle insurance from \$75 per visit to no more than \$105.70 per visit for no more than 30 visits; and
- (2) Cap the total amount of benefits allowed for acupuncture, chiropractic, and naturopathic treatments to no more than \$2,250.

The Institute of Clinical Acupuncture and Oriental Medicine, Hawaii Oriental Medicine and Acupuncture Association, Hawaii Association for Justice, and many individuals supported this measure. The Department of Commerce and Consumer Affairs and State Farm Mutual Automobile Insurance Company opposed this measure. An individual provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 235, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (DeCoite, Kobayashi, Nakamura). Noes, none. Excused, 2 (Luke, Tokioka).

SCRep. 960 Finance on H.B. No. 1587

The purpose of this measure is to replace the state vehicle weight tax with a tax based on the assessed value of a vehicle.

The Department of Transportation, Hawaii Automobile Dealers' Association, and Tax Foundation of Hawaii provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1587, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (LoPresti, Nakamura). Noes, 1 (Ward). Excused, 2 (DeCoite, Tupola).

SCRep. 961 Finance on H.B. No. 80

The purpose of this measure is to establish an automatic restraining order that issues upon the filing of a complaint in a proceeding for annulment, divorce, or separation. The restraining order is intended to preserve the financial assets of the parties and their dependents and to maintain the parties' minor children's current island of residence and school of enrollment.

Hawaii Women Lawyers and two individuals supported this measure. The Domestic Violence Action Center and Parents and Children Together opposed this measure. The Hawaii State Commission on the Status of Women provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 80, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 13; Ayes with Reservations (Gates, Kobayashi, Tokioka, Ward). Noes, 1 (Choy). Excused, 3 (DeCoite, Holt, Tupola).

SCRep. 962 Finance on H.B. No. 589

The purpose of this measure is to appropriate funds to the Judiciary to retain mental health counseling and substance abuse treatment for the Hawaii's Opportunity Probation with Enforcement program, which is an intensive supervisory program for persons on probation.

The Judiciary and Hawaii Substance Abuse Coalition supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 589, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (DeCoite, Holt, Tupola).

SCRep. 963 Finance on H.B. No. 451

The purpose of this measure is to ensure long-term tenancies to beneficiaries and successors of beneficiaries of the Hawaiian Homes Commission Act, 1920, as amended, by reducing the minimum Hawaiian blood quantum requirement of certain successors to lessees of Hawaiian Home Lands from one quarter to one thirty-second.

The Department of Hawaiian Home Lands, Office of Hawaiian Affairs, Kapolei Community Development Corporation, Kailapa Community Association, Princess Kahanu Estates Association, Kalama'ula Hou Homestead Association, Hawaiian Community Assets, Democratic Party of Hawaii Hawaiian Affairs Caucus, Ho'omana Pono, LLC, and numerous concerned individuals supported this bill. The Center for Hawaiian Sovereignty Studies opposed this measure. The Sovereign Council of Hawaiian Homelands Assembly and two concerned individuals submitted comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 451, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17; Ayes with Reservations (LoPresti). Noes, none. Excused, none.

SCRep. 964 Finance on H.B. No. 1229

The purpose of this measure is to increase the efficiency of the public procurement construction bid process by requiring only bids for contracts with certain total estimated values to list subcontractors and joint contractors.

The General Contractors Association of Hawaii; Healy Tibbitts Builders, Inc.; Tom's Backhoe & Excavation Co., Inc.; Nordic PCL Construction, Inc.; S&M Sakamoto, Inc.; Alan Shintani, Inc.; Ralph S. Inouye Co, Ltd; Hawaiian Dredging Construction Company; PVT Land Company; TOMCO Corp.; Layton Construction Company, LLC; LYZ, Inc.; Jayar Construction, Inc.; BIA-Hawaii; and Hawaii Operating Engineers Industry Stabilization Fund supported this measure. The State Procurement Office, Department of Transportation, Department of Accounting and General Services, Subcontractors Association of Hawaii, Ironworkers Stabilization Fund, Sheet Metal Contractors Association, Electrical Contractors Association of Hawaii, and Plumbing and Mechanical Contractors Association of Hawaii opposed this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1229, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14; Ayes with Reservations (DeCoite, Kobayashi, LoPresti, Ward). Noes, none. Excused, 3 (Choy, Tokioka, Tupola).

SCRep. 965 Finance on H.B. No. 208

The purpose of this measure is to authorize the Director of Labor and Industrial Relations or the Director's designee to issue and serve on an employer a stop-work order prohibiting the use of employee labor by the employer until the employer complies with certain provisions regarding security for payments of compensation to employees. The measure also establishes penalties, enforcement, and protest procedures related to stop-work orders.

The Hawaii Regional Council of Carpenters, Hawaii Construction Alliance, and Pacific Resource Partnership testified in support of this measure. The Department of Labor and Industrial Relations, Subcontractors Association of Hawaii, and The Chamber of Commerce Hawaii commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 208, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Holt, Tupola).

SCRep. 966 Finance on H.B. No. 347

The purpose of this measure is to clarify Hawaii's employment security law particularly with regard to how the Department of Labor and Industrial Relations (Department) determines whether an individual is an independent contractor.

Specifically, this measure:

- (1) Specifies twenty factors to be used as requirements for the Department's determination of whether an individual is an independent contractor;
- (2) Requires the Director of Labor and Industrial Relations (Director) to submit a report to the Legislature prior to the convening of the Regular Session of 2018 on the guidelines developed by the Unemployment Insurance Coverage Committee to assist auditors during investigations; and
- (3) Requires the Director to submit an annual report to the Legislature regarding independent contractor and covered employment determinations.

The Maui Chamber of Commerce, Society for Human Resource Management – Hawaii Chapter, Envisions Entertainment & Productions, Inc., and two individuals supported this measure. The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, Hawaii State AFL-CIO, Hawaii Regional Council of Carpenters, SAG-AFTRA Hawaii Local, I.A.T.S.E. Local 665, American Federation of Musicians' Local 677, Hawaii Teamsters & Allied Workers Local 996, ILWU Local 142, and an individual opposed this measure. The Department of Labor and Industrial Relations, Chamber of Commerce Hawaii, and an individual provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 347, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 10; Ayes with Reservations (Cachola, DeCoite, Gates, LoPresti). Noes, 4 (Kobayashi, Nakamura, Quinlan, Tokioka). Excused, 3 (Holt, Lowen, Tupola).

SCRep. 967 Finance on H.B. No. 50

The purpose of this measure is to establish within the Department of Commerce and Consumer Affairs an Appraisal Management Company Registration Program to ensure that appraisal management companies in Hawaii conform to minimum regulatory standards under federal law.

The Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs, Mortgage Bankers Association of Hawaii, Hawaii Bankers Association, Hawaii Financial Services Association, and one individual testified in support of this measure. The Regulated Industries Complaints Office and Division of Financial Institutions of the Department of Commerce and Consumer Affairs, Hawaii Association of REALTORS, Hawaii Credit Union League, and Real Estate Valuation Advocacy Association provided comments.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount for the implementation of the Appraisal Management Company Registration Program from \$140,000 to an unspecified amount; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 50, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 50, H.D. 3.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Luke, Tokioka).

SCRep. 968 Finance on H.B. No. 1152

The purpose of this measure is to add a budget proviso to the General Appropriations Act of 2015 to enable the Department of Transportation to use the Airports Division, Project Adjustment Fund to supplement any currently authorized capital investment cost elements for Airports Division capital improvement projects.

The Department of Transportation supported this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1152, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1152, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 969 Finance on H.B. No. 1249

The purpose of this measure is to promote energy efficiency in Hawaii by:

- (1) Requiring the typical monthly operating costs in all new home sales to be disclosed to potential buyers according to specified standards; and
- (2) Directing the Department of Business, Economic Development, and Tourism to convene a working group that includes the Public Utilities Commission, concerned citizens, and representatives of affected businesses and energy-related industries to maximize the energy efficiency of new residences in the State.

The Ulupono Initiative supported this measure. The Department of Business, Economic Development, and Tourism and Public Utilities Commission opposed the measure. The Hawaiian Electric Company, Maui Electric Company, Hawaii Electric Light Company, Blue Planet Foundation, Hawaii Association of REALTORS, Hawaii Energy, and Energy Efficiency Working Group of the Hawaii Energy Policy Forum submitted comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1249, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1249, H.D. 3.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 970 Finance on H.B. No. 655

The purpose of this measure is to direct the Department of Land and Natural Resources to assist and provide supplemental funding to the National Wildlife Research Center of the U.S. Department of Agriculture to research the negative impacts of the rose-ringed parakeet on Kauai and develop and implement a control plan to reduce those negative impacts. This measure also appropriates funds for this purpose.

The Department of Agriculture, County of Kauai Office of Economic Development, Kauai Invasive Species Committee, Hawaii Crop Improvement Association, Hawaii Farm Bureau, Coordinating Group on Alien Pest Species, Dow AgroSciences, and one individual testified in support of this measure. The Department of Land and Natural Resources provided comments.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount from \$180,000 to an unspecified amount;
- (2) Changing its effective date to July 1, 2030, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 655, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 655, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 971 Finance on H.B. No. 961

The purpose of this measure is to support farmers in Hawaii by providing an income-tax exclusion for the first \$50,000 of income earned by farmers whose annual gross income does not exceed \$150,000 if filing a tax return singly or \$300,000 if filing a tax return as married filing jointly.

The Hawaii Farm Bureau supported this measure. The Department of Agriculture, Department of Taxation, and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Changing the income excluded and threshold amounts to unspecified amounts; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 961, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 961, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16; Ayes with Reservations (LoPresti). Noes, none. Excused, 1 (Tupola).

SCRep. 972 Finance on H.B. No. 1006

The purpose of this measure is to appropriate funds to the Hawaii Ant Lab of the Pacific Cooperative Studies Unit of the University of Hawaii for personnel and equipment to support mitigation of the little fire ant.

The Department of Agriculture, Hawaii Farm Bureau, Hawaii Pest Control Association, Little Fire Ant HUI, Big Island Invasive Species Committee, Hawaii Cattlemen's Council, Hawaii Crop Improvement Association, Coordinating Group on Alien Pest Species, and numerous individuals testified in support of this measure. The Department of Land and Natural Resources, Mayor of the County of Hawaii, Conservation Council for Hawaii, and two individuals provided comments.

Your Committee has amended this measure by:

- (1) Changing the appropriation and allocation amounts to unspecified amounts;
- (2) Changing its effective date to July 1, 2030, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1006, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1006, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 973 Finance on H.B. No. 850

The purpose of this measure is to repeal requirements directing the University of Hawaii (UH) to prepare the following annual reports to the Legislature:

- (1) Status of the Hawaii Health Corps Program;
- (2) Status of the Construction Academy;
- (3) Operation of the Nursing Scholars Program; and
- (4) Progress of the Hawaii P-20 Initiative Council.

UH testified in support of this measure.

Your Committee has amended this measure by changing its effective date to take effect upon its approval.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 850, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 850, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 974 Finance on H.B. No. 1591

The purpose of this measure is to increase the educational capital of the State by:

- (1) Establishing the Hawaii Promise Program to provide scholarships for the unmet direct cost needs of qualified students enrolled at any University of Hawaii community college; and
- (2) Appropriating funds for the establishment and implementation of the Program.

The University of Hawaii; Leeward Community College; Hawaii Friends of Civil Rights; Filipino American Citizens League; Nursing Advocates & Mentors, Inc.; National Federation of Filipino American Associations; Filipino-Americans Advocacy Network; Kamehameha Schools; Hawaii Filipino Lawyers Association; and numerous concerned individuals supported this measure. One concerned individual opposed this measure. Several concerned individuals provided comments.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1591, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1591, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Choy).

SCRep. 975 Finance on H.B. No. 633

The purpose of this measure is to clarify that aboveground freshwater storage tanks are eligible for special purpose revenue bond financing by specifically including such tanks in the definition of "appurtenant works" for the purpose of authorizing the issuance of special purpose revenue bonds to assist dam and reservoir owners.

The Department of Land and Natural Resources and Board of Water Supply of the City and County of Honolulu supported this measure.

Your Committee has amended this measure by:

- (1) Amending the effective date to July 1, 2030, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 633, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 633, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (LoPresti, Tupola).

SCRep. 976 Finance on H.B. No. 1584

The purpose of this measure is to:

- (1) Require the counties to make recommendations for important agricultural land designations by June 30, 2019;
- (2) Require the Land Use Commission to identify and designate important agricultural lands by June 30, 2020, in any county that fails to meet the June 30, 2019 deadline;
- (3) Amend the Important Agricultural Land Qualified Agricultural Cost Tax Credit to:
 - (A) Include under the definition of "qualified agricultural costs" the costs associated with the clearing, removal of trees and debris, and soil restoration of former sugar and pineapple plantation lands that have been out of use for more than three years;
 - (B) Extend the tax credit by 10 years; and
 - (C) Clarify the credit amount for each year in which the credit is claimed; and
- (4) Appropriate funds to identify and map important agricultural lands.

The Land Use Commission, The Chamber of Commerce Hawaii, Ulupono Initiative, and Hawaii Farm Bureau supported this measure. The Office of Planning, Department of Taxation, Department of Agriculture, Alexander & Baldwin, Inc., and an individual provided comments.

Your Committee has amended this measure by:

- (1) Changing the amount appropriated to an unspecified sum; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1584, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1584, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (LoPresti, Tupola).

SCRep. 977 Consumer Protection & Commerce on H.B. No. 674

The purpose of this measure is to protect Hawaii's children by:

- (1) Requiring all child care providers to obtain and maintain liability insurance coverage as a condition of licensure, temporary permission, or registration to operate a child care facility and disclose certain liability insurance coverage information to parents or guardians applying to have their child cared for at the facility; and
- (2) Authorizing the Department of Human Services to suspend or revoke a provider's license, temporary permit, or certificate of registration if the provider does not comply with the insurance coverage and disclosure requirements.

Numerous concerned individuals testified in support of this measure. The Department of Human Services provided comments.

Your Committee has amended this measure by:

- (1) Stipulating that this Act shall be known as the Wylie Muir Act;
- (2) Changing its effective date to upon approval but prohibiting enforcement of the newly established liability requirements until January 1, 2018, to allow sufficient time for child care facilities to achieve compliance; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 674, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 674, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 978 Consumer Protection & Commerce on H.B. No. 912

The purpose of this measure is to authorize a licensed advanced practice registered nurse (APRN) who holds a national certification in a psychiatric specialization to prepare and submit orders for assisted community treatment of psychiatric patients. This measure also allows APRN'S as defined in section 457-2.7, Hawaii Revised Statutes, to provide health and other medical services to independently consenting adolescents.

The Board of Nursing, American Organization of Nurse Executives Hawaii, Hawaii Association of Professional Nurses, Hawaii State Center for Nursing, Hawaii Pacific Health, The CHOW Project, and several concerned individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date from July 1, 2090, to upon its approval; and
- (2) Making technical, nonsubstantive changes for purposes of consistency, clarity and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 912, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 912, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Aquino, Ichiyama).

SCRep. 979 Consumer Protection & Commerce on H.B. No. 1536

The purpose of this measure is to:

- (1) Clarify that the Board of Agriculture has the power to acquire property by eminent domain for the construction and maintenance of water facilities that convey, distribute, and transmit water for agricultural uses, but not for domestic use; and
- (2) Amend the definition of "public utility" to exclude entities that convey, transmit, and distribute nonpotable water.

The Land Use Research Foundation of Hawaii, East Kauai Water Users' Cooperative, Hawaii Farm Bureau, Kalepa Koalition, Maui County Farm Bureau, Saiva Siddhanta Church, and a concerned individual testified in support of this measure. The Department of Agriculture testified in support of the intent of this measure. One concerned individual testified in opposition to this measure. The Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs, Public Utilities Commission, Office of Hawaiian Affairs, and Honolulu Board of Water Supply provided comments.

Your Committee has amended this measure by:

- (1) Excluding any board of water supply that manages, controls, and operates the waterworks of a county for the purpose of supplying water to the public in that county from the definition of a "public utility"; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1536, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1536, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Aquino, Ichiyama).

SCRep. 980 Consumer Protection & Commerce on H.B. No. 374

The purpose of this measure, as received by your Committee, is to:

- (1) Clarify the practice requirements for dental assistants; and
- (2) Prohibit anyone from ordering a person without a dental hygienist license to perform services or procedures within the scope of practice of dental hygiene.

Several individuals testified in support of this measure. The Hawaii Dental Hygienists' Association testified in support of the intent of this measure. The Board of Dental Examiners, Hawaii Dental Association, and numerous individuals opposed this measure.

Your Committee finds that some of the work being done by dental assistants under the direct supervision of a dentist requires specialized training which dental hygienists have as licensed professionals. However, the ambiguous nature of what constitutes direct supervision raises consumer safety and other concerns, particularly in areas regarding the use of certain products and procedures in the dental industry. Your Committee finds that many other states require either licensure or certification of dental assistants.

To provide clarity and examination of the responsibilities and scope of work of dental assistants, further assessment is needed regarding the regulation of this profession. Your Committee notes that section 26H-6, Hawaii Revised Statutes, requires certain regulatory measures to be referred to the Auditor for analysis if the regulatory measure being considered for enactment would subject unregulated professions and vocations to licensing upon enactment. A sunrise analysis will assist in defining the scope and responsibilities of dental assistants and support health and safety in the State's oral healthcare industry.

Upon careful consideration, your Committee has amended this measure by deleting its contents and replacing it with language requiring the Auditor to conduct a sunrise analysis of establishing licensure and certification requirements for dental assistants. Your Committee has further amended this measure by:

- (1) Changing its effective date to take effect upon its approval; and

- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 374, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 374, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ichiyama).

SCRep. 981 Consumer Protection & Commerce on H.B. No. 1444

The purpose of this measure is to require pharmacy benefit managers that conduct business in this State to register with the Insurance Commissioner.

Several concerned individuals testified in support of this measure. The Pharmaceutical Care Management Association and Express Scripts testified in opposition to this measure. The Department of Commerce and Consumer Affairs and CVS Health provided comments.

Your Committee finds that the actions of pharmacy benefit managers can have wide-ranging impacts on pharmacies and consumers in Hawaii, particularly those consumers in rural areas who may have limited access to pharmacies within a pharmacy benefit manager's network. Despite these potential impacts, pharmacy benefit managers are not currently subject to state regulation and oversight and that it is a situation warranting immediate legislative action.

Accordingly, your Committee has amended this measure by changing its effective date to July 1, 2017.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1444, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1444, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ichiyama).

SCRep. 982 Consumer Protection & Commerce on H.B. No. 733

The purpose of this measure is to simplify and enhance harbor operations for maritime cargo transporters by providing exemptions from vehicle registration, safety inspection, and driver licensure requirements for marine terminal equipment to allow the operation of marine terminal equipment on public highways between terminal locations under certain conditions.

The Department of Transportation and Matson testified in support of this measure.

Your Committee received testimony with proposed amendments from the Department of Transportation to limit the scope of this measure to allow operation of marine terminal equipment only on Sand Island Road or Sand Island Parkway. Your Committee expressed concerns that broader language such as "department approved parkway or access road" may be more appropriate and legally sounder as it would allow other areas to avail themselves of the exemptions provided by this measure should situations requiring the exemptions arise in the future in other commercial harbors. Accordingly, your Committee has changed the effective date of this measure to July 1, 2112, to provide for more discussion on this issue and humbly requests that the Senate Committee on Transportation and Energy examine this issue further.

Your Committee has further amended this measure by:

- (1) Specifying that the exemptions for marine terminal equipment only apply to vehicles temporarily operated or moved upon Sand Island Parkway or Sand Island Access Road; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 733, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 733, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ichiyama).

SCRep. 983 Consumer Protection & Commerce on H.B. No. 243

The purpose of this measure is to protect condominium and condominium association members by clarifying which individuals qualify to be board members of a condominium association.

The Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations, Hui 'Oia'i'o, and several individuals testified in support of this measure. Hawaii Chapter of the Community Associations Institute Legislative Action Committee, Hawaii State Association of Parliamentarians, and a concerned individual testified in opposition to this measure. Associa provided comments.

Your Committee recognizes that condominium associations provide a system of self-governance in which association residents, both owners and non-owners, or renters, can serve as board members, depending on the declaration, bylaws, or rules of the association. However, based on concerns raised in the public hearing, your Committee notes that allowing renters to serve on association boards through an association's declaration and bylaws can have the

unintended effect of developers creating permanent seats on an association board for renters or others who do not share the same stake in the property as owners do. Your Committee notes that repairs, maintenance, and additions to a property do not affect renters in the same way as owners.

Accordingly, your Committee has amended this measure by:

- (1) Deleting language allowing the declaration and bylaws of an association to clarify which individuals qualify to be board members of an association and instead prohibiting renters from serving as board members; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 243, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 243, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ichiyama).

SCRep. 984 Consumer Protection & Commerce on H.B. No. 223

The purpose of this measure is to:

- (1) Allow a landlord or landlord's agent to charge an application screening fee as part of the applicant screening process for renting residential property;
- (2) Establish limits on the amount of the application screening fee and require the landlord or landlord's agent to return any unauthorized fee amounts to the applicant;
- (3) Require a landlord or landlord's agent to provide, upon request, a receipt to the applicant for payment of the application screening fee and a copy of any report obtained by the landlord or agent; and
- (4) Authorize a landlord or landlord's agent to charge an applicant an administrative fee and postage based on the actual expenses incurred in providing a copy of a report to the applicant.

The Office of Consumer Protection of the Department of Commerce and Consumer Affairs, Office of Hawaiian Affairs, Legal Aid Society of Hawaii, Catholic Charities Hawaii, YWCA Oahu, and an individual testified in support of this measure. The Hawaii Association of Realtors testified in opposition to this measure. The Governor's Coordinator on Homelessness, Consumer Data Industry Association, and Housing Now! provided comments.

Your Committee finds that though credit reporting fees usually range from \$10 to \$16, there are administrative costs associated with the screening of applicants and thus, a landowner may actually incur higher applicant screening costs. However, according to the Office of Consumer Protection, there are landlords who charge high screening fees yet never actually rent out the residential unit because the landlord can acquire close to what can be earned through rental income by merely screening potential tenants, particularly due to the high demand for rentals in the State. Your Committee further finds that while capping the allowable charge for application screening fees may not halt this practice, it may lessen the incentive to endlessly screen people while still enabling a reasonable recoupment of administrative costs by landlords and property managers. Your Committee recognizes that adding a reporting requirement to this measure will enable the Legislature to ascertain the effects of imposing a cap for application screening fees.

Your Committee has amended this measure by:

- (1) Capping the allowable charge for an application screening fee at \$25;
- (2) Deleting language allowing a landlord or agent to charge administrative and postage fees for providing a copy of a credit report to an applicant;
- (3) Requiring the Department of Commerce and Consumer Affairs to submit a report to the Legislature on application screening fees charged by a landlord or the landlord's agent;
- (4) Inserting a sunset date of June 30, 2018; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 223, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 223, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ichiyama).

SCRep. 985 Judiciary on H.B. No. 1301

The purpose of this measure is to help protect Hawaii's environment by providing that a person or entity that is determined by the Hawaii Invasive Species Council to have knowingly or inadvertently introduced an invasive species into Hawaii is strictly liable for all expenses necessary to eradicate the introduced invasive species.

Several individuals testified in support of the measure. The Hawaii Insurers Council, Animal Rights Hawaii, and two individuals testified in opposition. The Department of Land and Natural Resources and Department of Agriculture provided comments.

Your Committee has amended this measure by:

- (1) Specifying that the person or entity may be strictly liable for all or part of the expenses that are necessary to eradicate the introduced invasive species from the State; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1301, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1301, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 986 Judiciary on H.B. No. 1359

The purpose of this measure is to protect Hawaii's environment and increase efforts to eradicate invasive species by authorizing each county to enact and enforce ordinances that are necessary to prevent, investigate, control, or eradicate invasive species on any public or private premises within the limits of the county.

The Mayor of the County of Hawaii, Mayor of the County of Maui, Chair of the Maui County Council, Hawaiian Electric Companies, Hawaii Association of Realtors, and several individuals testified in support. The Hawaii Farm Bureau, Animal Rights Hawaii, For Forgotten Felines, and four individuals testified in opposition. The Department of Agriculture, Department of Land and Natural Resources, and American Bird Conservancy provided comments.

Your Committee has amended this measure by specifying that the invasive species to be eradicated shall be identified by the Hawaii Invasive Species Council.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1359, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1359, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 987 Judiciary on H.B. No. 1516

The purpose of this measure is to allow for the forfeiture of rescued animals prior to the filing or disposition of criminal charges by:

- (1) Enabling a duly incorporated humane society or duly incorporated society for the prevention of cruelty to animals that is holding the animal to petition the court for forfeiture of the impounded pet animal or equine animal; and
- (2) Requiring immediate forfeiture of the pet animal or equine animal to the petitioner based on a finding of probable cause that the animal was subject to a violation of certain specified cruelty to animal offenses or, if probable cause is not established, direct the return of the animal to the owner or custodian of the impounded animal.

The Hawaiian Humane Society, Hawaii Island Humane Society, Maui Humane Society, Neighborhood Cats, Animal Rights Hawaii, and many individuals testified in support of this measure. The Pacific Pet Alliance, American Kennel Club, and one individual testified in opposition. The Department of the Attorney General and City and County of Honolulu Department of the Prosecuting Attorney provided comments.

Your Committee has amended this measure by:

- (1) Deleting the provision requiring the return of the impounded animals to the owner if probable cause is not established and the assessment of the owner for costs incurred for the care of the impounded animals;
- (2) Deleting the provision authorizing the incorporated humane society or incorporated society for the prevention of cruelty to animals, upon forfeiture of the impounded animal, to determine the final disposition of the animal in accordance with practices for the humane treatment of animals;
- (3) Re-instating the existing procedure that enabled the animal's owner to prevent forfeiture and retain ownership of the animal;
- (4) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1516, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1516, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 988 Judiciary on H.B. No. 1028

The purpose of this measure is to improve the regulation of charitable organizations and their activities in Hawaii by:

- (1) Requiring disclosure statements on collection boxes where the public is allowed to donate personal property;
- (2) Clarifying the scope of the Attorney General's authority over the protection of charitable assets; and
- (3) Making numerous technical amendments to laws regarding charitable organizations including those regulating initial registration, deactivation of registration, filing of financial reports, filing of annual reports, and criteria for exemption.

The Association of Fundraising Professionals – Aloha Chapter and Hawaii Alliance of Nonprofit Organizations testified in support of the measure. The Department of the Attorney General provided comments.

Your Committee has amended this measure by:

- (1) Deleting requirements for disclosure statements on collection boxes where the public is allowed to donate personal property;
- (2) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1028, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1028, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 989 Judiciary on H.B. No. 1384

The purpose of this measure is to extend the prohibition established by Act 83, Session Laws of Hawaii 2012, that prevents the counties from requiring fire sprinklers in specific family dwelling units and nonresidential agricultural and aquacultural buildings.

The City and County of Honolulu Office of the Mayor, Hawaii Association of Realtors, Pacific Resource Partnership, Building Industry Association of Hawaii, Hawaii Laborers-Employers Cooperation and Education Trust, and numerous individuals testified in support of this measure. The Hawaii State Fire Council, Maui Department of Fire & Public Safety, and one individual testified in opposition. The State Building Code Council, Hawaii County Office of the Mayor, and Sakamoto Consulting, LLC provided comments.

Your Committee has amended this measure by extending the foregoing prohibition under Act 83, Session Laws of Hawaii 2012, to June 30, 2022.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1384, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1384, H.D. 3.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 990 Judiciary on H.B. No. 192

The purpose of this measure is to increase consumer protections for planned community associations by expanding the definition of "association" under the Planned Community Associations law to include homeowners' associations.

Hui 'Oia'i'o and several individuals supported this measure. The Community Association Institute Legislative Action Committee provided comments.

Your Committee has amended this measure by clarifying the definition of "association" to mean a homeowners' association with voting membership of ten or more parcel owners or their proxies, or a combination thereof.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 192, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 192, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 991 Judiciary on H.B. No. 172

The purpose of this measure is to authorize a property owner or the owner's agent to enter adjacent vacant property that is privately-owned under certain conditions and with certain notice requirements to eradicate albizia trees that could become hazardous if left untreated. This measure also provides a defense to criminal prosecution for such eradication, provided it is conducted in compliance with the law.

Big Island Invasive Species Committee, Nanawale Community Association Ltd., Hawaiian Electric Companies, and numerous individuals testified in support of this measure. The Department of Land and Natural Resources, Office of the Mayor of the County of Hawaii, and two concerned individuals commented on this measure.

Your Committee has amended this measure by:

- (1) Specifying that the entering owner may use current established methods to remove the albizia trees, which include, but are not limited to methods approved by the State Invasive Species Council; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 172, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 172, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 992 Judiciary on H.B. No. 306

The purpose of this measure is to require persons charged for operating a vehicle under the influence of an intoxicant or habitually operating a vehicle under the influence of an intoxicant to be fitted with a continuous alcohol monitoring device for at least ninety days if the person has a prior conviction within the past five years or is currently pending criminal investigation or prosecution for one or more prior charges of the same crime.

The Department of Transportation, Office of the Prosecuting Attorney of the County of Kauai, Department of the Prosecuting Attorney of the City and County of Honolulu, Honolulu Police Department, SCRAM Systems, and an individual supported this measure. Smart Start, Inc. opposed this measure. Mothers Against Drunk Driving provided comments on this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 306, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 306, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 993 Judiciary on H.B. No. 946

The purpose of this measure is to specify that an unauthorized person who drives in a high occupancy vehicle lane shall be deemed to have committed a traffic infraction and is subject to a \$150 fine.

The Department of Transportation and an individual supported this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 946, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 946, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 994 Judiciary on H.B. No. 420

The purpose of this measure is to allow for the designation of "one hundred percent disabled veteran" or a symbol or an abbreviation thereof, on driver's licenses, driver's instruction permits, and civil identification cards.

State Office of Veterans Services and a concerned individual supported this measure. Two concerned individuals opposed this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 420, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 420, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 995 Judiciary on H.B. No. 606

The purpose of this measure is to authorize the counties to enter private property to control or eradicate invasive species and pests.

The Department of Land and Natural Resources, Department of Agriculture, Office of the Mayor of the County of Hawaii, Office of the Mayor of the County of Maui, Little Fire Ant HUI, Big Island Invasive Species Committee, Hawaii Association of Realtors, Hawaiian Electric Companies, and many individuals testified in support of this measure. Animal Rights Hawaii testified in opposition to this measure. Two concerned individuals commented on this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion and making technical, nonsubstantive changes for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 606, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 606, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 996 Judiciary on H.B. No. 998

The purpose of this measure is to require the Department of Land and Natural Resources to:

- (1) Allow bottomfish fishing in six of the existing Bottomfish Restricted Fishing Areas where the restriction is not supported by scientific evidence of environmental necessity; and
- (2) Amend its rules on bottomfish management to include scientific information of environmental necessity as one of the criteria used to restrict a fishing area.

The Hawaii Sportsmen's Alliance and many concerned individuals supported this measure. The Department of Land and Natural Resources, The Nature Conservancy of Hawaii, and several concerned individuals opposed this measure. The Hawaii Fishermen's Alliance for Conservation and Tradition, Inc.; Hunting, Farming and Fishing Association; and many concerned individuals offered comments.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 998, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 998, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10; Ayes with Reservations (Oshiro, Thielen). Noes, none. Excused, 1 (McDermott).

SCRep. 997 Judiciary on H.B. No. 2

The purpose of this measure is to provide affordable housing for farm workers by authorizing the construction of tiny homes with less than 500 square feet of living space in agricultural districts in a county with a population of more than 180,000 but less than 250,000, notwithstanding any county ordinance or regulation to the contrary.

The Hawaii Island Food Alliance, One Island Sustainable Living, Hawaii Sustainable Community Alliance, and several individuals testified in support of the measure. The Office of Planning testified in opposition. The Department of Agriculture and Mayor of the County of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Requiring the construction of tiny homes to comply with county ordinances and regulations; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 998 Finance on H.B. No. 232

The purpose of this measure is to clarify the permissive scope of collective bargaining negotiations regarding the rights and obligations of a public employer.

The Hawaii State Teachers Association; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; United Public Workers, AFSCME, Local 646, AFL-CIO; University of Hawaii Professional Assembly; and Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO testified in support of this measure. The Office of Collective Bargaining, Department of Human Resources Development, Department of Education, and University of Hawaii testified in opposition.

Your Committee amended this measure by changing its effective date to July 1, 2017.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 232, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 232, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Choy, Tokioka, Tupola).

SCRep. 999 Finance on H.B. No. 1208

The purpose of this measure is to appropriate funds for two full-time equivalent (2.00 FTE) enforcement specialist IV positions to be primarily responsible for the enforcement of Hawaii's workers' compensation, temporary disability insurance, and prepaid health care laws.

The Department of Labor and Industrial Relations, Department of Human Resources of the City and County of Honolulu, Hawaii Insurers Council, The Chamber of Commerce Hawaii, Hawaii Construction Alliance, Pacific Resource Partnership, and International Longshore and Warehouse Union Local 142 supported this measure. The General Contractors Association of Hawaii and an individual provided comments.

Your Committee has amended this measure by:

- (1) Changing the number of positions established to an unspecified number; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1208, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1208, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Choy, Tokioka, Tupola).

SCRep. 1000 Finance on H.B. No. 1415

The purpose of this measure is to establish additional performance bond requirements for surety companies and bond companies under the Hawaii Public Procurement Code.

The State Procurement Office, Hawaii Insurers Council, and Hawaii Captive Insurance Council testified in opposition to this measure. The Ironworkers Stabilization Fund, Subcontractors Association of Hawaii, and General Contractors Association of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Establishing conditions for releasing or terminating the obligations of a payment bond; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1415, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1415, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Choy, Tokioka, Tupola).

SCRep. 1001 Finance on H.B. No. 618

The purpose of this measure is to set a deadline in which certain non-agricultural park lands of the Department of Land and Natural Resources (DLNR) are to be transferred to the Department of Agriculture (DOA).

Hawaii Cattlemen's Council, Inc., Kapapala Ranch, Hawaii Cattlemen's Association, Maui Cattlemen's Association, and numerous individuals testified in support of this measure. DOA and DLNR commented on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 618, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 618, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (LoPresti, Tupola).

SCRep. 1002 Finance on H.B. No. 632

The purpose of this measure is to broaden the Hawaii Water Infrastructure Loan Program to:

- (1) Amend the definition of "water infrastructure charge" to include on-bill charges for loan repayments and other charges that may be imposed on the water utility; and
- (2) Include water utilities and water tanks in the Hawaii Water Infrastructure Loan Program.

The Department of Agriculture, Board of Water Supply of the City and County of Honolulu, Hawaii Farm Bureau, and Ulupono Initiative supported this measure.

Your Committee has amended this measure by:

- (1) Amending the effective date to July 1, 2030, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 632, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 632, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (LoPresti, Tupola).

SCRep. 1003 Finance on H.B. No. 558

The purpose of this measure is to repeal the obsolete statutory requirement that United States citizens and nationals returning to Hawaii after at least five years residence abroad in a region with a high rate of communicable disease submit to a medical examination to screen for tuberculosis.

The Department of Health testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 558, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 558, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Holt, Lowen, Tupola).

SCRep. 1004 Finance on H.B. No. 1322

The purpose of this measure is to require the State Procurement Office, in conjunction with the Department of Education, University of Hawaii, Department of Transportation, and the Department of Accounting and General Services to conduct an analysis and review of the Hawaii Public Procurement Code, with a specific regard to the awarding of construction contracts.

The University of Hawaii and General Contractors Association of Hawaii supported this measure. The State Procurement Office, Department of Transportation, Department of Education, Department of Accounting and General Services, and American Council of Engineering Companies of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Removing the requirement that the analysis and review of the Hawaii Public Procurement Code include a cost-benefit analysis; and

- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1322, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1322, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Tupola).

SCRep. 1005 Finance on H.B. No. 168

The purpose of this measure is to appropriate funds for the planning and design of a memorial to honor service members of the recent conflicts in the Persian Gulf, Iraq, Afghanistan, and the various theaters of the Global War on Terrorism, to be located at the Hawaii State Veterans Cemetery in Kaneohe, on the island of Oahu, and replicas of the memorial to be located at state veterans cemeteries statewide.

Two individuals testified in support of this measure. The State Office of Veterans Services and State Foundation on Culture and the Arts provided comments.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount from \$125,000 to an unspecified amount;
- (2) Changing its effective date to July 1, 2030, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 168, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 168, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Tupola).

SCRep. 1006 Finance on H.B. No. 190

The purpose of this measure is to enable qualifying students of private flight schools to participate in federal student loan programs.

Mauna Loa Helicopters testified in support of this measure. The Department of Commerce and Consumer Affairs Hawaii Post-Secondary Education Authorization Program provided comments.

Your Committee has amended this measure by:

- (1) Specifying that the Department of Education rather than the Department of Commerce and Consumer Affairs shall exercise regulatory jurisdiction over private flight schools;
- (2) Deleting the requirement that a private flight school offer a degree or instruction that qualifies an individual to take Federal Aviation Administration flight qualification examinations; and
- (3) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 190, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 190, H.D. 3.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 1007 Finance on H.B. No. 997

The purpose of this measure is to provide the Department of Transportation (DOT) with the permanent authority, flexibility, and discretion to pursue and enter into airport concession contracts and other arrangements by negotiation.

The DOT and Airport Concessionaires Committee supported this measure.

Your Committee has amended this measure by:

- (1) Removing the provisions that provided the DOT with the authority to grant contracts for concession or concession space for no more than fifteen years for the initial term, and if amended, up to the remaining term plus any agreed upon extension;
- (2) Changing the effective date to July 1, 2030, to encourage further discussion; and

- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 997, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 997, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Tupola).

SCRep. 1008 Finance on H.B. No. 1580

The purpose of this measure is to require:

- (1) The Clean Energy Initiative Program (Program) to design, implement, and administer a plan, to be implemented between 2017 and 2025, to achieve a reduction of five percent in fossil fuel consumption for ground transportation relative to 2016 levels;
- (2) The Department of Transportation, in collaboration with the State Energy Office, to identify a plan to make progress toward 100 percent clean ground transportation goals identified by the Program's plan; and
- (3) The planning for the State's facility systems with regard to transportation and energy to be directed to achieve increased energy security and self-sufficiency through the reduction and ultimate elimination of imported fuels for ground transportation.

The Department of Business, Economic Development and Tourism, Americans for Democratic Action, Ulupono Initiative, Sierra Club of Hawaii, Young Progressives Demanding Action of Hawaii, and numerous individuals supported this measure. The Department of Transportation, Blue Planet Foundation, Hawaiian Electric Company and its subsidiary utilities, Maui Electric Company and Hawaii Electric Light Company, Healthy Climate Communities, Hawaii Petroleum Marketers Association, and numerous individuals provided comments on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1580, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1580, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Holt, Tupola).

SCRep. 1009 Finance on H.B. No. 1465

The purpose of this measure is to assist businesses selling or serving liquor by clarifying liquor license application and transfer process requirements and making the process more efficient.

Among other things, this measure:

- (1) Clarifies that changes in the principals of an entity holding a liquor license is not considered a transfer of a license if timely notification of the change is provided to the Liquor Commission;
- (2) Allows corporations to notify the Liquor Commission of any change in ownership of 25 percent or more within 30 days of the change rather than prior to the change;
- (3) Clarifies liquor license procedures and criminal history record check requirements for publicly-traded companies;
- (4) Provides flexibility to the Liquor Commission to hold a license in safekeeping status as an alternative to license cancellation upon cessation of operations by a licensee; and
- (5) Prohibits an officer or director not designated as a primary decision-maker from coercing, pressuring, or otherwise influencing the decision of a designated primary decision-maker in the purchase and sale of liquor.

The County of Kauai Department of Liquor Control, Maui Hotel & Lodging Association, and one individual testified in support of this measure. The City and County of Honolulu Liquor Commission provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1465, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1465, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Tupola).

SCRep. 1010 Finance on H.B. No. 598

The purpose of this measure is to establish a Cyber Hawaii pilot project, within the Office of the Vice President for Research and Innovation at the University of Hawaii, to plan, develop, and implement a cyber ecosystem that addresses the many aspects of cybersecurity.

The University of Hawaii, Department of Education, Referentia Systems Inc., and The Chamber of Commerce Hawaii supported this measure. The Department of Labor and Industrial Relations provided comments.

Your Committee has amended this measure by:

- (1) Authorizing and providing funding for the University of Hawaii to participate in and contribute funding for the development of a Hawaii cyber ecosystem and related aspects of cyber security;
- (2) Removing the provisions that would have established a Cyber Hawaii Pilot Project in the Office of the Vice President for Research and Innovation at the University of Hawaii; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 598, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 598, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, LoPresti, Tupola).

SCRep. 1011 Finance on H.B. No. 1044

The purpose of this measure is to replace the Department of Business, Economic Development, and Tourism's reporting requirement relating to the certification, administration, and verification of the renewable fuels production tax credit, with a survey that requires the taxpayer to provide specified information.

The Department of Business, Economic Development, & Tourism supported this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1044, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1044, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, LoPresti, Tupola).

SCRep. 1012 Finance on H.B. No. 1326

The purpose of this measure is to advance the State's economic development, sustainability, and diversity by appropriating funds for a basalt rebar market assessment study.

The High Technology Development Corporation, Pacific International Space Center for Exploration Systems, Oceanit, RedWorks, Honeybee Robotics, and two concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Providing funds for a feasibility study regarding the development of a basalt fiber facility rather than a basalt rebar market assessment study; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1326, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1326, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, LoPresti, Tupola).

SCRep. 1013 Finance on H.B. No. 1240

The purpose of this measure is to:

- (1) Appropriate funds to continue and improve the coordinated Statewide Homeless Initiative to prevent homelessness and rehouse homeless individuals in the State; and
- (2) Require the Department of Human Services to procure the services of a master contractor, who will, among other things, modify the scope of services, eligibility criteria, and program operations; select agency providers; manage the funding; and perform other duties.

Aloha United Way, Hawaii Youth Services Network, Catholic Charities Hawaii, Hawaii Pacific Health, IMUAlliance, The Salvation Army, Hawaii Alliance for Community-Based Economic Development, Hawaiian Community Assets, Hawaii Appleseed Center for Law & Economic Justice, and an individual supported this measure. The Department of the Attorney General, State Procurement Office, Department of Human Services, Governor's Coordinator on Homelessness, and National Homeless Information Project provided comments.

Your Committee has amended this measure by:

- (1) Changing the amount appropriated to an unspecified sum; and
- (2) Changing its effective date to July 1, 2030, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1240, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1240, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tokioka).

SCRep. 1014 Finance on H.B. No. 1308

The purpose of this measure is to:

- (1) Require the Auditor to conduct a study, including a cost analysis, on the necessity and feasibility of establishing an agency within the Department of Commerce and Consumer Affairs to provide general regulatory oversight of homeowners associations;
- (2) Require the Auditor to submit a report to the Legislature prior to the Regular Session of 2018 on its findings, recommendations, and any proposed legislation; and
- (3) Appropriate funds to the Auditor to conduct the study required by this measure.

Hui 'Oia'i'o and three individuals supported this measure. Associa opposed this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1308, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1308, H.D. 3.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tokioka).

SCRep. 1015 Finance on H.B. No. 488

The purpose of this measure is to authorize the issuance of general obligation bonds for rental housing, mixed-use affordable rental housing, a multi-use juvenile services and shelter center, and public housing. The measure also appropriates funds for public housing security improvements, renovation, and repairs.

Hawaii Housing Finance and Development Corporation, The Judiciary, Hawaii Alliance for Community-Based Economic Development, Partners in Care, Catholic Charities Hawaii, Hawaii Appleseed Center for Law and Economic Justice, PHOCUSED, IMUAlliance, Land Use Research Foundation of

Hawaii, Face Maui, First United Methodist Church of Honolulu, MoveOn.org Honolulu Council, Housing Now, The CHOW Project, and FACE testified in support of this measure. The Hawaii Public Housing Authority commented on this measure.

Your Committee has amended this bill by:

- (1) Replacing all appropriation amounts with blank amounts;
- (2) Changing the effective date to July 1, 2030; and
- (3) Making a technical, nonsubstantive amendment for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 488, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 488, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Holt, Lowen, Tupola).

SCRep. 1016 Finance on H.B. No. 207

The purpose of this measure is to expand the income tax credit for low-income household renters.

The Office of Hawaiian Affairs, League of Women Voters of Hawaii, Catholic Charities Hawaii, IMUAlliance, and Hawaii State Teachers Association testified in support of this measure. The Department of Taxation, Tax Foundation of Hawaii, and Hawaii Habitat for Humanity Association and its seven Habitat affiliates provided comments.

Your Committee has amended this measure by:

- (1) Changing the tax credit per exemption amounts to unspecified amounts;
- (2) Changing its effective date to July 1, 2030, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 207, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 207, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Holt, Lowen, Tupola).

SCRep. 1017 Finance on H.B. No. 530

The purpose of this measure is to:

- (1) Update the Downpayment Loan Program under the Hawaii Housing Finance and Development Corporation (HHFDC); and
- (2) Establish a Downpayment Loan Loss Reserve Program to assist low- and moderate-income households to become first-time homebuyers.

HHFDC and Hawaii Association of Realtors testified in support of this measure.

Your Committee has amended this measure by:

- (1) Making the following unspecified amounts:
 - (A) The maximum percentage amount and specified dollar amount of a downpayment loan to a borrower with respect to the purchase price or appraised value of the residential property;
 - (B) The maximum percentage amount allowed of the combined loan-to-value ratio of the loan amount and purchase money mortgage amount;
 - (C) The minimum percentage amount of the interest rate on loans; and
 - (D) The minimum percentage amount of the residential property sales price that a qualifying person must provide for their downpayment under the Downpayment Loan Program; and
- (2) Changing its effective date to July 1, 2030, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 530, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 530, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 1018 Finance on H.B. No. 534

The purpose of this measure is to appropriate funds for the Hawaii Public Housing Authority to hire an additional security guard to improve security and monitoring at the Alu Street gate of Kalihi Valley Homes public housing.

The Hawaii Public Housing Authority and several individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Amending the appropriation to an unspecified amount;
- (2) Changing its effective date to July 1, 2030, to facilitate further discussion; and
- (3) Making a technical, nonsubstantive amendment for clarity.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 534, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 534, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 1019 Finance on H.B. No. 660

The purpose of this measure is to establish and appropriate funds to the Infrastructure Development Loan Revolving Fund, which shall be administered by the Hawaii Housing Finance and Development Corporation, to make loans to developers to finance the costs of the infrastructure for affordable rental and fee simple housing developments.

The Chamber of Commerce Hawaii, Pacific Resource Partnership, and Building Industry Association of Hawaii supported this measure. The Hawaii Housing Finance and Development Corporation opposed this measure. The Department of Budget and Finance provided comments.

Your Committee has amended this measure by:

- (1) Changing the sums appropriated to unspecified amounts;
- (2) Changing its effective date to July 1, 2030, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 660, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 660, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 1020 Finance on H.B. No. 1179

The purpose of this measure is to improve the economics of building and operating rental housing in the State by:

- (1) Exempting certain affordable rental housing projects under the Hawaii Housing Finance and Development Corporation from general excise taxes if the project is constructed using labor union general contractors or subcontractors according to a collective bargaining agreement;
- (2) Allowing the terms of collective bargaining agreements and associated provisions to be deemed the prevailing wages and terms serving as the basis of compliance with Chapter 104, Hawaii Revised Statutes, for the construction of certain rental housing projects; and
- (3) Clarifying the minimum prevailing wage if it is not established through collective bargaining agreements and associated provisions.

The Hawaii Housing Finance and Development Corporation, Pacific Resource Partnership, Hawaii Construction Alliance, Hawaii Rental Housing Coalition, and Stanford Carr Development, LLC testified in support of this measure. The Department of Labor and Industrial Relations, Department of Taxation, Hawaii Community Development Authority, Tax Foundation of Hawaii, and General Contractors Association of Hawaii provided comments.

Your Committee encourages all parties involved to share in the cost-cutting process.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, to facilitate further discussion; and
- (2) Making a technical, nonsubstantive amendment for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1179, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1179, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 1021 Finance on H.B. No. 14

The purpose of this measure is to save lives and prevent injury at Kua Bay, Kekaha Kai State Park on the island of Hawaii by appropriating funds for the employment of state lifeguards and for necessary equipment to be used by the lifeguards in the course of their work.

The Mayor of the County of Hawaii; Councilmember of the County of Hawaii, Council District 8 – North Kona; Hawaii Fire Department; Daniel R. Sayre Memorial Foundation; and several individuals testified in support of this measure. The Department of Land and Natural Resources provided comments on this measure.

Your Committee has amended this measure by:

- (1) Amending the appropriations to unspecified amounts;
- (2) Changing its effective date to July 1, 2030, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 14, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 14, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 1022 Finance on H.B. No. 423

The purpose of this measure is to amend the Motion Picture, Digital Media, and Film Production Income Tax Credit (Film Credit) by:

- (1) Extending the sunset date to January 1, 2024;
- (2) Providing a ten percent refund of payroll costs for local employees in any county with a population of 700,000 or less; and
- (3) Adding additional requirements to qualify for the Film Credit.

The International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO; Hawaii State AFL-CIO; Screen Actors Guild-American Federation of Television and Radio Artists Hawaii; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artists and Allied Crafts Local 665; American Federation of Musicians Local 677; Teamsters Local 996; and International Longshore and Warehouse Union Local 142 supported this measure. The Department of Taxation; Office of the Auditor; Department of Business, Economic Development and Tourism; Tax Foundation of Hawaii; and Motion Picture Association of America provided comments.

Your Committee has amended this measure by:

- (1) Additionally providing a 35 percent tax credit for qualified production costs in a county with a population of 700,000 or less, provided that certain criteria are met; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 423, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 423, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14; Ayes with Reservations (Choy). Noes, none. Excused, 3 (DeCoite, LoPresti, Tupola).

SCRep. 1023 Finance on H.B. No. 574

The purpose of this measure is to provide the Pacific International Space Center for Exploration Systems (PISCES) with funding to continue PISCES's development of basalt-based products and materials by establishing an excise tax on basalt products, with the revenues deposited in a separate account within the PISCES Special Fund.

OCEANIT supported this measure. The General Contractors Association of Hawaii; Hawaiian Cement; Hawaii Island Contractors Association; Grace Pacific LLC; HC&D LLC; Jas. W. Glover, Ltd.; Cement and Concrete Products Industry of Hawaii; and one concerned individual opposed this measure. The Department of Taxation, Department of Budget and Finance, High Technology Development Corporation, and PISCES provided comments.

Your Committee has amended this measure by:

- (1) Removing the provisions that establish an excise tax on basalt products;
- (2) Specifying that royalties from state land leases for basalt cinder and trap rock manufacturers shall be deposited into the Basalt Materials Research Account, the separate account within the PISCES Special Fund; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 574, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 574, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Cachola, Kobayashi). Noes, none. Excused, 3 (DeCoite, LoPresti, Tupola).

SCRep. 1024 Finance on H.B. No. 492

The purpose of this measure is to support public education in Hawaii by appropriating funds for Personnel Specialist II and Educational Specialist II positions within the Hawaii Teacher Standards Board.

The University of Hawaii, Hawaii Teacher Standards Board, State Public Charter School Commission, Hawaii State Teachers Association, iteachHAWAII, and several concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Making the appropriation in an unspecified sum; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 492, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 492, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 1025 Finance on H.B. No. 1508

The purpose of this measure is to:

- (1) Establish and appropriate funds for a Building Energy Efficiency Pilot Program to set building energy efficiency standards that assist the State in reaching net zero emissions; and
- (2) Require the design of state buildings constructed or renovated on or after July 1, 2020, to encourage the use of natural light and incorporate glass that uses a dynamic glazing system where appropriate.

The Department of Transportation and three individuals testified in support of this measure. The Department of Accounting and General Services provided comments.

Your Committee has amended this measure by:

- (1) Establishing a demonstration project for building energy efficiency designs within the Department of Transportation rather than establishing a pilot program within the Department of Accounting and General Services;
- (2) Clarifying the criteria for building energy efficiency designs and the requirements for the analysis and report to the Legislature;
- (3) Appropriating special funds rather than general funds; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1508, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1508, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Tupola).

SCRep. 1026 Finance on H.B. No. 1436

The purpose of this measure is to appropriate \$75,000 to the Department of Accounting and General Services to update statewide building code standards for hurricane mitigation and secure a reimbursement grant from the Federal Emergency Management Agency Hazard Mitigation Grant Program.

The Hawaii Emergency Management Agency; Hawaii State Fire Council; City and County of Honolulu Department of Emergency Management; Maui Fire Department; Structural Engineers Association of Hawaii; American Council of Engineering Companies of Hawaii; THE MARITIME GROUP, LLC; and one individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount from \$75,000 to an unspecified amount; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1436, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1436, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Holt, Tupola).

SCRep. 1027 Finance on H.B. No. 1246

The purpose of this measure, as received by your Committee, is to:

- (1) Address overcrowding at prisons by expanding the authority of the Department of Public Safety to release certain detainees and offenders under certain conditions and requirements; and
- (2) Authorize electronic monitoring and surveillance in programs that offer alternatives to incarceration.

For the purposes of a public hearing on this measure, your Committee circulated H.B. No. 1246 H.D. 2 (Proposed Draft), a similar measure, and notified the public that it would be accepting testimony on the Proposed Draft. The Proposed Draft authorizes the electronic monitoring and surveillance of offenders in programs that offer alternatives to incarceration.

Community Alliance on Prisons and Ho'omana Pono, LLC. supported the Proposed Draft. The Department of the Prosecuting Attorney of the City and County of Honolulu opposed the Proposed Draft. The Department of Public Safety provided comments.

After considering the merits of both H.B. No. 1246 H.D. 1, as received by your Committee, and the Proposed Draft, your Committee amended this measure by deleting its substance and inserting the contents of the Proposed Draft.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1246, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1246, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Holt, Tupola).

SCRep. 1028 Finance on H.B. No. 462

The purpose of this measure is to mitigate prison overcrowding by:

- (1) Requiring the Department of Public Safety to solicit proposals for the purchase or construction of a new correctional facility at the site of the Waiawa Correctional Facility;
- (2) Temporarily suspending the Environmental Impact Statement process for the potential sites for the proposed Oahu Community Correctional Center (OCCC); and
- (3) Upon completion of the new correctional facility, relocating the operations of OCCC to the vacated site of the Halawa Correctional Facility.

The Department of Public Safety; Department of the Prosecuting Attorney of the City and County of Honolulu; United Public Workers, AFSCME, Local 646, AFL-CIO; and several concerned individuals supported this measure. The Community Alliance on Prisons; Mililani Town, Waipio, and Melemanu

Neighborhood Board No. 25; and numerous concerned individuals opposed this measure. The Department of the Attorney General, Office of Hawaiian Affairs, and American Civil Liberties Union of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Removing the requirement that the solicitation for the purchase or construction of a 3,000-bed correctional facility be at the site of the Waiawa Correctional Facility and be able to house the current inmate population; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 462, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 462, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (DeCoite, Gates, Tupola).

SCRep. 1029 Judiciary on H.B. No. 1098

The purpose of this measure is to:

- (1) Extend for one year, the emergency or transitional shelter compliance requirements of Act 234, Session Laws of Hawaii (SLH) 2016, related to contracts between the Department of Human Services (DHS) and emergency or transitional shelter provider agencies;
- (2) Allow, rather than require, emergency shelters to have partitioned space for each homeless family or individual which provides separation from other homeless families or individuals in the shelter; and
- (3) Extend the effective date of Act 234, SLH 2016, to July 1, 2018, except for the provision in section 6(c) requiring DHS to work with provider agencies to implement the Act.

The Department of Human Services, Governor's Coordinator on Homelessness, Hawaii Appleseed Center for Law & Economic Justice, Catholic Charities Hawaii, Ho'omano Pono, LLC., and an individual supported this measure.

Your Committee has amended this measure by:

- (1) Removing reference to section 6(c) from the effective date for Act 234, SLH 2016; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1098, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1098, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 1030 Judiciary on H.B. No. 1396

The purpose of this measure is to recognize the varied needs of the State's aging population by allowing the Department of Health flexibility to include two private-pay individuals to be cared for in the same community care foster family home if certain requirements are met.

The Department of Human Services, Department of Health, Adult Foster Homecare Association of Hawaii, and numerous individuals testified in support of this measure. Hawaii Disability Rights Center commented on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion on this measure; and
- (2) Making a technical, nonsubstantive amendment for clarity.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1396, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1396, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 1031 Judiciary on H.B. No. 1130

The purpose of this measure is to improve the hiring practices for corrections programs and facilities by providing an exemption to the Department of Public Safety to enable it to administer lie detector and psychological tests during the pre-employment screening process for corrections applicants.

The Department of Public Safety supported this measure. A concerned individual opposed this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1130, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1130, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Belatti, Nakashima, McDermott).

SCRep. 1032 Judiciary on H.B. No. 1135

The purpose of this measure is to ensure the continued effectiveness of the Justice Reinvestment Initiative in reducing recidivism and promoting public safety by making permanent its provisions relating to timely pretrial risk assessments, confinement duration of a prisoner retaken on a parole violation, the use of validated research-based risk assessments by the Hawaii Paroling Authority, and victim restitution.

The Office of Hawaiian Affairs and Hawaii Paroling Authority supported this measure. A concerned individual opposed this measure. The Department of Public Safety offered comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to promote further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1135, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1135, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Belatti, Nakashima, McDermott).

SCRep. 1033 Judiciary on H.B. No. 1501

The purpose of this measure is to decriminalize the possession and delivery of drug paraphernalia and instead make these offenses civil violations subject to a fine of \$100.

The Office of Hawaiian Affairs; Office of the Public Defender; American Civil Liberties Union of Hawaii; The CHOW Project; Hawaii Advocates for Consumer Rights; Community Alliance on Prisons; The Drug Policy Forum of Hawaii; Ho'omana Pono, LLC.; Effective Change, LLC; African American Lawyers Association; and numerous individuals testified in support of this measure. The Department of the Attorney General, County of Hawaii Office of the Prosecuting Attorney, City and County of Honolulu Department of the Prosecuting Attorney, and County of Hawaii Police Department opposed this measure. The Judiciary and County of Kauai Office of the Prosecuting Attorney provided comments on this measure.

Your Committee has amended this measure by making:

- (1) The possession and delivery of drug paraphernalia a violation subject to a fine of \$100; and
- (2) Technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1501, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1501, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Oshiro). Noes, none. Excused, 3 (Belatti, Nakashima, McDermott).

SCRep. 1034 Judiciary on H.B. No. 1172

The purpose of this measure is to increase public safety by:

- (1) Clarifying that statements, photographs, video, and other recordings can be used to establish probable cause for the arrest of offenders of Hawaii's fireworks law; and
- (2) Providing that property owners who knowingly allow an individual to possess or set off aerial device fireworks on their property are in violation of the Fireworks Control Law and are subject to penalties.

The Hawaii State Fire Council, Maui Fire Department, Poi Dogs & Popoki, and many individuals supported this measure. Two individuals opposed this measure. The Department of the Prosecuting Attorney of the City and County of Honolulu, Councilmember representing District 1 of the Honolulu City Council, and two individuals commented on this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1172, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1172, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Belatti, Nakashima, McDermott).

SCRep. 1035 Judiciary on H.B. No. 1402

The purpose of this measure is to establish a shared leave program within the Department of Labor and Industrial Relations that allows state employees to donate accumulated sick leave and vacation leave credits to a shared leave bank or to another state employee who has a serious personal illness or injury or who has a family member who has a serious personal illness or injury.

The United Public Workers, AFSCME, Local 646, AFL-CIO, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, and two individuals testified in support of the measure. The Department of Labor and Industrial Relations, and Department of Human Resources Development testified in opposition.

Your Committee has amended this measure by:

- (1) Replacing references to the Department of Labor and Industrial Relations with references to the Department of Human Resources Development; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1402, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1402, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 1036 Judiciary on H.B. No. 1484

The purpose of this measure is to broaden the offense of assault in the second degree to include a person who intentionally or knowingly causes bodily injury to a person employed as a health care professional as defined in section 451D-2, Hawaii Revised Statutes.

The Honolulu Police Department, Hawaii Pacific Health, Healthcare Association of Hawaii, and The Queen's Health Systems testified in support of this measure. The Office of the Public Defender opposed this measure. The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO provided comments on this measure.

Your Committee has amended this measure by clarifying the offense of assault in the second degree to specify that it applies to a person who intentionally or knowingly causes bodily injury to a health care professional engaged in the performance of duty at the time of the assault.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1484, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1484, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 1037 Judiciary on H.B. No. 177

The purpose of this measure is to prohibit associations of apartment owners, boards of directors, managing agents, resident managers, and apartment and condominium owners from retaliating or discriminating against an apartment or condominium owner who uses lawful actions to address, prevent, or stop a violation of Hawaii's condominium laws or a condominium's governing documents, or who exercises any other right as an apartment or condominium owner under Chapters 514A and 514B, Hawaii Revised Statutes.

The Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations, Palehua Townhouse Association, Associa, and an individual testified in support of this measure. An individual testified in opposition to this measure. Community Associations Institute – Hawaii Chapter and an individual commented on this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion on this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 177, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 177, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 1038 Judiciary on H.B. No. 199

The purpose of this measure is to authorize the Department of Human Services to investigate allegations of the physical isolation of vulnerable adults and take corrective action including obtaining judicial relief.

The Honolulu Police Department supported this measure. The Department of the Attorney General and Department of Human Services provided comments.

Your Committee has amended this measure by clarifying that under the definition of "caregiver neglect," the failure to permit a vulnerable adult to communicate, receive visits, or interact with family, friends, and care providers does not apply to an act reasonably intended to protect the physical or mental welfare of the vulnerable adult, such as through protective orders, treatment plans, or instructions of the vulnerable adult's physician or other health care professional.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 199, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 199, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 1039 Judiciary on H.B. No. 432

The purpose of this measure is to provide additional protection of the elderly against financial exploitation by a caregiver by establishing the felony crime of financial exploitation of an elder.

The Honolulu Police Department, Maui County Office on Aging, Hawaii Family Forum, Hawaii Catholic Conference, and a few concerned individuals supported this bill. A concerned individual opposed this measure. The Department of the Prosecuting Attorney of the City and County of Honolulu submitted comments.

Your Committee has amended this measure by:

- (1) Changing the definition of "elder" to mean a person who, due to age, is physically or mentally vulnerable;
- (2) Deleting as an example of financial exploitation, the failure to effectively use an elder's income and assets for the necessities required for the elder's support and maintenance; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 432, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 432, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 1040 Judiciary on H.B. No. 437

The purpose of this measure is to prohibit variances for the installation of shoreline hardening structures that will artificially fix the shoreline, including a seawall, revetment, or groin, unless:

- (1) A public hearing is held;
- (2) The applicant demonstrates that the shoreline hardening structure is necessary to protect an existing legal object, structure, or activity from damage due to seawater inundation or shoreline erosion; and
- (3) No reasonable alternative locations exist outside of the shoreline area.

This measure also sets forth standards for determining whether a variance for a shoreline hardening structure should be approved.

The Office of Planning, Office of Hawaiian Affairs, and Surfrider Foundation supported this measure. The Department of Transportation supported the intent of this measure. The Department of Land and Natural Resources, Mayor of Maui County, and Maui County Department of Planning provided comments on this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 437, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 437, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 1041 Judiciary on H.B. No. 725

The purpose of this measure is to implement weight verification requirements for large vehicles that transport heavy loads of maritime cargo as a means to extend the life of roadways. This measure:

- (1) Requires the Department of Transportation (Department) to establish a weigh in motion and axle scale system at all harbor facilities that allows the egress and ingress of commercial vehicles carrying a cargo load of 55,000 pounds or more;
- (2) Requires all maritime cargo carriers engaged in interstate transportation to submit to the Department a detailed list of cargo shipping containers subject to highway weight restrictions; and
- (3) Appropriates funds to the Department to purchase and install weigh in motion and axle scale systems and hire personnel to operate the systems.

The Department of Transportation, Hawaii Transportation Association, Matson, and two individuals testified in support of the measure.

Your Committee has amended this measure by:

- (1) Changing, to an unspecified number, the gross weight of the shipping container or cargo load that is subject to the weigh in motion and axle scale system and reporting requirements; and
- (2) Changing the effective date to July 1, 2050, to encourage further discussion.

Your Committee notes the testimony of Matson that proposes to double the current statutory penalties for overloading of cargo loads. Matson suggests that increased penalties will deter the purposeful overloading of cargo loads and can produce revenue to offset the costs of the weigh in motion and axle scale system.

Your Committee further notes that this measure appropriates funds and requests that the Committee on Finance consider this measure if given the opportunity through the conference process.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 725, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 725, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Belatti, Nakashima, McDermott).

SCRep. 1042 Judiciary on H.B. No. 773

The purpose of this measure as received by your Committee is to encourage the cultivation of industrial hemp as an agricultural product by excluding the growing, possession, processing, and sale of industrial hemp from state civil and criminal penalties.

The Drug Policy Forum of Hawaii, One Island Sustainable Living, We Are One, Inc., Kihei Community Association, Hydroponics Alternatives LLC, Waianae Coast Neighborhood Board, Pacific Biodiesel Technologies, LLC, Birth Sovereignty, and numerous individuals testified in support of the measure. The Honolulu Police Department testified in opposition. The Department of the Attorney General, Department of Agriculture, University of Hawaii, and two individuals provided comments.

Your Committee has amended this measure by deleting its substance and inserting the provisions found in H.B. No. 96, H.D. 1 on which your Committee held a public hearing on February 7, 2017. The new provisions amend the regulatory requirements of the state's existing industrial hemp pilot program by:

- (1) Permitting the submission of an application for an industrial hemp license at any time during the year instead of only between January 1 and April 1 of each year;
- (2) Deleting the requirement that an application for a movement permit shall be submitted prior to moving industrial hemp from a permitted location;
- (3) Specifying the Board of Agriculture's authority to determine licensees' reporting requirements; and
- (4) Deleting requirements for growing facilities that mandated use of case hardened locks and chains, marking of equipment and plants for identification, blocking private access roads, and physical barriers to isolate industrial hemp from other plants.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 773, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 773, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Belatti, Nakashima, McDermott).

SCRep. 1043 Judiciary on H.B. No. 814

The purpose of this measure is to adopt the uniform laws on protecting the online accounts of employees and students from employers and educational institutions, respectively.

The State of Hawaii Commission to Promote Uniform Legislation, Graduate Student Organization of the University of Hawaii at Manoa, and two individuals testified in support of the measure. The University of Hawaii, Hawaii Civil Rights Commission, American Civil Liberties Union of Hawaii, and an individual provided comments.

Your Committee has amended this measure by:

- (1) Excluding from the definition of "protected personal online account" an account that the employer or educational institution has notified the employee or student might be subject to a request for login information or content and that the employer or educational institution issues login information under its domain name;
- (2) Deleting from prohibited conduct of an employer or educational institution a request to the employee or student to disclose login information for a protected personal online account, disclose the content of the account, or to access or modify the settings of the account; and
- (3) Changing the effective date to July 1, 2020, to allow employers and educational institutions additional time to implement the provisions of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 814, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 814, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 1044 Judiciary on H.B. No. 852

The purpose of this measure is to promote integrity in state government and provide additional clarity and consistency in the administration and enforcement of Hawaii's ethics laws by:

- (1) Increasing fines for the failure to timely file financial disclosure statements;
- (2) Allowing the State Ethics Commission (Commission) to notify, by e-mail or first-class mail rather than by registered mail with return receipt requested, those individuals who fail to timely file their financial disclosure statements; and
- (3) Directing the Commission to publish the names of individuals who fail to file their financial disclosure statements by the statutory deadline.

The Hawaii State Ethics Commission, Common Cause Hawaii, and League of Women Voters of Hawaii testified in support of the measure.

Your Committee has amended this measure by:

- (1) Permitting the Commission to also provide notice by in person service;
- (2) Deleting the provision relating to the Commission's authority to adjust its forms and procedures to implement this measure;
- (3) Deleting the severability clause; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 852, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 852, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 1045 Judiciary on H.B. No. 669

The purpose of this measure is to streamline requirements for communication and collaborative action between the Family Court and the Department of Human Services in proceedings for domestic abuse protective orders.

Specifically, this measure repeals statutory language mandating Departmental participation in all proceedings for a protective order that involve a minor or incapacitated adult. Instead, this measure grants the Family Court discretion to request that the Department provide a report on the safety of a minor child involved in protective order proceedings and excuses the Department from appearing at a hearing if the report is provided in written format.

The Judiciary, DHS, Hawaii State Coalition Against Domestic Violence, and Domestic Violence Action Center supported this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 669, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 1046 Judiciary on H.B. No. 1099

The purpose of this measure is to bring Hawaii into compliance with the federal Justice for Victims of Trafficking Act of 2015 and the federal Child Abuse and Prevention and Treatment Act of 2010 by:

- (1) Including sex trafficking and severe forms of trafficking in persons within the definition of "child abuse or neglect";
- (2) Clarifying that reports that are expunged from the Department of Human Services' (Department) central registry of reported child abuse or neglect cases may be retained by the Department for future risk and safety assessment purposes; and
- (3) Deleting the expungement criterion of unsubstantiated reports and replacing it with the criterion of unconfirmed reports.

The Department of Human Services, Honolulu Police Department, IMUAlliance, UNITE!, Family Programs Hawaii, and a concerned individual supported this bill. The Harm Reduction Community and Hawaii Family Advocacy Team and a concerned individual opposed this measure. A concerned individual submitted comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1099, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Belatti, Nakashima, McDermott).

SCRep. 1047 Judiciary on H.B. No. 727

The purpose of this measure is to alleviate traffic congestion and enhance the safety of motorists by allowing motorcycles and motor scooters to pass between two same-bound lanes when traffic is stopped, under certain conditions and with specific safeguards.

Street Bikers United Hawaii and many individuals supported this measure. The Department of Transportation, Honolulu Police Department, AAA Hawaii, and two individuals opposed this measure. Two individuals provided comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 727, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Thielen). Noes, none. Excused, 3 (Belatti, Nakashima, McDermott).

SCRep. 1048 Judiciary on H.B. No. 1184

The purpose of this measure is to replace criminal penalties with civil penalties for offenses relating to:

- (1) Airport safety measures, practices, or requirements;
- (2) Airport security measures or requirements; and
- (3) The licensing and regulation of persons engaged in commercial activities at public airports.

The Department of Transportation, Aircraft Owners and Pilots Association, The Plum Law Office, General Aviation Counsel of Hawaii, and several individuals testified in support of the measure. The Judiciary provided comments.

Your Committee has reviewed the concerns expressed in the Judiciary's written testimony that there is no court procedure to process a "civil penalty" that is levied pursuant to Chapter 261, Hawaii Revised Statutes (HRS). Your Committee believes the Judiciary's proposed amendment to replace the term "civil penalty" with "fine" is not necessary. The Department of Transportation does not need to seek judicial relief to issue administrative orders or assess

administrative civil penalties to obtain compliance with statutes or rules, pursuant to the authority granted by sections 261-12 and 261-13, and Chapter 91, HRS.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1184, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Belatti, Nakashima, McDermott).

SCRep. 1049 Judiciary on H.B. No. 1115

The purpose of this measure is to update procedures related to hearings of the Hawaii Labor Relations Board by authorizing the delivery of notice of hearing by electronic service and specifying responsibility for the cost of preparing the transcript on appeal for the purpose of judicial review.

The Hawaii Labor Relations Board supported this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1115, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 1050 Judiciary on H.B. No. 1534

The purpose of this measure is to remove the one-year state residency requirement for all appointed officers who are department heads and deputies or assistants to a department head.

The Honolulu Police Commission and two individuals supported this measure. One individual opposed this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1534, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 1051 Judiciary on H.B. No. 1489

The purpose of this measure is to prohibit a state agency or program or activity that receives state financial assistance from excluding from participation, denying benefits to, or discriminating against an otherwise qualified individual by reason of disability, sex, including gender identity or expression, or sexual orientation.

State Council on Developmental Disabilities, Hawaii State Commission on the Status of Women, Community Alliance on Prisons, American Civil Liberties Union of Hawaii, Hawaii Women Lawyers, IMUAlliance, International Longshore and Warehouse Union Local 142, Hawaii State Teachers Association, Hawaii Women's Coalition, Planned Parenthood Votes Northwest and Hawaii, and four concerned individuals supported this measure. The Hawaii Civil Rights Commission offered comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1489, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (McDermott).

SCRep. 1052 Judiciary on H.B. No. 1395

The purpose of this measure is to establish a temporary Kalihi 21st Century Commission to create a comprehensive community development plan for the Kalihi area on the island of Oahu.

The Kokua Kalihi Valley Comprehensive Family Services, Ho'omana Pono, LLC., Adult Friends for Youth, Parents and Children Together, and a few concerned individuals supported this measure. A concerned individual opposed this bill. The Office of Planning, Office of Information Practices, Susannah Wesley Community Center, and Kalihi Palama Hawaiian Civic Club submitted comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1395, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Belatti, Nakashima, McDermott).

SCRep. 1053 Consumer Protection & Commerce on H.B. No. 1258

The purpose of this measure is to define and establish licensing and registration requirements for autocycles.

The Department of Transportation and Polaris Industries testified in support of this measure.

Your Committee is concerned that changing the autocycle definition from a vehicle "with a steering wheel" to a vehicle that is "steered by something other than a handlebar" will broaden the applicability of this measure beyond its intended purpose, which is to address and define a Polaris autocycle. As such, this amendment could include numerous other types of modified vehicles. Your Committee respectfully requests the Senate, should they hear this measure, to examine this definition issue further. Accordingly, your Committee has amended the effective date of this measure to July 1, 2112, to facilitate further discussion.

Your Committee has further amended this measure by:

- (1) Clarifying that the type of license necessary to operate an autocycle is a type 3 passenger vehicle license rather than a type 2 motorcycle license; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1258, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1258, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Ichiyama).

SCRep. 1054 Consumer Protection & Commerce on H.B. No. 1248

The purpose of this measure is to:

- (1) Authorize the establishment of microgrid demonstration projects for the generation, storage, and distribution of renewable energy; and
- (2) Establish a microgrid advisory committee to provide guidelines and advice related to microgrid demonstration projects.

Ulupono Initiative and Energy Research Systems testified in support of this measure. The Natural Energy Laboratory of Hawaii Authority (NELHA) testified in support of the intent of this measure. Hawaiian Electric Company and its subsidiary utilities Maui Electric Company and Hawaii Electric Light Company testified in opposition to this measure. The Public Utilities Commission and Hawaii Energy Policy Forum provided comments.

Your Committee finds that the creation of an advisory committee is unnecessary because NELHA, pursuant to section 227D-4, Hawaii Revised Statutes, currently has an advisory committee that accomplishes the purposes of the proposed advisory committee.

Your Committee further finds that, as stated in testimony received by your Committee, there are major concerns that this legislation does not define "demonstration", is not limited to NELHA, and is not limited in time. Further, this measure proposes to exempt microgrid projects from the requirements of utilities, which in conjunction with the broad definition, would allow a microgrid to build across multiple properties and rights of ways without being subject to the requirements of an electric grid. Thus, your Committee is limiting this legislation only to property owned by NELHA.

Your Committee also finds that by limiting the size of the demonstration project to NELHA property to address the various concerns mentioned at the public hearing, a report should be filed with the Legislature before the next regular session to address four key issues:

- (1) The fairness of the NELHA microgrid demonstration project to all customers given the increased options for obtaining electrical power;
- (2) Any safety issues when operating the integrated energy district;
- (3) Reliability of the overall electrical system in relation to the NELHA microgrid demonstration project; and
- (4) Any cost shifting issues realized as a result of electrical energy being provided by the NELHA microgrid demonstration project.

Your Committee has amended this measure by:

- (1) Designating only property controlled by NELHA as a microgrid demonstration project;
- (2) Deleting the microgrid advisory committee;
- (3) Specifying that the report on the NELHA microgrid demonstration project be submitted no later than twenty days prior to the Regular Session of 2018, rather than annually, and that the report contain, at a minimum, certain specified information; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1248, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1248, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Ichiyama).

SCRep. 1055 Consumer Protection & Commerce on H.B. No. 1079

The purpose of this measure is to create a framework for provisionally authorizing the operations of post-secondary degree-granting educational institutions that have applied for but have not yet received accreditation from an accrediting agency recognized by the United States Department of Education.

The Department of Commerce and Consumer Affairs testified in support of this measure.

Your Committee has amended this measure by:

- (1) Clarifying that a candidate for accreditation that fails to obtain accreditation within the required timeframe or elects to stop pursuing accreditation may transition to a non-accredited status, subject to compliance with applicable rules, policies, and procedures;
- (2) Placing a maximum ten-year time limit on provisional authorization of a candidate for accreditation;
- (3) Repealing the requirement that a candidate for accreditation demonstrate satisfactory progress toward accreditation based on an on-site review by an accrediting agency as a condition of provisional authorization;
- (4) Changing its effective date to July 1, 2017; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1079, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1079, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Fukumoto).

SCRep. 1056 Consumer Protection & Commerce on H.B. No. 1435

The purpose of this measure is to clarify that the comprehensive loss reduction plan of the Hawaii Hurricane Relief Fund (HHRF) shall include implementing state and county building code requirements for hurricane standards.

The Hawaii Emergency Management Agency, Hawaii State Fire Council, Honolulu Fire Department, County of Kauai Department of Public Works, American Council of Engineering Companies of Hawaii, Hawaii Section of the American Society of Civil Engineers, Structural Engineers Association of Hawaii, Masonry Institute of Hawaii, Mason Contractors Association of Hawaii, and The Maritime Group, LLC testified in support of this measure. The Hawaii Hurricane Relief Fund provided comments.

Although discussions at the public hearing appeared to indicate that it would be simpler to update and develop rules for entire chapters rather than specific sections of the State Building Code to address hurricane-related issues because large portions of the building code deal mainly with wind damage mitigation, your Committee had concerns with this approach. Because moneys in the HHRF should be used specifically for hurricane-related matters, your Committee finds that this issue needs to be clarified in this measure.

Your Committee has amended this measure by:

- (1) Clarifying that HHRF funds can only be used for the development and implementation of state building code hurricane standards and not county building code hurricane standards;
- (2) Specifying that HHRF funds can only be used to support the adoption of administrative rules to implement hurricane-related building code and design standards and implement loss mitigation measures for both new and existing structures, where applicable by law;
- (3) Requiring the State Building Code Council to submit a report to the Legislature no later than January 1, 2019, on the amount of funds used to support the adoption of administrative rules to implement hurricane-related building code and design standards, the specific codes that were affected, and any positions that were filled using funds from HHRF and the duties of the position related to work on hurricane-related matters;
- (4) Adding a sunset date of June 30, 2018; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1435, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1435, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Fukumoto).

SCRep. 1057 Consumer Protection & Commerce on H.B. No. 1381

The purpose of this measure is to clarify the regulatory system for and oversight of the licensed profession of elevator mechanics by amending the permissible scope of work, apprenticeship and licensing requirements, and powers and duties of the Elevator Mechanics Licensing Board.

The International Union of Elevator Constructors, Local 126, testified in support of this measure. The Elevator Mechanics Licensing Board testified in support of the intent of this measure.

Your Committee has amended this measure by:

- (1) Amending examination requirements by deleting language related to examination fees and retaking examinations after an unsuccessful attempt and adding a minimum age eligibility requirement;
- (2) Deleting language related to registration requirements and temporary permit eligibility for apprentice elevator mechanics;
- (3) Amending requirements for license renewal by requiring proof of completion of continuing education courses and amending continuing education content requirements to reflect an expanded scope of work;
- (4) Expanding the allowable scope of work for elevator mechanics and deleting proposed limitations on dismantling or removal of a conveyance from a building or structure;
- (5) Amending language related to the Elevator Mechanics Licensing Board by requiring four meetings each year, deleting responsibilities related to apprentices, and deleting proposed requirements that licensee-members serve as advisors to the Regulated Industries Complaints Office;
- (6) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (7) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that during public testimony, the Elevator Mechanics Licensing Board stated that the proposed amendments presented by the Board, which your Committee incorporated in this measure, were arrived at through a collaborative effort by various parties affected by this measure. However, your Committee notes that the involved parties stressed that this measure is a work in progress and that they will continue this work as the measure continues to make its way through the legislative process.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1381, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1381, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Fukumoto).

SCRep. 1058 Consumer Protection & Commerce on H.B. No. 218

The purpose of this measure is to increase transparency in the foreclosure process by requiring that notice of public sales, including postponed or cancelled sales, be published both electronically and once in each of three consecutive weeks in a newspaper of general circulation in the affected county.

Two concerned individuals testified in support of this measure. The Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations, Mililani Town Association, and Porter McGuire Kiakona & Chow, LLP, testified in opposition to this measure.

Concerns were raised by proponents of this measure regarding the adequacy of notification requirements in the current foreclosure process, specifically situations where a dispute arises as to whether a notice was actually seen or received by the owner of a mortgaged property. While your Committee understands these concerns, simply requiring additional publications of the notice in a newspaper may not address these specific concerns, especially in the foreclosure by action process where due notice is given as part of the judicial process. However, your Committee finds that in nonjudicial foreclosure actions, the issue of whether actual notice is given is still of concern. While additional publication in a newspaper may help remedy this notice issue, your Committee finds that since many homeowners may not read the newspaper, or at least the public notice section of the newspaper, stronger consumer protections are needed.

Your Committee has amended this measure by:

- (1) Deleting amendments made to public notice requirements under the judicial foreclosure process;
- (2) Requiring, rather than allowing, the publishing of a public notice in the nonjudicial foreclosure process via specified means;
- (3) Including posting of a public notice in a conspicuous location of the mortgaged property or unit as part of the notice requirements under the nonjudicial foreclosure process;
- (4) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee finds that including physical notification requirements for nonjudicial foreclosures, in addition to either publication in the newspaper or posting on a state website, is a more prudent course of action. Your Committee finds that this issue is important and warrants further discussion to determine if the concerns raised are addressed by the amendments made to this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 218, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 218, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Fukumoto).

SCRep. 1059 Consumer Protection & Commerce on H.B. No. 775

The purpose of this measure is to change the procedures that must be followed prior to the sale of eggs imported from outside of the State.

Specifically, this measure:

- (1) Repeals the requirement that permission from the Department of Agriculture (DOA) is needed prior to the removal of the eggs from any dock or landing;
- (2) Repeals the requirement for a certificate from the DOA that the eggs contained in the shipment are properly marked prior to being processed, sold, or offered for sale; and
- (3) Requires importation and other documents to be furnished to the DOA prior to the eggs being processed, sold, or offered for sale.

The DOA, Eggs Hawaii, Inc., and Hawaii Foodservice Alliance LLC testified in support of this measure. Petersons' Upland Farm LLC provided comments.

Your Committee shares the same concerns expressed by the last few remaining local egg farm producers, such as Petersons' Upland Farms LLC, that without an affirmative enforcement program regarding egg production and sales, mainland companies that are purchasing land here to start egg operations in Hawaii will begin to ship in eggs to Hawaii to sell under the local brand name. This will erode the original legislative intent of the regulations placed on egg producers. Your Committee notes that this will jeopardize the last remaining local egg operations.

However, your Committee is also sensitive to personnel requirements necessary for the inspection of all eggs shipped into Hawaii that were expressed by the DOA. Your Committee agrees that more positions are desperately needed for biocontrol and other essential functions of the DOA and that alternative ways of addressing this issue are needed. Your Committee notes that this measure does not eliminate the DOA's egg stamping program, but rather eliminates the requirements for active inspections and approval of all egg shipments into Hawaii. Your Committee finds that allowing the DOA or any private individual to bring an unfair and deceptive trade practice action against those that violate the DOA's egg stamping program creates a powerful mechanism for self-enforcement of the law. Therefore, inspections by the DOA would no longer be necessary in light of the severe violations a company or individual would face for disregarding or being noncompliant with the egg stamping program.

Accordingly, your Committee has amended this measure by stipulating that a violation of the notification requirements for the size, grade, or designation of origin of eggs is an unfair or deceptive act or practice and an unfair method of competition.

Technical, nonsubstantive amendments were also made for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 775, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 775, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Fukumoto).

SCRep. 1060 Consumer Protection & Commerce on H.B. No. 91

The purpose of this measure is to remove ambiguity in Hawaii's clean claims statute to clarify the requirement that insurers provide timely reimbursement to health care providers for uncontested claims applies to acute care hospitals.

The Hawaii Health Systems Corporation, Healthcare Association of Hawaii, Kaiser Permanente Hawaii, Legacy of Life Hawaii, The Queen's Health Systems, and Hawaii Pacific Health testified in support of this measure.

Your Committee has amended this measure by:

- (1) Amending the definition of health care facility to ensure that an acute care hospital is recognized as a health care facility; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 91, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 91, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Fukumoto).

SCRep. 1061 Consumer Protection & Commerce on H.B. No. 239

The purpose of this measure is to clarify the circumstances under which a proxy, for condominium association meeting purposes, shall be counted for quorum purposes only.

Specifically, this measure clarifies that when a proxy is returned with no boxes checked or more than one box checked, the proxy shall be counted for quorum purposes only.

The Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations, Hui 'Oia'i'o, and several concerned individuals testified in support of this measure. One individual testified in opposition to this measure. The Hawaii State Association of Parliamentarians, and two individuals provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that the box on the proxy form that requests an annual audit report does not count towards determining whether the proxy shall be used for quorum purposes only;
- (2) Changing its effective date from July 1, 2099, to upon approval; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 239, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 239, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Ichiyama).

SCRep. 1062 Consumer Protection & Commerce on H.B. No. 651

The purpose of this measure is to protect minors and incapacitated individuals from the misuse of their personal financial information by those with the intent to defraud them by allowing parents and legal guardians to place a security freeze on a minor's or incapacitated individual's credit report and establishing related regulations.

The Office of Consumer Protection of the Department of Commerce and Consumer Affairs testified in support of the intent of this measure. The Consumer Data Industry Association provided comments.

Your Committee finds that identity theft is a growing problem and that minors and incapacitated individuals are most vulnerable to this threat. However, your Committee notes that testimony and discussions at the public hearing on this measure indicated that concerns remain regarding the specific language contained in this measure and that various parties worked collaboratively on crafting language regarding this matter during the Regular Session of 2016. Your Committee further notes that proponents of this measure suggested the use of the language worked on in 2016 as a more prudent alternative to better address the concerns raised. Accordingly, your Committee has amended this measure by deleting its contents and replacing it with language that:

- (1) Requires consumer credit reporting agencies to create credit records or files for protected consumers, including minors under the age of sixteen and incapacitated persons;
- (2) Authorizes protected consumers or their representatives to place a security freeze on the protected consumer's credit report or any record created for the protected consumer; and
- (3) Establishes provisions for fees, timelines, and penalties pertaining to protected consumer requests for the creation of a record, placing of a security freeze, or removal of a security freeze.

Technical, nonsubstantive amendments were also made for clarity, consistency, and style.

Finally, your Committee notes that this measure is a work in progress but that the importance of this issue warrants further discussion and consideration.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 651, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 651, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Ichiyama).

SCRep. 1063 Consumer Protection & Commerce on H.B. No. 407

The purpose of this measure is to:

- (1) Authorize the issuance of employer-sponsored high deductible health plans and corresponding health savings accounts; and
- (2) Require employers offering high deductible health plans to:
 - (A) Contract with a third party to offer and manage health savings accounts; and
 - (B) Deposit an amount equal to the applicable deductible amount in each corresponding health savings account.

University Health Alliance testified in support of this measure. The ILWU Local 142 testified in opposition to this measure. The Department of the Attorney General, Department of Labor and Industrial Relations, and Hawaii Medical Service Association provided comments.

While your Committee understands that this measure provides a mechanism that allows employers to offer their employees more tax-free health insurance alternatives, your Committee shares some of the concerns raised by the Attorney General. Specifically, your Committee is concerned that requiring employers to contract with a third party to offer and manage health savings accounts and deposit funds in an amount equal to the applicable deductible amount of the high deductible health plan into each health savings account may be interpreted as requiring an employer to provide a specific employee benefit plan and therefore, risk a preemption challenge under the Employee Retirement Income Security Act.

Accordingly, your Committee has amended this measure by:

- (1) Deleting language requiring employers to contract with a third party to offer and manage health savings accounts and deposit funds in an amount equal to the applicable deductible amount of the high deductible health plan into each health savings account;
- (2) Requiring insurers and mutual benefit societies to ensure that high deductible health plans are offered in conjunction with health savings plans to each eligible insured;
- (3) Changing its effective date to July 1, 2017; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 407, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 407, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Fukumoto).

SCRep. 1064 Consumer Protection & Commerce on H.B. No. 561

The purpose of this measure is to protect patient safety by requiring:

- (1) Dentists licensed to administer anesthesia or perform sedation to display contact information for verification of the dentist's licensure status and standing with the regulatory agency; and
- (2) Inspections of a dentist's facilities, equipment, and staffing as a condition to obtain a written authorization or permit to administer anesthesia or sedation.

The Hawaii Nurses Association, OPEIU Local 50, and a few concerned individuals testified in support of this measure. The Board of Dental Examiners testified in support of the intent of this measure. Two concerned individuals testified in opposition to this measure. The Regulated Industries Complaints Office (RICO) of the Department of Commerce and Consumer Affairs and Hawaii Dental Association provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that a consumer can contact the Consumer Resource Center of RICO to determine whether a dentist holds a current and valid written authorization or permit to administer anesthesia or perform sedation in addition to licensure to perform these procedures; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 561, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 561, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1065 Consumer Protection & Commerce on H.B. No. 152

The purpose of this measure is to increase competition within Hawaii's electrical markets, expand customer choice, provide incentives for the production of renewable energy, and diversify Hawaii's energy base by requiring the Public Utilities Commission to explore the feasibility of implementing retail wheeling.

The Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs and Energy Research Systems testified in support of this measure. The Hawaii Energy Policy Forum testified in opposition to this measure. The Public Utilities Commission and Hawaiian Electric Company and its subsidiary utilities Maui Electric Company and Hawaii Electric Light Company provided comments.

Your Committee finds that the language of this measure as it was received by your Committee appears to conclude that retail wheeling is beneficial and establishes a roadmap toward its implementation. Your Committee finds that the docket process must be allowed to proceed fairly to ensure that whatever conclusions the Public Utilities Commission reaches are measured with the best interest of the customer and the public in mind.

Your Committee has amended this measure by:

- (1) Clarifying that in its report to the Legislature on retail wheeling, the Public Utilities Commission shall include proposed retail wheeling implementation plans and associated deadlines for implementation if the Commission's analysis through the docket process finds that retail wheeling is feasible and in both the public and consumer interest;
- (2) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (3) Making technical, nonsubstantive changes for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 152, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 152, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Fukumoto).

SCRep. 1066 Consumer Protection & Commerce on H.B. No. 1567

The purpose of this measure is to authorize the Public Utilities Commission (Commission) to establish preferential electricity rates for communities that serve as geographic hosts for energy projects.

The Commission, Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs, Hawaii Energy Policy Forum, and Life of the Land provided comments.

Your Committee recognizes, that while most of the testimony on this measure was in opposition, the measure, as received by your Committee, would have allowed those who simply live in the right zip code to receive a benefit in rates while those living outside the area would not. As such, your Committee has amended this measure to require that the project developer work collaboratively with the geographic host community to develop a community benefits program and fund a majority, if not all, of the contributions and support for the community benefits program.

Your Committee has additionally amended this measure by:

- (1) Changing its effective date to July 1, 2112, to facilitate further discussions on whether the changes made to this bill address fairness to ratepayers both within and outside of these project areas; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1567, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1567, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Say). Noes, none. Excused, 1 (Ichiyama).

SCRep. 1067 Consumer Protection & Commerce on H.B. No. 1009

The purpose of this measure is to:

- (1) Require landlords to provide a tenant access to a dwelling unit for a period of twenty-four hours for the removal of personal property when the tenant quits the premises for failure to pay rent or the landlord has been awarded possession of the dwelling unit by the court; and
- (2) In such cases, deem the personal property abandoned and allow the landlord to immediately dispose of the tenant's property if the tenant fails to remove and dispose of the property within twenty-four hours.

The Hawaii Public Housing Authority (Authority) and a concerned individual testified in support of this measure. The Office of Consumer Protection of the Department of Commerce and Consumer Affairs and Legal Aid Society of Hawaii testified in opposition to this measure. The Hawaii Association of Realtors provided comments.

Your Committee was presented with testimony from the Director of the Authority that adherence to the residential landlord tenant code was causing a delay in the provision of much needed units to renters who were on the waiting list for public housing. The Director also noted that the Authority has an extensive appeals process which the Authority adheres to in order to protect the rights of former tenants.

Additionally, your Committee notes that no testimony was presented by private landlords that the provisions contained in this measure are desperately needed in the private sector rental housing market.

Because of the Authority's need to be relieved of compliance with the residential landlord tenant code, given the Authority's own appeals process, and because no testimony was received from private landlords regarding the necessity of this measure, your Committee has amended this measure by deleting its contents and replacing it with language that exempts the Authority from the requirements of the residential landlord-tenant code for structures or properties owned, directly controlled, or managed by the Authority.

Your Committee has also amended this measure by:

- (1) Changing its effective date to July 1, 2017; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1009, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1009, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Fukumoto).

SCRep. 1068 Judiciary on H.B. No. 860

The purpose of this measure is to establish quiet title action procedures for kuleana lands, including:

- (1) At the request of a defendant, court-ordered mandatory mediation to resolve the action;
- (2) At the request of defendants, court-ordered consolidation of separate actions under specified conditions;
- (3) Prohibiting the extinguishment or alienation of the defendant's access to the land for native Hawaiian cultural and traditional practices; and
- (4) Prohibiting a plaintiff from recovering costs, expenses, and attorney's fees from a defendant.

The Office of Hawaiian Affairs, Ho'omana Pono, LLC., We Are One, Inc., and numerous concerned individuals supported this bill. The Land Use Research Foundation of Hawaii opposed this measure. A concerned individual submitted comments.

Your Committee has amended this bill by changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 860, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 860, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 10; Ayes with Reservations (Oshiro). Noes, none. Excused, 1 (McDermott).

SCRep. 1069 Consumer Protection & Commerce on H.B. No. 1421

The purpose of this measure, as received by your Committee, is to clarify the roles of adjusters and public adjusters under the Insurance Code. This measure also adds definitions of "insurance appraiser" and "insurance umpire."

The Hawaii Public Adjusters Corporation testified in support of this measure. The Roofing Contractors Association of Hawaii testified in support of the intent of this measure. The Department of Commerce and Consumer Affairs, Hawaii Insurers Council, National Association of Mutual Insurance Companies, State Farm Mutual Automobile Insurance Company, and Property Casualty Insurers Association of America testified in opposition to this measure.

Your Committee understands that the intent of this measure is to address a problem with individuals known as "hail chasers" or "storm chasers" who pose as insurance adjuster experts to take advantage of individuals pursuing insurance claims to repair their roofs. These purported insurance adjusters engage in unscrupulous practices when hiring contractors to repair the damaged roofs of unsuspecting consumers; however, your Committee has been informed that, as currently drafted, this measure may exacerbate the problem. Your Committee notes that a more prudent approach to address this issue would be to adopt legislation that increases regulation of roofing contractors.

Accordingly, your Committee has amended this measure by deleting its contents and inserting language based on the National Conference of Insurance Legislators Storm Chaser Model Legislation that creates greater regulatory oversight over roofing contractors and provides increased consumer protections by, among other things:

- (1) Requiring roofing contractors to be licensed with the Contractors License Board;
- (2) Requiring roofing contractors to provide written contracts to consumers for roofing repair work in excess of \$1,000, specifying the information that must be contained in the contract, and prohibiting roofing work to be performed or initiated prior to the signing of the contract;

- (3) Establishing rights of consumers to cancel a roofing contract and to receive a refund of any deposit after cancelling a roofing contract, with certain exceptions;
- (4) Requiring roofing contractors to carry specific types of insurance;
- (5) Specifying prohibitions of certain actions by roofing contractors;
- (6) Providing certain exemptions from roofing contractor, roofing contract, and registration requirements; and
- (7) Establishing penalties for violations of roofing contractor requirements.

Technical, nonsubstantive amendments were also made for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1421, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1421, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1070 Consumer Protection & Commerce on H.B. No. 625

The purpose of this measure is to establish the siting process of infrastructure for small wireless and wireline facilities and small wireless and wireline facilities networks on state- and county-owned land.

The Department of Business, Economic Development and Tourism, Office of Planning, Office of Environmental Quality Control, Cellular Telephone Industry Association, Verizon, and Mobilite testified in support of this measure. The Department of Transportation, City and County of Honolulu, The Chamber of Commerce Hawaii, Hawaiian Electric Company, Inc. and its subsidiaries Maui Electric Company and Hawaii Electric Light Company, and Hawaiian Telcom testified in support of the intent of this measure. The Office of the Mayor of the County of Hawaii and Department of Public Works of the County of Hawaii testified in opposition to this measure. The Department of Commerce and Consumer Affairs, Office of Enterprise Technology Services, Hawaii Emergency Management Agency, Charter Communications, Inc., and a concerned individual provided comments.

Your Committee has amended this measure by:

- (1) Deleting language establishing the siting process of infrastructure for small wireline facilities and small wireline facilities networks on state- and county-owned land;
- (2) Establishing a collocation permit application, review, and approval process for telecommunication companies proposing to install broadband infrastructure;
- (3) Allowing, rather than requiring, the State and counties to issue permits for the collocation of small wireless facilities or small wireless facilities networks on State or county structures, buildings, utility poles, and light standards;
- (4) Removing language specifically exempting structures, poles, and light standards owned by Hawaiian Electric Company from collocation requirements and instead establishing general provisions relating to access rights to poles or structures and compliance with laws and rules relating to jointly-owned poles for solely investor-owned electric or telephone utilities;
- (5) Specifying that small wireless facilities minimize visual blight to the greatest extent possible; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 625, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 625, H.D. 3.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1071 Consumer Protection & Commerce on H.B. No. 1566

The purpose of this measure is to establish consistency in the review of utility mergers by:

- (1) Establishing substantial net benefit as the Public Utilities Commission's standard of review for a transfer or assignment of an electric utility; and
- (2) Specifying certain guidelines to address when examining whether a substantial net benefit exists in the transfer or assignment of an electric utility.

Ulupono Initiative testified in support of this measure. The Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs testified in support of the intent of this measure. The Public Utilities Commission provided comments.

While your Committee finds that mergers of public utilities are a concern for the general public and that these mergers should be reviewed by the Public Utilities Commission, the specific list of factors for determining substantial net benefit contained in this measure is almost identical to the Commission's statement of issues regarding the HECO-NextEra merger (Docket No. 2015-0022).

Your Committee finds that continuing to reference a closed docket such as the HECO-NextEra merger may not be in the best interest of good public policy. Additionally, since the circumstances and details of each utility merger are unique, the use of specific issues and criteria from one docket to make determinations for other dockets may not be appropriate. As such, your Committee finds that the Commission should not be micromanaged and should be given broad discretion in determining what constitutes substantial net benefit given the specific issues present in any particular proposed utility merger or acquisition.

Your Committee has amended this measure by:

- (1) Deleting language specifying certain guidelines to be used when examining whether a substantial net benefit exists in the transfer or assignment of an electric utility;
- (2) Applying the substantial net benefit standard only to electric public utilities and specifying that the Public Utilities Commission may establish reasonable criteria to determine when a "substantial net benefit" exists for a proposed merger involving an electric public utility; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1566, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1566, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 1072 Consumer Protection & Commerce on H.B. No. 680

The purpose of this measure is to decrease intimate partner violence by making more individuals aware of the problem and offering victims an additional place to turn for help.

Specifically, this measure:

- (1) Requires licensees under the Board of Barbering and Cosmetology to complete a one-time training program on intimate partner violence awareness and education to enable licensees to recognize signs of intimate partner violence and provide licensees with resources to refer victims of intimate partner violence to appropriate social services or domestic violence organizations; and
- (2) Makes an appropriation for the training program.

The Hawaii State Commission on the Status of Women, Hawaii State Coalition Against Domestic Violence, and Hawaii Women's Coalition testified in support of this measure. The Board of Barbering and Cosmetology testified in support of the intent of this measure. The Domestic Violence Action Center provided comments.

Your Committee has amended this measure by:

- (1) Referring to the one-time training program as a one-time awareness education program;
- (2) Clarifying that the education requirement specifically applies to licensed barber or beauty operators and applicants for licensure as a barber or beauty operator;
- (3) Removing the requirement that a person holding a valid license as a barber or beauty operator submit evidence of completion of the education requirement;
- (4) Requiring the Department of Commerce and Consumer Affairs to adopt materials made available by a selected nonprofit intimate partner violence awareness education program, rather than develop materials for the program;
- (5) Specifying that any individual who assaults or threatens to cause bodily injury to a barber or beauty operator for acting on information concerning potential intimate partner violence obtained during the course of employment shall be guilty of a misdemeanor;
- (6) Deleting the appropriation for the training program; and
- (7) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 680, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 680, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Ichiyama).

SCRep. 1073 Consumer Protection & Commerce on H.B. No. 790

The purpose of this measure is to protect the State's environment and residents from the unintended impacts of large-scale pesticide use by:

- (1) Making the reporting guidelines of the Kauai Agricultural Good Neighbor Program mandatory for large-scale, outdoor commercial agricultural operations across the State; and
- (2) Establishing disclosure and public notification requirements for outdoor applications of restricted use pesticides in, as well as in proximity to, schools, healthcare facilities, childcare and eldercare facilities, and other sensitive areas in instances where the annual purchase or use of the pesticide exceeds an amount of 10 pounds or 10 gallons.

Americans for Democratic Action, 'Ai Pohaku, Birth Sovereignty, Democratic Party of Hawaii, Hawaii Center for Food Safety, Hawaii Nurses Association OPEIU Local 50, GMO Free Kaua'i, Hawaii Alliance for Progressive Action, IMUAlliance, Young Progressives Demanding Action-Hawaii, We Are One, Inc. –www.WeAreOne.cc- WAO, and numerous concerned individuals testified in support of this measure. The Chamber of Commerce Hawaii, Croplife America, Dupont Pioneer, Hawaii Crop Improvement Association, Hawaii Farm Bureau, Hawaii Cattlemen's Council, Larry Jeffs Farms, LLC, Ponooho Ranch Limited, Hawaii Farmers & Ranchers United, Monsanto Hawaii, and numerous concerned individuals testified in opposition to this measure. The Department of Agriculture, a member of the Kauai County Council, and A'a Li'i Farm provided comments.

Your Committee finds that in order to obtain a true picture of the impact that certain chemicals contained in pesticides and insecticides have on Hawaii's fragile environment and the health risks they may pose to the residents of our State, particularly our keiki and kupuna, there is a need to establish a system of disclosure. Of particular note, your Committee finds that without a system of disclosure, as has been done in other jurisdictions such as California, it is nearly impossible to test for, and ascertain evidence of, chemical exposure for humans as the medical tests for exposure to these chemicals are extremely specific.

Your Committee also finds that the State currently does not have an adequate regulatory structure in place to monitor the health impacts of pesticide drift near sensitive populations, particularly our keiki. Your Committee also heard testimony that pesticides that are currently classified as restricted use pesticides, such as chlorpyrifos, have definitely been linked to developmental delays in children and that other toxic exposure to pesticides during fetal, neonatal, and infant life disrupt critical development processes. Your Committee especially notes the testimony of Dr. Lee Esplian, who spoke at length about concerns regarding the effects of chronic low level exposure of children to pesticides in Hawaii and the inability to determine specific causal relationships between symptoms and pesticide exposure because disclosure of pesticide use in Hawaii is not required. Dr. Esplian further noted that the American Academy of Pediatrics has recommended that pesticide use disclosure be reported and suggested that it might be a better approach to expand the requirements contained in this measure to all pesticide use.

Finally, your Committee notes that during testimony, the concern was raised that the limitation to restricted use pesticides contained in this measure may be thwarted by actions by the Environmental Protection Agency of the Trump administration under new EPA Director Scott Pruitt who has moved to reclassify chlorpyrifos and other restricted use pesticides as nonrestricted. Because of this concern, as well as the mounting evidence that neonicotinoids and imidacloprids, as well as pyrethroids, may pose a significant health risk, naming the disclosure of the use of pesticide chemicals by name will protect Hawaii from the actions of the Pruitt-led EPA and ensures this law will continue to protect consumers in Hawaii despite any federal action.

Your Committee has amended this measure by:

- (1) Making the mandatory disclosure and notification requirements for outdoor application applicable to:
 - (A) Specified pesticides; and
 - (B) All persons or commercial agriculture entities purchasing or using restricted pesticides or insecticides in excess of 10 pounds or 10 gallons in a calendar year;
- (2) Clarifying the term "outdoor application" to include structural or termite application of pesticides;
- (3) Clarifying that institutions of higher education are included in the notification and disclosure requirements;
- (4) Clarifying individuals that are required to be notified of the outdoor application of pesticides or insecticides;
- (5) Requiring the Department of Agriculture to include insecticides and insecticide use in their annual public reports;
- (6) Extending the length of time any injured citizen may bring an action to enjoin a violation of pesticide or insecticide disclosure and notification requirements from sixty to ninety days;
- (7) Clarifying that the counties and other political subdivisions may enact more stringent ordinances;
- (8) Changing its effective date from January 28, 2081, to upon its approval; and
- (9) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 790, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 790, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Aquino, Ito, Say, Takayama, Yamane). Noes, none. Excused, 1 (Ichiyama).

SCRep. 1074 Finance on H.B. No. 486

The purpose of this measure is to eliminate the mortgage interest deduction for second homes under Hawaii income tax law and transfer an equivalent amount into the Rental Housing Revolving Fund.

The Hawaii Association of REALTORS opposed this measure. The Department of Budget and Finance, Department of Taxation, Hawaii Housing Finance and Development Corporation, Tax Foundation of Hawaii, and BIA-Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2030, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 486, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 486, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 13. Noes, 3 (Cachola, Tupola, Ward). Excused, 1 (Tokioka).

SCRep. 1075 Finance on H.B. No. 1012

The purpose of this measure is to temporarily disallow the deductions for dividends paid by real estate investment trusts for a period of 15 years, except for dividends generated from trust-owned housing that is affordable to households with incomes at or below 140 percent of median family income, as determined by the United States Department of Housing and Urban Development.

Steiner & Associates, International Longshore and Warehouse Union Local 142, and several concerned individuals supported this bill. The Land Use Research Foundation of Hawaii, Hawaii Association of REALTORS, Park Hotels & Resorts, Inc., Pacific Resource Partnership, Hawaii Regional Council of Carpenters, Kobayashi Group, The MacNaughton Group, BlackSand Capital, Hawaii Real Estate for American Assets Trust, Douglas Emmett, Inc., Public Storage, National Association of Real Estate Investment Trusts, Taubman Centers, GGP Inc., The Shidler Group, OP Trust, DeBartolo Hawaii, and General Contractors Association of Hawaii opposed this measure. The Department of Taxation and Tax Foundation of Hawaii submitted comments.

Your Committee has amended this measure by changing the effective date to July 1, 2030, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1012, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1012, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (DeCoite, Tupola, Ward). Noes, none. Excused, 1 (Tokioka).

SCRep. 1076 Finance on H.B. No. 1410

The purpose of this measure is to:

- (1) Repeal the Emergency Medical Services Special Fund (Special Fund) and redirect the Special Fund's revenue sources to the general fund;
- (2) Appropriate general funds in an amount equal to the Special Fund revenues for fiscal year 2015-2016 to the Department of Health for purposes of overseeing the state comprehensive emergency medical system with no discernable disruptions;
- (3) Require and appropriate funds to the Department of Health to establish and report to the Legislature on a two-year pilot program that permits county regulation and operation of ambulance service in the County of Hawaii and the City and County of Honolulu and preserves the Department's statewide systems for billing, communications, and medical records;
- (4) Authorize the counties to expend a portion of Transient Accommodations Tax revenues to purchase vehicles, equipment and supplies, and pay any other costs incurred to supplement existing ambulance services; and
- (5) Establish and appropriate funds for a three-year Community Paramedic Services Pilot Program, to be administered by the Department of Health, to train community health workers based on common core competencies to work with community paramedics.

The Hawaii Women's Coalition and an individual supported this measure. The Mayor of the County of Hawaii, Council Chair of the Maui County Council, a Councilmember of the Maui County Council, Emergency Medical Services Division of the Honolulu Emergency Services Department, American Medical Response, and an individual opposed this measure. The Department of Health, Hawaii County Fire Department, Tax Foundation of Hawaii, Hana Health, and three individuals provided comments.

Your Committee has amended this measure by:

- (1) Changing the amount appropriated for the state comprehensive emergency medical services system to an unspecified amount; and

- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1410, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1410, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Kobayashi). Noes, 1 (Ward). Excused, 1 (Tokioka).

SCRep. 1077 Finance on H.B. No. 121

The purpose of this measure is to:

- (1) Statutorily establish a goal of achieving effective management of 30 percent of nearshore waters by year 2030 under the Coastal Zone Management Program; and
- (2) Establish the Papahānaumokuākea Marine National Monument Program to coordinate and fulfill the State's role and responsibilities in co-managing the Papahānaumokuākea Marine National Monument.

The Conservation Council for Hawaii and an individual testified in support of this measure. Three individuals opposed this measure. The Department of Land and Natural Resources, Office of Planning, and Office of Hawaiian Affairs commented on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, to facilitate further discussion on this measure; and
- (2) Making technical, nonsubstantive amendments for clarity and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 121, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 121, H.D. 3.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Choy, DeCoite, Holt, Kobayashi, Nakamura). Noes, 3 (Tokioka, Tupola, Ward). Excused, none.

SCRep. 1078 Finance on H.B. No. 861

The purpose of this measure is to establish a goal for the Department of Land and Natural Resources to designate and adopt rules for the management of no fewer than five additional community-based subsistence fishery areas by December 31, 2025.

The Office of Hawaiian Affairs, Effective Change, LLC, Hanalei Watershed Hui, Ho'omana Pono, LLC., Kalama'ula Hou Homestead Association, Sierra Club of Hawaii, and several individuals supported this measure. Hawaii Goes Fishing, Hunting Farming and Fishing Association, and many individuals opposed this measure. The Department of Land and Natural Resources, Kua'āina Ulu 'Auamo, and Hui Ho'omalū i ka 'Āina provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 861, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 861, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 13; Ayes with Reservations (Choy, Holt, Kobayashi, Nakamura, Quinlan). Noes, 4 (DeCoite, Tokioka, Tupola, Ward). Excused, none.

SCRep. 1079 Finance on H.B. No. 865

The purpose of this measure is to:

- (1) Make employees of the Office of Hawaiian Affairs (OHA) subject to civil service and collective bargaining; and
- (2) Give the OHA Board of Trustees, as a whole, voting rights as a public employer with respect to negotiating collective bargaining agreements for Bargaining Units (1), (2), (3), (4), (9), (10), (13), and (14).

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO and an individual testified in support of this measure. OHA, Ho'omana Pono, LLC., and an individual testified in opposition to this measure. The Office of Collective Bargaining, Department of Human Resources Development, and Department of Budget and Finance provided comments on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, to facilitate further discussion; and
- (2) Making a technical, nonsubstantive amendment for clarity and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 865, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 865, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Cachola, DeCoite, Gates, Keohokalole, Tokioka). Noes, 2 (Tupola, Ward). Excused, none.

SCRep. 1080 Finance on H.B. No. 1457

The purpose of this measure is to:

- (1) Require the Division of Aquatic Resources of the Department of Land and Natural Resources (DLNR) to promote education about nearshore reef wildlife and develop a comprehensive plan, programs, and policies for the sustainable management of nearshore reef wildlife; and
- (2) Place a temporary moratorium on the issuance of new aquarium fish permits until the DLNR completes the comprehensive plan.

The Environmental Caucus of the Democratic Party of Hawaii; Conservation Council for Hawaii; Wildlife Rescue and Conservation Association; Hanalei Watershed Hui; Kihei Community Association; Snorkel Bob's Hawaii; For the Fishes; and numerous concerned individuals supported this measure. Maui Mariculture; Hawaiian Tropical Fish Exporters; Salty Waters LLC; Pet Industry Joint Advisory Council; and numerous concerned individuals opposed this measure. The Department of Land and Natural Resources and numerous concerned individuals provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that all existing aquarium fish permits may continue to be renewed by the DLNR;
- (2) Changing the effective date to July 1, 2030, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1457, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1457, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10; Ayes with Reservations (Cachola, Lowen, Nakamura). Noes, 5 (Choy, DeCoite, Kobayashi, Tokioka, Ward). Excused, 2 (Holt, Tupola).

SCRep. 1081 Finance on H.B. No. 263

The purpose of this measure, as received by your Committee, is to:

- (1) Impose the state general excise tax on gross proceeds or gross income derived from sales of medical marijuana and manufactured marijuana products at licensed medical marijuana dispensaries;
- (2) Provide for the deposit of an unspecified percentage of general excise tax revenues received from licensed medical marijuana dispensaries into the Medical Marijuana Registry and Regulation Special Fund to be used for health and public health purposes; and
- (3) Authorize and regulate the sale of edible cannabis products at licensed medical marijuana dispensaries.

For the purposes of a public hearing on this bill, your Committee circulated H.B. No. 263, H.D. 2 (Proposed Draft), and notified the public that it would be accepting testimony on the Proposed Draft, which is almost identical, but removes the authorization and regulation of the sale of edible cannabis products at licensed medical marijuana dispensaries.

The Department of Transportation, Maui Police Department, B Wellness Services, and one individual testified in support of the Proposed Draft. Hawaii Educational Association for Licensed Therapeutic Healthcare and one individual testified in opposition to the Proposed Draft. The Department of Taxation, Department of Budget and Finance, and Tax Foundation of Hawaii provided comments on the Proposed Draft.

After considering the merits of H.B. No. 263, H.D. 1, as received by your Committee, and the Proposed Draft, your Committee amended this bill by incorporating the Proposed Draft. Your Committee further amended this measure by making a technical, nonsubstantive amendment for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 263, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 263, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 13; Ayes with Reservations (Cachola, Choy, DeCoite, Kobayashi, Tokioka). Noes, 1 (Ward). Excused, 3 (Holt, Lowen, Tupola).

SCRep. 1082 Finance on H.B. No. 1471

The purpose of this measure is to promote ease and efficiency in the collection of transient accommodations and general excise taxes by:

- (1) Establishing a framework requiring transient accommodations brokers to register as tax collection agents for the collection and remittance of general excise and transient accommodations taxes owed by transient accommodations operators and plan managers using the brokers' services;
- (2) Allocating transient accommodations tax revenues to the counties for fiscal year 2017-2018 for compliance and enforcement of the county ordinances regulating transient vacation rentals; and
- (3) Establishing a surcharge tax on transient accommodations brokers to be deposited into the Rental Housing Revolving Fund.

The International Longshore and Warehouse Union Local 142 and numerous concerned individuals supported this measure. The Department of Planning and Permitting of the City and County of Honolulu; UNITE HERE Local 5; MauiOwnersCondos.com; Condominium Rentals Hawaii; Outrigger Hotels Hawaii; Hawaii Association of REALTORS; Coalition for Equal Taxation; Rental By Owner Awareness Association; Expedia Inc.; and several concerned individuals opposed this measure. Department of the Attorney General; Department of Taxation; Office of Hawaiian Affairs; County of Kauai; Hawaii Lodging and Tourism Association; Tax Foundation of Hawaii; Airbnb; Kohala Coast Resort Association; Oahu Alternative Lodging Association; Maui Hotel & Lodging Association; and three concerned individuals provided comments.

Your Committee has amended this measure by:

- (1) Adding a definition for a "large transient accommodations broker";
- (2) Requiring large transient accommodations brokers to act as tax collection agents and permitting all other transient accommodations brokers to act as tax collection agents; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1471, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1471, H.D. 3.

Signed by the Chair on behalf of the Committee.

Ayes, 13; Ayes with Reservations (Cachola, Gates, Holt, Keohokalole, Kobayashi, LoPresti, Lowen, Nakamura, Tokioka). Noes, 2 (Quinlan, Ward). Excused, 2 (DeCoite, Tupola).

SCRep. 1083 Housing on H.C.R. No. 32

The purpose of this measure is to request the counties to consider providing incentives, such as waiving infrastructure capacity costs and permitting fees, for developers who develop housing for households earning less than 80 percent of the area median income.

The City and County of Honolulu Department of Planning and Permitting, Building Industry Association of Hawaii, Hawaii Habitat for Humanity Association, Pacific Resource Partnership, Hawaii Island Advisory Board of Catholic Charities Hawaii, and an individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Amending its title to read: "HOUSE CONCURRENT RESOLUTION REQUESTING THE COUNTIES TO CONSIDER PROVIDING INCENTIVES FOR DEVELOPERS TO DEVELOP HOUSING FOR HOUSEHOLDS EARNING LESS THAN EIGHTY PERCENT OF THE AREA MEDIAN INCOME";
- (2) Including the waiver of water fees as an incentive for the counties to consider;
- (3) Requesting that certified copies of this measure be transmitted to the water boards of each county; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 32, as amended herein, and recommends that it be referred to your Committee on Water & Land in the form attached hereto as H.C.R. No. 32, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Aquino, McDermott).

SCRep. 1084 Health on H.C.R. No. 33

The purpose of this measure is to investigate the merits of establishing state-level regulation of gerontologists and the practice of gerontology by requesting that the Auditor conduct a sunrise review of the proposed licensing and regulatory system contained in House Bill No. 431 and Senate Bill No. 541, Regular Session of 2017.

This measure is intended to comply with section 26H-6, Hawaii Revised Statutes, which requires analysis by the Auditor of legislative proposals to establish licensing requirements and other regulatory controls for previously unregulated professions and vocations.

Your Committee received no testimony on this measure.

Your Committee has amended this measure by specifying the bill numbers of the relevant House and Senate Bills containing the proposed licensing and regulatory requirements to be investigated by the Auditor.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 33, as amended herein, and recommends that it be referred to your Committee on Consumer Protection & Commerce in the form attached hereto as H.C.R. No. 33, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Har, Tupola).

SCRep. 1085 Health on H.C.R. No. 56

The purpose of this measure is to request that the Department of the Attorney General conduct a study of existing laws in Hawaii and other United States jurisdictions and make recommendations to the Legislature, including proposed legislation, on legal considerations and best practices for regulation of surrogacy and gestational carrier agreements.

An individual testified in support of this measure. RESOLVE: The National Infertility Association submitted comments.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 56 and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Har, Tupola).

SCRep. 1086 Transportation on H.R. No. 22

The purpose of this measure is to request the Department of Transportation to conduct a study on the need and feasibility of establishing a government-subsidized ferry service between the islands of Maui and Molokai.

The Department of Transportation and three individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 22 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Brower, McDermott).

SCRep. 1087 Transportation on H.C.R. No. 47

The purpose of this measure is to request the Department of Transportation to conduct a study on the need and feasibility of establishing a government-subsidized ferry service between the islands of Maui and Molokai.

The Department of Transportation and an individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 47 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Brower, McDermott).

SCRep. 1088 Transportation on H.R. No. 27

The purpose of this measure is to improve public safety by requesting the Department of Transportation to perform a feasibility study on the installation of a traffic light at the intersection of Haleakala Highway and Old Haleakala Highway.

Two individuals supported this measure. The Department of Transportation supported the intent of this measure. One individual opposed this measure.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 27 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Brower, McDermott).

SCRep. 1089 Transportation on H.C.R. No. 53

The purpose of this measure is to improve public safety by requesting the Department of Transportation to perform a feasibility study on the installation of a traffic light at the intersection of Haleakala Highway and Old Haleakala Highway.

Two individuals supported this measure. The Department of Transportation supported the intent of this measure.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 53 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Brower, McDermott).

SCRep. 1090 Transportation on H.R. No. 28

The purpose of this measure is to improve public safety by requesting the Department of Transportation to perform a feasibility study on the installation of a traffic light at the intersection of Omaopio Road and Kula Highway.

The Department of Transportation and two individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 28 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Brower, McDermott).

SCRep. 1091 Transportation on H.C.R. No. 54

The purpose of this measure is to improve public safety by requesting the Department of Transportation to perform a feasibility study on the installation of a traffic light at the intersection of Omaopio Road and Kula Highway.

The Department of Transportation and two individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 54 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Brower, McDermott).

SCRep. 1092 Finance on H.B. No. 335

The purpose of this measure is to appropriate funds for the operating costs of the Office of Hawaiian Affairs for fiscal year (FY) 2017-2018 and FY 2018-2019.

The Office of Hawaiian Affairs submitted a budget that totaled:

	<u>FY 2018</u>	<u>FY 2019</u>
General Funds	\$4,521,574	\$4,521,574
All Means of Financing	\$10,624,102	\$10,624,102

Your Committee on Finance has amended this budget to appropriate:

	<u>FY 2018</u>	<u>FY 2019</u>
General Funds	\$2,491,004	\$2,491,004
All Means of Financing	\$8,920,708	\$8,920,708

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 335, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 335, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 13. Noes, none. Excused, 4 (Quinlan, Tokioka, Tupola, Ward).

SCRep. 1093 Finance on H.B. No. 100

The purpose of this measure is to appropriate funds for the operating and capital improvement costs of the Executive Branch for fiscal year (FY) 2017-2018 and FY 2018-2019.

The Administration submitted an operating budget that totaled:

	<u>FY 2018</u>	<u>FY 2019</u>
General Funds	\$7,377,874,492	\$7,528,549,483
All Means of Financing	\$14,254,325,043	\$14,376,691,501

Your Committee on Finance has amended this budget to appropriate:

	<u>FY 2018</u>	<u>FY 2019</u>
General Funds	\$7,086,630,318	\$7,320,763,387
All Means of Financing	\$13,904,411,388	\$14,172,693,416

The Administration submitted a capital improvement budget that totaled:

	<u>FY 2018</u>	<u>FY 2019</u>
General Obligation Bonds	\$1,326,649,000	\$148,926,000
All Means of Financing	\$2,354,270,000	\$779,043,000

Your Committee on Finance has amended this budget to appropriate:

	<u>FY 2018</u>	<u>FY 2019</u>
General Obligation Bonds	\$784,940,000	\$304,979,000
All Means of Financing	\$1,997,847,000	\$926,582,000

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 100, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 100, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 13. Noes, none. Excused, 4 (Quinlan, Tokioka, Tupola, Ward).

SCRep. 1094 Higher Education on S.B. No. 137

The purpose of this measure is to statutorily authorize the University of Hawaii to establish and implement an Innovation and Commercialization Initiative Program to promote, sponsor, create, finance, and participate in economic enterprises, economic development, and workforce diversification using university research and personnel.

The University of Hawaii, University of Hawaii Professional Assembly, XLR8UH, The Chamber of Commerce Hawaii, Hawaii Farm Bureau, Hawaii Venture Capital Association, Sultan Ventures, Hawaii Business Roundtable, and a concerned individual supported this bill. Common Cause Hawaii opposed this measure. The Hawaii State Ethics Commission, State Procurement Office, Office of Information Practices, and Society of Professional Journalists Hawaii Chapter submitted comments.

Your Committee has amended this measure by making a technical, nonsubstantive amendment for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 137, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 137, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Har, Ing).

SCRep. 1095 Housing/Transportation on S.B. No. 1148

The purpose of this measure is to:

- (1) Require the Executive Director of the Hawaii Community Development Authority (HCDA) to conduct a feasibility study that:
 - (A) Examines HCDA assuming the role of planning, developing, and redeveloping all state-owned lands, except for lands administered by the Hawaii Public Housing Authority (HPHA), within a mile of the Honolulu rail transit system; and
 - (B) Includes recommendations and a general implementation plan for creating a new community development district along the rail corridor; and
- (2) Appropriate funds to enable HCDA to complete the feasibility study.

The Office of Planning, HCDA, HPHA, Department of Transportation, and City and County of Honolulu Department of Planning and Permitting provided comments on this measure.

Your Committees have amended this measure by:

- (1) Changing the scope of the study to encompass all state-owned lands within one-half mile of the Honolulu rail transit system; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should this measure proceed further in the legislative process, your Committees respectfully request that the following be considered in future committee deliberations:

- (1) Appropriating \$300,000 to retain the services of a consultant to conduct the feasibility study;
- (2) Changing the deadline for submission of the feasibility study to the Legislature to prior to the Regular Session of 2019 and including submission of an interim report to the Legislature prior to the Regular Session of 2018;
- (3) Making the Office of Planning the lead agency for the feasibility study; and
- (4) Eliminating the requirement in the feasibility study for a general implementation plan for creating a new community development district along the rail corridor, as doing so would support existing State and county collaborative planning efforts.

As affirmed by the records of votes of the members of your Committees on Housing and Transportation that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1148, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1148, S.D. 2, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 6. Noes, none. Excused, 1 (McDermott).

Transportation: Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 1096 Housing on S.B. No. 1146

The purpose of this measure is to exempt school impact fee requirements from any form of housing units reserved for persons or families with incomes up to 80 percent of the area median income located in a county with a population greater than 500,000.

Hui for Excellence in Education and Hawaii Habitat for Humanity testified in support of this measure. The Department of Education, The Chamber of Commerce Hawaii, Building Industry Association of Hawaii, IMUAlliance, and an individual testified in opposition to this measure. The Hawaii Housing Finance and Development Corporation, Office of Planning, Hawaii Community Development Authority, City and County of Honolulu Department of Planning and Permitting, Hawaii Public Housing Authority, Hawaii Construction Alliance, Hawaii Rental Housing Coalition, and Pacific Resource Partnership provided comments on this measure.

Your Committee has amended this measure by:

- (1) Exempting the following housing projects from school impact fee requirements:
 - (A) Housing projects certified or approved for a general excise tax exemption under section 201H-36, Hawaii Revised Statutes (HRS), and government housing projects and projects processed pursuant to sections 46-15.1 and 201H-38, HRS; and
 - (B) State or federal public housing projects as defined in section 356D-1, or 356D-91, HRS, or a state low-income housing project as defined in section 356D-51, HRS; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1146, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1146, S.D. 2, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, 1 (San Buenaventura). Excused, 2 (Aquino, McDermott).

SCRep. 1097 Health on S.B. No. 976

The purpose of this measure is to increase from \$100 to \$200 the annual chemical inventory form and Tier II filing fee collected pursuant to the Hawaii Emergency Planning and Community Right-to-Know Act from facilities where hazardous substances, pollutants, or contaminants are located.

Your Committee received testimony in support of this measure from the Department of Health, Department of Business, Economic Development and Tourism, Hawaii Fire Department, Department of Emergency Management of the City and County of Honolulu, United Airlines, Kihei Ice Company, Meadow Gold Dairies, Island Energy Services, United Laundry Services, Inc., Pacific Biodiesel Technologies, Par Hawaii, and a few individuals.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 976 and recommends that it pass Second Reading and be referred to your Committee on Public Safety.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1098 Health on S.B. No. 510

The purpose of this measure is to expand Hawaii students' access to school-based health and wellness services by codifying the Hawaii Keiki: Healthy and Ready to Learn program in statute, expanding the reach of the program to include all Department schools statewide, establishing a dedicated special fund to sustain the program, establishing coordinator positions in the Departments of Health and Human Services, and making appropriations for program operations.

Your Committee received testimony in support of this measure from the Department of Education, University of Hawai'i School of Nursing and Dental Hygiene, Hawai'i State Center for Nursing, State Public Charter School Commission, Hawaii Medical Service Association, Healthcare Association of Hawaii, The Queen's Health Systems, Hawai'i Pacific Health, Hawaii State Teachers Association, Hawaii Association of Professional Nurses, Hui for Excellence in Education, Planned Parenthood Votes Northwest and Hawaii, Hawaii Youth Services Network, Kapiolani Child Protection Center, American Diabetes Association, American Organization of Nurse Executives Hawaii, IMUAlliance, and many individuals submitted testimony in support of this measure. The Department of Health, Department of Budget and Finance, Executive Office on Early Learning, Special Education Advisory Council, Hawaii Primary Care Association, Waianae Coast Comprehensive Health Center, Obesity Prevention Task Force, Project Vision Hawaii, and a few individuals submitted comments.

Your Committee has amended this measure by changing its effective date to July 1, 2070, to encourage further discussion.

Your Committee notes that the Obesity Prevention Task Force's comments on this measure included proposed language that would facilitate participation in school-based health programs by community and rural health providers. Your Committee respectfully requests that your Committee on Education consider this language, should that Committee deliberate on this measure.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 510, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 510, S.D. 2, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1099 Health on S.B. No. 720

The purpose of this measure is to appropriate funds to the Department of Kinesiology and Rehabilitation Science of the University of Hawaii for the development and implementation of concussion monitoring and educational programs for school athletics and youth sports, including an awareness program and concussion testing of high school student athletes.

Your Committee received testimony in support of this measure from the Department of Education. The University of Hawaii submitted comments.

Your Committee has amended this measure by changing its effective date to July 1, 2070, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 720, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 720, S.D. 1, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1100 Health on S.B. No. 287

The purpose of this measure is to require that all health insurers, including those that offer benefits through the Hawaii Employer-Union Health Benefits Trust Fund, publicly disclose all medical policies used in preauthorization decisions, medical services that may be subject to preauthorization review, and the preauthorization application procedure, determination criteria, and appeals process.

Your Committee received testimony in opposition to this measure from the Hawaii Association of Health Plans. The Department of Commerce and Consumer Affairs, Hawaii Chapter of the American Physical Therapy Association, Hawaii Medical Association, and Hawaii Medical Service Association submitted comments.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 287, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1101 Health on S.B. No. 514

The purpose of this measure is to authorize pharmacists to administer human papillomavirus, Tdap (tetanus, diphtheria, pertussis), meningococcal, and influenza vaccines to eleven- through seventeen-year-old patients pursuant to a valid prescription.

Your Committee received testimony in support of this measure from the Department of Health, Board of Pharmacy, University of Hawaii Hilo Daniel K. Inouye College of Pharmacy, Planned Parenthood Votes Northwest and Hawaii, American Congress of Obstetricians and Gynecologists, The CHOW Project, Hawai'i Public Health Institute, Hawaii Medical Service Association, Weinstein Pharmacy, CVS Health, Walgreen Co., Times Pharmacy, American Cancer Society Cancer Action Network, Hawaii Youth Services Network, and numerous individuals. Your Committee received testimony in opposition to this measure from a few individuals. Hawaii Pharmacists Association and an individual submitted comments.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 514, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 4. Noes, 1 (Tupola). Excused, 2 (Har, Oshiro).

SCRep. 1102 Health on S.B. No. 223

The purpose of this measure is to clarify which drugs may be included in the naturopathic formulary from which a naturopathic physician is authorized to prescribe.

Your Committee received testimony in support of this measure from the Board of Naturopathic Medicine, Steelsmith Natural Health Center, Hawaii Society of Naturopathic Physicians, and several individuals. Your Committee received testimony in opposition to this measure from Hawaii Medical Association. The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs submitted comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2070, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 223, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 223, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5; Ayes with Reservations (Kobayashi, Todd, Tupola). Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1103 Agriculture on S.B. No. 272

The purpose of this measure is to appropriate funds to the University of Hawaii at Hilo for programs, studies, and activities related to the prevention and eradication of rat lungworm disease.

The Department of Land and Natural Resources; Mayor of the County of Hawaii; Hawaii Farm Bureau; Hawai'i Farm to School and School Garden Hui; The Maritime Group, LLC; Hawaii Island School Garden Network; Coordinating Group on Alien Pest Species; Big Island Invasive Species Committee; and numerous individuals testified in support of this measure. The Department of Agriculture, Department of Health, and University of Hawaii at Hilo supported the intent of this measure. One individual provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 31, 2150, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 272, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 272, S.D. 2, H.D. 1, and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1104 Human Services on S.B. No. 964

The purpose of this measure is to:

- (1) Extend for one year, the emergency or transitional shelter compliance requirements of Act 234, Session Laws of Hawaii (SLH) 2016; and

- (2) Allow, rather than require, emergency shelters to have partitioned space for each homeless family or individual that provides separation from other homeless families or individuals in the shelter.

The Department of Human Services, Catholic Charities Hawaii, Waikiki Health, Hawaii Appleseed Center for Law & Economic Justice, and several individuals testified in support of this measure. The Governor's Coordinator on Homelessness provided comments on this measure.

Your Committee has amended this measure by:

- (1) Clarifying that the extension of the effective date of Act 234, SLH 2016, to July 1, 2018, does not apply to subsection (c) of Section 6 of Act 234, SLH 2016. This subsection took effect on July 1, 2016, and requires DHS to work with provider agencies to implement the Act; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 964, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 964, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Tupola).

SCRep. 1105 Human Services on S.B. No. 891

The purpose of this measure is to facilitate the timely payment of child support by authorizing the imposition of a fine not to exceed \$1,000 on any employer who discharges from employment, refuses to employ, or takes disciplinary action against any noncustodial parent because the noncustodial parent is subject to income tax withholding or who fails to comply with an order of assignment of future income or with an income withholding order or notice to withhold child support issued pursuant to section 576D-14, Hawaii Revised Statutes.

The Department of the Attorney General testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 891, S.D. 2, and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Tupola).

SCRep. 1106 Ocean, Marine Resources, & Hawaiian Affairs on S.B. No. 1294

The purpose of this measure is to establish and appropriate funds for an Undergraduate Health Sciences Academy at the University of Hawaii to increase recruitment and retention of Native Hawaiian, Pacific Islander, and first generation college students.

The Department of Health, University of Hawaii, University of Hawaii-West Oahu Allied Health Faculty, Native Hawaiian Health Task Force, Ho'omana Pono, LLC., Na Pu'uwai, and numerous individuals testified in support of this measure.

Your Committee has amended this measure by changing its effective date to December 24, 2088, to encourage further discussion. Technical amendments were made for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1294, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1294, S.D. 1, H.D. 1, and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (LoPresti). Noes, none. Excused, none.

SCRep. 1107 Ocean, Marine Resources, & Hawaiian Affairs on S.B. No. 849

The purpose of this measure is to:

- (1) Prohibit any lessee who transfers a lease from being placed on the wait list again and from purchasing another lease; and
- (2) Reduce the minimum Hawaiian blood quantum requirement of certain conditions and successors to lessees of Hawaiian home lands from one-quarter to one thirty-second.

Ho'omana Pono, LLC., Kalamaula Homestead Association, and several individuals testified in support of this measure. The Center for Hawaiian Sovereignty Studies, Association of Hawaiian Civic Clubs, and two concerned individuals testified in opposition to this measure. The Department of the Attorney General, Department of Hawaiian Home Lands, Office of Hawaiian Affairs, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, Ke One O Kākūhihewa, and one concerned individual provided comments on this measure.

Your Committee has amended this measure by:

- (1) Deleting the section that provides that any beneficiary who transfers by sale or gift any lease shall not be placed on the wait list again; and
- (2) Changing its effective date to December 24, 2088 to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 849, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 849, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (LoPresti). Noes, none. Excused, none.

SCRep. 1108 Ocean, Marine Resources, & Hawaiian Affairs on S.B. No. 848

The purpose of this measure is to increase access to Hawaiian language education at all levels in the State.

Specifically, this measure:

- (1) Expands the statutory functions of the Hawaiian Language College at the University of Hawaii at Hilo to include development of resources, tools, and procedures for Hawaiian language education and increased use of the Hawaiian language as well as collaborative research and development related to other indigenous languages;
- (2) Authorizes the University of Hawaii system to establish a Hawaiian Language Pilot Project to implement Hawaiian instruction and develop new ideas, practices, and processes relative to Hawaiian language medium education;
- (3) Requires the University of Hawaii, with the former working group created by S.R. No. 97, S.D. 1, Regular Session 2015, and community members, to develop an implementation plan to address the system-wide Hawaiian language goals in the report generated in response to S.R. No. 97, S.D. 1, Regular Session 2015; and
- (4) Requires the University of Hawaii to report annually to the Legislature on the progress and status of its Hawaiian language implementation plan.

The Office of Hawaiian Affairs, ‘Aha Pūnana Leo, Ho‘omana Pono, LLC., Ke Kula ‘O Nāwahīokalani-‘ōp‘u, Native Hawaiian Education Council, Hale Kuamo‘o Hawaiian Language Center, Pūnana Leo Preschools, NuWayve Unlimited, and numerous individuals supported this measure. The Center for Hawaiian Sovereignty Studies and two individuals testified in opposition to this measure. The University of Hawaii, Kamehameha Schools, Division of Chamorro Studies and Special Projects of the Guam Department of Education, and several individuals provided comments.

Your Committee has amended this measure by changing its effective date to December 24, 2088, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 848, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 848, S.D. 2, H.D. 1, and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (LoPresti). Noes, none. Excused, none.

SCRep. 1109 Ocean, Marine Resources, & Hawaiian Affairs on S.B. No. 992

The purpose of this measure is to clarify the actions that the Department of Land and Natural Resources (Department) may take when responding to grounded vessels. Specifically, this measure clarifies that the Department may assume immediate control of:

- (1) A vessel that is grounded on state submerged land, a shoreline, or a coral reef, or in imminent danger of breaking up, if the vessel cannot be removed by the owner within 24 hours of grounding; and
- (2) A vessel not in imminent danger of breaking up that is grounded on a sand beach, sand bar, or mudflat, after the owner or owner's representative has been given 72 hours of notice to remove the vessel and has not done so in a reasonably safe manner;

provided that the foregoing shall not apply if the owner of the vessel receives notice from the Department and has commenced effective salvage operations.

The Department of Land and Natural Resources, Office of Hawaiian Affairs, Ocean Tourism Coalition, and several individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to December 24, 2088, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 992, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 992, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1110 Ocean, Marine Resources, & Hawaiian Affairs on S.B. No. 560

The purpose of this measure is to appropriate funds for the University of Hawaii to translate the Hawaii State Constitution into the Hawaiian language.

Ho'omana Pono, LLC., Aha Pūnana Leo, and several individuals testified in support of this measure. The Center for Hawaiian Sovereignty Studies testified in opposition to this measure.

Your Committee has amended this measure by changing its effective date to December 24, 2088, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 560, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 560, S.D. 1, H.D. 1, and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1111 Intrastate Commerce on S.B. No. 948

The purpose of this measure is to increase the efficiency, effectiveness, and capacity of the Division of Financial Institutions (DFI) of the Department of Commerce and Consumer Affairs by allowing DFI to employ or retain attorneys without limiting such authority to actions involving the Mortgage Loan Recovery Fund.

The Department of Commerce and Consumer Affairs supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2090, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 948, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 948, H.D. 1, and be referred to your Committee on Labor & Public Employment.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Woodson).

SCRep. 1112 Intrastate Commerce on S.B. No. 950

The purpose of this measure is to update regulatory statutes for mortgage servicers.

Specifically, this measure:

- (1) Requires approval from the Commissioner of Financial Institutions prior to any change in control of a mortgage servicer;
- (2) Clarifies the criteria for determining whether an individual exercises control of a mortgage servicer and which individuals are subject to examination, disclosure, and qualification requirements; and
- (3) Clarifies that a mortgage servicer shall not act as a mortgage loan originator without a license as such.

The Department of Commerce and Consumer Affairs supported this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2090, to promote further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 950, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 950, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Woodson).

SCRep. 1113 Intrastate Commerce on S.B. No. 1299

The purpose of this measure is to permit charter tour operators to maintain statutorily required client trust accounts in a federally insured financial institution located outside of the State.

The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs and Vacations Hawaii offered comments.

Your Committee has amended this measure by:

- (1) Amending the requirements that a charter tour operator must meet prior to depositing sums in a client trust account maintained in a federally insured financial institution located outside of the State, by deleting:
 - (A) The requirement that the charter tour operator provide the Director of Commerce and Consumer Affairs with irrefutable evidence that no financial institution in the State can maintain the charter tour operator's client trust account;
 - (B) The requirement that the charter tour operator bear the cost to reproduce any records requested by the Department of Commerce and Consumer Affairs (Department);
 - (C) The requirement that the charter tour operator bear the cost of any fees or expenses, including travel expenses, requested by the Department for purposes of an audit or to determine compliance; and
 - (D) The authorization for the Department to contract with a private consultant to audit the records of any charter tour operator;
- (2) Changing the effective date to July 1, 2090, to promote further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1299, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1299, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Woodson).

SCRep. 1114 Intrastate Commerce on S.B. No. 390

The purpose of this measure is to regulate appraisal management companies.

Specifically, this measure:

- (1) Establishes an Appraisal Management Company Registration Program within the Department of Commerce and Consumer Affairs to conform to minimum standards established under federal law and regulations;
- (2) Establishes registration requirements, standards, and penalties for violations; and
- (3) Appropriates funds for costs associated with the Appraisal Management Company Registration Program.

The Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs, Hawaii Financial Services Association, Real Estate Valuation Advocacy Association, Hawaii Association of Realtors, Mortgage Bankers Association of Hawaii, and a concerned individual supported this measure. The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs, Hawaii Bankers Association, and Hawaii Credit Union League offered comments.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount for the Appraisal Management Company Registration Program to an unspecified amount;
- (2) Changing the effective date to July 1, 2090, to promote further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance deliberate on this measure further, your Committee respectfully requests that it consider appropriating \$140,000 for fiscal year 2018-2019 for the Appraisal Management Company Registration Program to carry out its functions.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 390, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 390, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Woodson).

SCRep. 1115 Intrastate Commerce on S.B. No. 887

The purpose of this measure is to apply a surcharge for enhanced 911 services on prepaid wireless telecommunications service in a manner equivalent to the enhanced 911 surcharge applicable to other cellular and telephone services.

The Department of Accounting and General Services, Enhanced 911 Board, Office of Enterprise Technology Services, Honolulu Police Department, County of Hawaii Police Department, Maui Police Department, and a concerned individual supported this measure. The Retail Merchants of Hawaii opposed this measure. The Tax Foundation of Hawaii offered comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2090, to promote further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 887, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 887, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Ward). Excused, 1 (Woodson).

SCRep. 1116 Intrastate Commerce on S.B. No. 946

The purpose of this measure is to extend the authority of certain boards, commissions, and other government agencies to adjust fees or other nontax revenues assessed or charged thereby for the following, subject to the Governor's approval:

- (1) Six new licensing areas: athletic trainers, behavior analysts, mixed martial arts, respiratory therapists, uniform athlete agents, and veterinary technicians; and
- (2) Any board, commission, program, or entity created pursuant to Title 25, Hawaii Revised Statutes, and assigned to or administratively placed within the Department of Commerce and Consumer Affairs.

The Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2090, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 946, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 946, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Ward). Noes, none. Excused, 1 (Woodson).

SCRep. 1117 Intrastate Commerce on S.B. No. 947

The purpose of this measure is to improve the regulation of beauty culture licensees and permittees by:

- (1) Authorizing the Department of Commerce and Consumer Affairs to issue citations for certain violations of laws and administrative rules that apply to beauty culture licensees and permittees; and
- (2) Establishing a process for cited beauty culture licensees and permittees to contest the citation.

The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs and the Board of Barbering and Cosmetology supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2090, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 947, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 947, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Ward). Noes, none. Excused, 1 (Woodson).

SCRep. 1118 Agriculture on S.B. No. 640

The purpose of this measure is to establish and appropriate funds for a model Hawaiian traditional and customary gathering practices project of cultivating coconut groves, at a location to be selected by the Department of Land and Natural Resources.

Hoomana Pono, LLC. and two concerned individuals supported this measure. The Department of Land and Natural Resources submitted comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 31, 2150, to encourage further discussion; and

- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 640, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 640, S.D. 2, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1119 Tourism on S.B. No. 1084

The purpose of this measure is to address the operations of the Hawaii Tourism Authority (Authority) by:

- (1) Requiring the disclosure of specific financial and other information;
- (2) Repealing the Authority's exemption from the Hawaii Public Procurement Code;
- (3) Setting the expenditure amount requiring Board of Director (Board) approval;
- (4) Amending the appointment process of certain Board members; and
- (5) Requiring the Authority to establish an advisory group that meets monthly.

The Hawaii Lodging & Tourism Association, Better Media, and Island Air supported this measure. The Hawaii Tourism Authority, International Longshore and Warehouse Union Local 142, Hilton Hawaii, Hawaiian Hotels & Resorts, The Royal Hawaiian and a concerned individual opposed this measure. The State Procurement Office, Office of Information Practices, and Society of Professional Journalists Hawaii Chapter offered comments.

Your Committee has amended this measure by:

- (1) Deleting language that required the President of the Senate and the Speaker of the House of Representatives to appoint a replacement member of the Board if a vacancy continues after 90 days;
- (2) Deleting language that required the Board's executive meeting minutes to be available to any legislator upon request;
- (3) Deleting language that required the Authority to contemporaneously provide an additional report of contracts and agreements that may be disclosed to the public with competitively sensitive information redacted;
- (4) Deleting language that required Authority expenditures of more than \$50,000 to be approved by the Board;
- (5) Requiring the Board to develop policies and procedures on approving any expenditures of excess or carryover funds;
- (6) Restoring statutory language that exempted the Authority from the Hawaii Public Procurement Code, Chapter 103D, Hawaii Revised Statutes;
- (7) Restoring statutory language that allows the Authority to establish an advisory group that may meet monthly; and
- (8) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1084, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1084, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Choy, Tokioka).

SCRep. 1120 Veterans, Military, & International Affairs, & Culture and the Arts on S.B. No. 419

The purpose of this measure is to increase awareness of and compliance with Selective Service registration by requiring compliance with the Military Selective Service Act to be eligible:

- (1) To enroll in or receive education from a State-supported post-secondary educational institution;
- (2) To receive a loan, grant, scholarship, or other financial assistance for post-secondary education that is provided, supported, or guaranteed by the State; and
- (3) For employment by or service with the State or any county.

The Hawaii State Director of the United States Selective Service System and a concerned individual supported this measure. The Hawaii Civil Rights Commission, American Civil Liberties Union of Hawaii, Hawaii Friends of Civil Rights, University of Hawaii Student Caucus, and several concerned individuals opposed the measure. The University of Hawaii and a concerned individual submitted comments.

Your Committee has amended this measure by making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 419, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 419, S.D. 2, H.D. 1, and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (Ohno). Noes, none. Excused, 2 (Onishi, Woodson).

SCRep. 1121 Health on S.B. No. 387

The purpose of this measure is to specify requirements for the inclusion of adequate numbers of various types of medical service providers in health insurance provider networks, as well as requirements for contracts, disclosure, continuity of care, and publication of directory information, to ensure that individuals covered under a health benefits plan have adequate access to appropriate health care.

Your Committee received testimony in support of this measure from Kaiser Permanente Hawaii and Hawai'i Pacific Health. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs and Hawaii Medical Service Association.

Your Committee has amended this measure by:

- (1) Delaying the repeal of current statutes governing network adequacy until the network adequacy requirements contained in this measure become applicable in order to avoid a period with no effective network adequacy rules;
- (2) Changing its effective date to July 1, 2070, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 387, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 387, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 5; Ayes with Reservations (Kobayashi). Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1122 Housing on S.B. No. 1105

The purpose of this measure is to improve the economics of building and operating rental housing in the State by:

- (1) Expanding the types of rental housing projects that can be exempt from general excise taxes; and
- (2) Allowing the terms of collective bargaining agreements and associated provisions to be deemed the prevailing wages and terms serving as the basis of compliance with chapter 104, Hawaii Revised Statutes (HRS), for the construction of rental housing projects.

The Hawaii Housing Finance and Development Corporation (HHFDC), Hawaii Construction Alliance, Hawaii Rental Housing Coalition, and Pacific Resource Partnership testified in support of this measure. The Department of Taxation, Department of Labor and Industrial Relations, Hawaii Community Development Authority, Tax Foundation of Hawaii, and General Contractors Association of Hawaii provided comments on this measure.

Your Committee has amended this measure by:

- (1) Specifying that except for the special prevailing wage established in the measure, the prevailing wages shall be not less than the wages payable under federal law to corresponding classes of laborers and mechanics employed on public works projects in the State under contract or agreement with the federal government;
- (2) Amending the qualifying conditions as they relate to the terms of collective bargaining agreements and associated provisions deemed to be the prevailing wages and terms serving as the basis of compliance with chapter 104, HRS, for work on certain projects approved and certified for general excise tax exemption by HHFDC;
- (3) Clarifying that a general excise tax exemption, not a tax credit, under this measure is available for taxable years beginning after December 31, 2017;
- (4) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should this measure be deliberated further, your Committee respectfully requests that subsequent committees consider the Tax Foundation of Hawaii's testimony that the proposed language in the measure regarding section 201H-36(a)(5), HRS, is inaccurate, as no tax credit is established under paragraph (5). Your Committee notes that section 201H-36, HRS, refers to an exemption from general excise tax for certain projects; however, the exemption is in section 237-29, HRS. To address this problem, the Tax Foundation suggests deleting the proposed language and having the measure take effect for taxable years beginning after December 31, 2017.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1105, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1105, S.D. 2, H.D. 1, and be referred to your Committee on Labor & Public Employment.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Aquino, McDermott).

SCRep. 1123 Housing/Transportation on S.B. No. 1147

The purpose of this measure is to:

- (1) Require the strategic plan by the Hawaii Interagency Council for Transit-oriented Development to require that affordable housing be included as part of the development or redevelopment plan for any state property located within one-half mile of the Honolulu rail transit system based on certain specifications; and
- (2) With respect to the strategic plan, specify that a developer may build less than the required percentages of affordable housing at one state parcel if the developer builds the remainder of the required housing at another state parcel within one-half mile of the rail line.

Hawaii Public Housing Authority and two individuals testified in support of this measure. The Office of Planning and Hawaii Housing Finance and Development Corporation opposed this measure. The Office of Hawaiian Affairs, Department of Land and Natural Resources, Department of Human Services, and Hawaii Habitat for Humanity provided comments on this measure.

Your Committees have amended this measure by:

- (1) Requiring that every development or redevelopment plan for any state property within one-half mile of the Honolulu rail transit system evaluate the suitability for affordable housing based on the City and County of Honolulu's Draft Affordable Housing Strategy specifications, rather than requiring that affordable housing be included as part of the development or redevelopment plan;
- (2) With respect to the strategic plan, specify that a developer may build less than the required percentages of affordable housing at one state parcel if the developer builds the remainder of the required housing at another state parcel within one-half mile of a rail station;
- (3) Changing its effective date to July 1, 2019, to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Housing and Transportation that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1147, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1147, S.D. 2, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 6. Noes, none. Excused, 1 (McDermott).
Transportation: Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 1124 Public Safety on S.B. No. 1039

The purpose of this measure is to require the Department of Public Safety to work with appropriate federal, state, and county agencies to assist inmates in obtaining important government documents, including a social security card, driver's license, civil identification card, or birth certificate necessary for successful reentry into society.

The Office of Hawaiian Affairs, Hawaii State Commission on the Status of Women, Community Alliance on Prisons, YWCA Oahu, Hoomana Pono, LLC., Progressive Democrats of Hawaii, Hawaii Friends of Restorative Justice, Hawaii Women's Coalition, McKeague & Haley Inc., and many concerned individuals supported this measure. The Department of Health opposed this measure. The Department of Public Safety, County of Hawaii Finance Department, City and County of Honolulu Department of Customer Services, and a concerned individual offered comments.

Your Committee has amended this measure by:

- (1) Clarifying that eligible inmates who are Hawaii-born shall be provided free of charge a certified copy of the inmate's birth certificate and a civil identification card before the inmate's release on parole; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance decide to deliberate further on this measure, your Committee respectfully requests that it consider appropriating \$20,000 for fiscal year 2017-2018 to help pay for the implementation of assisting inmates in obtaining important government documents necessary for successful reentry into society.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1039, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1039, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1125 Public Safety on S.B. No. 996

The purpose of this measure is to improve the hiring practices for corrections programs and facilities by providing an exemption to the Department of Public Safety to enable it to administer lie detector and psychological tests during the pre-employment screening process for corrections.

The Department of Public Safety supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 996, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 996, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1126 Education/Higher Education on S.B. No. 298

The purpose of this measure is to improve students' readiness for the job market by establishing a workforce readiness program within the Department of Education and appropriating funds to develop and implement the program.

The Hawaii Youth Services Network and two concerned individuals supported this measure. The Department of Education supported the intent of the measure.

Your Committees have amended this measure by:

- (1) Changing its effective date to July 1, 2112; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Education and Higher Education that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 298, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 298, S.D. 1, H.D. 1, and be referred to your Committee on Economic Development & Business.

Signed by the Chairs on behalf of the Committees.

Education: Ayes, 8. Noes, none. Excused, 1 (Ing).

Higher Education: Ayes, 8. Noes, none. Excused, 1 (Ing).

SCRep. 1127 Education on S.B. No. 49

The purpose of this measure is to require the Department of Education to collaborate with the Workforce Development Council on workforce development initiatives.

The Hawaii State Teachers Association and an individual supported this measure. The Department of Education and Hawaii Workforce Development Council provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 49, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 49, S.D. 1, H.D. 1, and be referred to your Committees on Labor & Public Employment and Economic Development & Business.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Creagan, Ing).

SCRep. 1128 Education on S.B. No. 1099

The purpose of this measure is to establish a Mark Licensing Agreement Program within the Department of Education (Department) to allow the Department and its schools to engage in commercial activities, within their primary education mission, to provide financial resources for educational activities, such as scholarships, field trips, sports teams, and clubs.

The Department supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2051, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1099, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1099, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Creagan).

SCRep. 1129 Education on S.B. No. 224

The purpose of this measure is to ensure that students who need the services of a licensed school psychologist receive appropriate services by highly qualified and licensed professionals by:

- (1) Establishing licensure and registration requirements for school psychologists to be administered by the Board of Psychology; and
- (2) Amending the composition of the Board of Psychology to include two school psychologists.

The Department of Education, Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs, Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs, and Board of Psychology submitted comments.

Your Committee has amended this measure by changing its effective date to July 1, 2051, to encourage further discussion.

Your Committee notes the concerns raised by both testifiers from the Department of Commerce and Consumer Affairs that the Auditor should first perform a sunrise analysis of this measure.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 224, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 224, S.D. 2, H.D. 1, and be referred to your Committees on Intrastate Commerce and Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Creagan).

SCRep. 1130 Education on S.B. No. 1286

The purpose of this measure is to:

- (1) Clarify the scope of the Department of Education's private trade, vocational, or technical school licensure program;
- (2) Establish a licensing fee to ensure the sustainability of the licensure program;
- (3) Establish a license renewal process and renewal licensure fee;
- (4) Establish a private trade, vocational, and technical school licensure special fund; and
- (5) Appropriate funds for the administrative costs of the licensure program, including the establishment of a permanent, full-time position within the Department of Education.

The Department of Education, Maui Academy of Healing Arts, and Pacific Center for Awareness and Bodywork supported this measure. The Travel Institute of the Pacific and Gros Bonnet Culinary Academy opposed this measure. The Department of Budget and Finance, Maritime License Center, Maui School of Therapeutic Massage, and two individuals provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2051, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1286, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1286, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (McKelvey, Onishi). Noes, none. Excused, 1 (Creagan).

SCRep. 1131 Education on S.B. No. 683

The purpose of this measure is to increase funding for a quality public education for the children of Hawaii by proposing amendments to the Hawaii State Constitution that would allow the Legislature to establish a surcharge on residential investment property and visitor accommodations.

The Board of Education, Hawaii State Teachers Association, Hawaii Teacher Standards Board, IMUAlliance, Parents for Public Schools of Hawaii, Hawaii Alliance for Progressive Action, Hui for Excellence in Education, Americans for Democratic Action, Hawaii Public Charter Schools Network, Committee for Education Funding, Hawaii Children's Action Network, Outrigger Hotels Hawaii, and numerous concerned individuals testified in support of this measure. The Office of the Mayor of the County of Hawaii, Chair of the Maui County Council, Maui Hotel & Lodging Association, American Resort Development Association of Hawaii, Rental By Owner Awareness Association, Hawaii Association of Realtors, The Chamber of Commerce Hawaii, Building Industry Association of Hawaii, Hawaii Lodging & Tourism Association, Maui Chamber of Commerce, and several concerned individuals testified in

opposition to this measure. The Department of Education, Department of Budget and Finance, Office of the Mayor of the City and County of Honolulu, Tax Foundation of Hawaii, Autism Society of Hawaii, League of Women Voters of Hawaii, and Grassroot Institute of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 683, S.D. 2, and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Creagan).

SCRep. 1132 Education on S.B. No. 686

The purpose of this measure is to increase funding for public education by establishing education surcharges on residential investment property and visitor accommodations to provide a quality education to all of Hawaii's children. The proceeds of the surcharges would be deposited into the Education Special Fund.

The Board of Education, Hawaii Teacher Standards Board, Hawaii State Teachers Association, IMUAlliance, Hawaii Alliance for Progressive Action, Hui for Excellence in Education, Maui Academy of Healing Arts, Parents for Public Schools of Hawaii, Americans for Democratic Action, Hawaii Public Charter Schools Network, Committee for Education Funding, and numerous individuals testified in support of this measure. The Hawaii Children's Action Network testified in support of this measure with amendments. The Office of the Mayor of the County of Hawaii, Chair of the Maui County Council, The Chamber of Commerce Hawaii, Building Industry Association of Hawaii, Hawaii Lodging & Tourism Association, Rental By Owner Awareness Association, American Resort Development Association Hawaii, Maui Hotel & Lodging Association, Hawaii Association of REALTORS, Coalition for Equal Taxation, and several concerned individuals testified in opposition to this measure. The Department of Education, Department of Budget and Finance, Office of the Mayor of the City and County of Honolulu, Tax Foundation of Hawaii, and Autism Society of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 686, S.D. 2, and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Onishi, Matsumoto). Noes, none. Excused, 1 (Creagan).

SCRep. 1133 Intrastate Commerce on S.B. No. 951

The purpose of this measure is to promote consumer protection with respect to Hawaii's mortgage loan origination industry.

Among other things, this measure:

- (1) Clarifies which persons are presumed to control a mortgage loan originator company;
- (2) Clarifies procedures for change of control of a licensee;
- (3) Clarifies which persons must disclose their relevant criminal history and criminal history background checks upon application for licensure and change of control of the licensee;
- (4) Clarifies criminal background check fee requirements;
- (5) Clarifies the conditions under which an employee performing mortgage loan origination activities for a nonprofit is exempt from registration and licensure as a mortgage loan originator;
- (6) Adds protections for consumers in their mortgage loan origination transactions;
- (7) Requires exempt sponsoring mortgage loan origination companies to have a principal place of business in the State and fulfill other requirements imposed upon other mortgage loan origination companies; and
- (8) Requires a nonprofit organization to directly manage and supervise any of the organization's mortgage loan origination activities.

The Department of Commerce and Consumer Affairs supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2090, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 951, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 951, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Woodson).

SCRep. 1134 Intrastate Commerce on S.B. No. 1201

The purpose of this measure is to facilitate the deployment of high-speed broadband infrastructure in Hawaii, including wireless facilities, by:

- (1) Establishing limits on the State's and counties' authority to prohibit, regulate, or charge for the co-location of small wireless facilities or small wireless facilities networks;
- (2) Specifying certain sites where small wireless facilities or small wireless facilities networks may be located, including conditions and maximum fees for location and co-location;
- (3) Establishing an application process for co-location; and
- (4) Repealing those sections of Act 151, Session Laws of Hawaii 2011, relating to exemptions for broadband service and broadband technology from state and county permitting requirements, that have been codified within the Hawaii Revised Statutes.

Maui Hotel and Lodging Association, TechNet, Mobilitie, and CTIA supported this measure. The County of Hawaii Office of the Mayor opposed this measure. The Office of Planning, Cable Television Division of the Department of Commerce and Consumer Affairs, Department of Business, Economic Development and Tourism, Hawaiian Telcom, Verizon, Charter Communications, Hawaiian Electric Company, Inc., and its subsidiaries, Hawaii Electric Light Company, Inc. and Maui Electric Company, Limited, and The Chamber of Commerce Hawaii offered comments.

Your Committee has amended this measure by:

- (1) Clarifying that this measure also applies to small wireline facilities, small wireline facilities networks, and wireline services;
- (2) Restoring sections of Act 151, Session Laws of Hawaii 2011, relating to exemptions for broadband service and broadband technology from state and county permitting requirements, that have been codified within the Hawaii Revised Statutes;
- (3) Allowing the State and counties to evaluate applications for small wireless and wireline installations on a geographic basis and allowing applications to be submitted for geographic areas;
- (4) Clarifying that poles owned solely or jointly by an investor-owned electric utility are not subject to this measure;
- (5) Adding a sunset date of July 1, 2019;
- (6) Changing the effective date to July 1, 2090, to promote further discussion; and
- (7) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee supports the efficient and effective deployment of high-speed broadband infrastructure in Hawaii and the need to balance technological advances with environmental aesthetics. Your Committee also understands the concerns of public safety officials and first responders on existing with high-speed broadband infrastructure while still maintaining reliable, interference-free, secure communications. Should your Committees on Water & Land and Consumer Protection and Commerce deliberate on this measure, your Committee requests that they urge stakeholders to collaborate and develop solutions so this measure may benefit all parties.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1201, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1201, S.D. 2, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Woodson).

SCRep. 1135 Water & Land on S.B. No. 717

The purpose of this measure is to:

- (1) Establish a temporary program to clean up state real property after the departure of persons who have camped or lodged there illegally or without authorization. This measure requires the Governor to designate a state executive department to establish the program; and
- (2) Require the Department of Public Safety to establish a temporary sheriff patrol program to enforce laws against illegal camping, trespassing, or being present after closing hours on state real property.

The Governor's Coordinator on Homelessness, Hawaii Community Development Authority, and a few individuals testified in support of this measure. Voices of Kauai and several concerned individuals testified in opposition to this measure. The Department of Land and Natural Resources, Department of Public Safety, and Department of Accounting and General Services commented on this measure.

Your Committee notes that the sheriff patrol program should coordinate in collaboration with the Division of Conservation and Resources Enforcement of the Department of Land and Natural Resources.

Your Committee has amended this measure by:

- (1) Requiring that a minimum, rather than a maximum, time period be established for the storing of personal property collected by the cleanup program;
- (2) Changing its effective date to July 1, 2055, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 717, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 717, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1136 Labor & Public Employment on S.B. No. 981

The purpose of this measure is to update procedures related to hearings of the Hawaii Labor Relations Board by authorizing the delivery of notice of hearing by electronic service and specifying that the party seeking review bears the responsibility for the cost of preparing the transcript on appeal for the purpose of judicial review.

The Hawaii Labor Relations Board testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 981, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 981, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1137 Labor & Public Employment on S.B. No. 889

The purpose of this measure is to clarify personal tort liability of professionally licensed or certified employees of the State by:

- (1) Clarifying that the State shall be exclusively liable for civil tort claims resulting from the negligent or wrongful act or omission of a professionally licensed or certified employee of the State acting within the scope of the employee's office or employment;
- (2) Precluding civil actions or proceedings for money damages against the employee when the State agrees to assume full responsibility, except for claims based on liability other than an employee's scope of employment with the State or employment with an employer other than the State; and
- (3) Clarifying liability when the State agrees to assume full or partial responsibility in a civil action against a professionally licensed or certified employee.

The Department of Accounting and General Services; Department of Public Safety; Department of Health; Department of Taxation; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and one individual testified in support of this measure. The Department of the Attorney General and Hawaii Association for Justice provided comments.

Your Committee has amended this measure by:

- (1) Clarifying language allocating liability to the State and the employee so that the State is not required to assume full liability for all damages caused by an employee, who shall remain personally liable for damages not assumed by the State, including for claims arising from employment with a non-State employer; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 889, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 889, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1138 Labor & Public Employment on S.B. No. 857

The purpose of this measure is to ensure the timely payment of workers' compensation claims by establishing procedures that require employers to pay all workers' compensation claims for compensable injuries and prohibiting the denial of claims without reasonable cause or during a pending investigation.

Hawaii Medical Association, Hawaii Injured Workers Association, ILWU Local 142, Vocational Management Consultants, Hawaii Chapter of the American Physical Therapy Association, Work Injury Medical Association of Hawaii, and several concerned individuals supported this measure. The City and County of Honolulu; Hawaii Insurers Council; General Contractors Association of Hawaii; Chamber of Commerce Hawaii; and Hawaiian Electric Co. Inc., and its subsidiaries, Maui Electric Company, Ltd., and Hawaii Electric Light Company, Inc. opposed this measure. The Department of Labor and Industrial Relations and Department of Human Resources Development provided comments.

Your Committee has amended this measure by changing the number of days for the provider to be notified when an employer denies a claim from thirty days to an unspecified number. Technical, nonsubstantive amendments were also made for clarity, consistency, and style.

Your Committee finds that this measure addresses the concerns of employers and insurers by requiring an employee to reimburse the employer, insurer, or Special Compensation Fund when controverted claims are found to be uncompensable.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 857, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 857, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1139 Labor & Public Employment on S.B. No. 798

The purpose of this measure is to establish a temporary Telecommuting Task Force to develop incentives and recommendations to encourage and expand telecommuting opportunities in the public and private sectors.

The Department of Transportation testified in support of this measure. The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO supported the intent of this measure. The Department of Business, Economic Development, and Tourism; Legislative Reference Bureau; and Disability and Communication Access Board provided comments.

It is the intent of the Legislature that the scope of the Legislative Reference Bureau's assistance be limited to the production of a draft report.

Your Committee has amended this measure by:

- (1) Adding the Director of Labor and Industrial Relations and the Director of Transportation to the Telecommuting Task Force;
- (2) Requiring the Telecommuting Task Force to study and analyze the telecommuting policies of the federal government and jurisdictions that are similar in size to Hawaii;
- (3) Exempting the Telecommuting Task Force from certain laws regarding public agency meetings and records; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 798, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 798, S.D. 1, H.D. 1, and be referred to your Committee on Economic Development & Business.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1140 Labor & Public Employment on S.B. No. 207

The purpose of this measure is to promote the establishment of shared leave programs for public employees by:

- (1) Requiring the Judiciary, Legislature, and Executive Branch to each establish a shared leave program for their employees;
- (2) Removing the preclusion of leave sharing between employees of different departments or branches of government because of administrative infeasibility; and
- (3) Allowing the counties to establish a shared leave program for county employees.

This measure also removes the requirement that the employee's designation of beneficiary form be written, notarized and filed with the Comptroller or other disbursing officer who issues warrants or checks to pay an employee for services. This amendment would allow beneficiary information to be maintained electronically and in a more efficient manner.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO and United Public Workers, AFSCME, Local 646, AFL-CIO, supported the intent of this measure. The Department of Human Resources Development opposed this measure. The Department of Accounting and General Services and an individual provided comments.

Your Committee has amended this measure by changing the eligibility requirements for employees to participate in a leave sharing program by:

- (1) Changing the minimum time of service from no less than six months to an unspecified amount of time; and
- (2) Clarifying that the employee shall not have a disciplinary record of sick leave abuse.

Technical, nonsubstantive amendments were also made for clarity, consistency, and style.

Your Committee notes that the intent of this measure is to allow for all state employees to participate in a leave sharing program regardless of the where the employee is employed. Should your Committee on Judiciary deliberate on this measure further, your Committee respectfully requests that it consider the appropriate method of implementation.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 207, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 207, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1141 Labor & Public Employment on S.B. No. 425

The purpose of this measure is to require private employers who employ 50 or more individuals to provide paid sick leave for hourly employees.

Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hawaii State AFL-CIO; We Are One, Inc.; International Organization of Masters, Mates & Pilots; Democratic Party of Hawaii; LGBT Caucus of the Democratic Party of Hawaii; Motion Picture Association of America, Inc.; United Public Workers, AFSCME, Local 646, AFL-CIO; International Longshore and Warehouse Union Local 142; International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO; and four individuals testified in support of this measure. The Department of Labor and Industrial Relations and Hawaii State Commission on the Status of Women supported the intent of this measure. The Hawaii Restaurant Association; Hawaii Food Industry Association; The Chamber of Commerce Hawaii; Maui Chamber of Commerce; Society for Human Resource Management – Hawaii Chapter; National Federation of Independent Business; Hawaii Lodging & Tourism Association; L & L Franchise, Inc.; IL Gelato Hawaii; Leilani's on the Beach; Hula Grill Kaanapali; Hula Grill Waikiki; Keoki's Paradise; Tanaka of Tokyo Restaurants; Kimo's Restaurant; Duke's Beach House Maui; Duke's Waikiki; Highway Inn; REI Food Service, LLC d.b.a. Gyotaku Japanese Restaurants; and Tiki's Grill & Bar testified in opposition. The Policy Advisory Board for Elder Affairs and Hawaii Children's Action Network provided comments.

Your Committee has amended this measure by replacing its contents with the language of H.B. No. 4, H.D. 1, which is similar to this measure and was heard by this Committee earlier this session. As amended, this measure requires employers to provide a minimum amount of paid sick leave to employees that can be used to care for themselves or a family member who is ill or needs medical care.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 425, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 425, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1142 Health on S.B. No. 502

The purpose of this measure is to remove discriminatory language governing requirements for insurance coverage of assisted reproductive technology by requiring parity of coverage for in vitro fertilization for same-sex couples, male-female couples for whom male infertility is a factor, and women regardless of marital status.

Your Committee received testimony in support of this measure from the Hawaii State Commission on the Status of Women, Kaiser Permanente Hawaii, Democratic Party of Hawai'i, LGBT Caucus of the Democratic Party of Hawai'i, Planned Parenthood Votes Northwest and Hawaii, RESOLVE: The National Infertility Association, Hawaii Women Lawyers, American Civil Liberties Union of Hawaii, The American Society for Reproductive Medicine, Society for Assisted Reproductive Technology, Hawai'i LGBT Legal Association, and several individuals. Two individuals submitted testimony in opposition to this measure. The Hawaii Medical Service Association and Hawai'i Association of Health Plans submitted comments.

Your Committee has amended this measure by changing its effective date to July 1, 2070, to encourage further discussion.

Your Committee notes that this measure does not, nor is it intended to, expand the State's in vitro fertilization insurance mandate to require coverage for additional procedures. The mandate will continue to be limited to requiring coverage of in vitro fertilization procedures such as egg retrieval, fertilization, and embryo transfer. This measure clarifies that, where in vitro fertilization procedures are performed on an oocyte donor or surrogate of the insured or of the insured's dependent spouse, the scope of coverage required for egg retrieval, fertilization, and embryo transfer will be determined as though these procedures were being performed on the insured or on the insured's dependent spouse.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 502, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 502, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 5; Ayes with Reservations (Tupola). Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1143 Health on S.B. No. 203

The purpose of this measure is to amend the authorizing statute for the State Council on Mental Health by specifying that the Council is administratively attached to the Department of Health, including a representative of the Med-QUEST Division in the Council's membership, and amending quorum and voting requirements.

The Department of Health submitted testimony in support of this measure.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 203 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1144 Energy & Environmental Protection on S.B. No. 1150

The purpose of this measure is to prohibit the use or application of sunscreen, sunblock, or cosmetic containing oxybenzone while on a beach or in the ocean unless the sunscreen, sunblock, or cosmetic is a prescription drug.

The Office of Hawaiian Affairs, Conservation Council for Hawaii, EcoTipping Points Projects, Hawaii Alliance for Progressive Action, Democratic Party of Hawaii, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, The Nature Conservancy of Hawaii, Dolphin Quest, Humane Society of the United States, Sea Life Trust, Hawaiian Paddle Sports, Maui Kayak Adventures, Maui Stand Up Paddle Boarding, Valley Isle Excursions, Sierra Club of Hawaii, Friends of Hanauma Bay, For the Fishes, Napili Bay and Beach Foundation, Surfrider Foundation, and numerous individuals supported this measure. The Surfrider Foundation Oahu Chapter supported the intent of this measure. The Personal Care Products Council and Consumer Healthcare Products Association opposed this measure. The Department of Land and Natural Resources, Department of Health, Office of the Mayor of the County of Hawaii, Hawaii Food Industry Association, Haereticus Environmental Laboratory, Hawaii Mermaid Adventures, Maui Marketing, Maui Surf Lessons, Goddess Garden Organics, Maui Chamber of Commerce, All Good Products, and many individuals provided comments.

Your Committee has amended this measure by:

- (1) Limiting the prohibition of the use or application of sunscreen, sunblock, or cosmetic containing oxybenzone to within marine life conservation districts;
- (2) Prohibiting chemicals deemed harmful to coral reefs by the Department of Land and Natural Resources (Department) from being used or applied within marine life conservation districts;
- (3) Requiring all commercial use permittees operating in marine life conservation districts to inform their customers that the use or application of sunscreen, sunblock, or cosmetic containing oxybenzone or other chemicals deemed harmful to coral reefs by the Department is prohibited in marine life conservation districts;
- (4) Requiring counties that issue commercial scuba and snorkeling permits or control public access to nature preserves and marine life conservation districts used for scuba diving or snorkeling to prohibit the commercial sale of sunscreen, sunblock, or cosmetic containing oxybenzone or other chemicals deemed harmful to coral reefs by the Department in concessions that serve nature preserves and marine life conservation districts; and
- (5) Allowing the Department to propose rules pertaining to Chapter 190, Hawaii Revised Statutes, that prohibit the use of sunscreen, sunblock, or cosmetic containing oxybenzone or other chemicals deemed harmful to coral reefs by the department in any area as needed to conserve state marine resources.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1150, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1150, S.D. 2, H.D. 1, and be referred to your Committee on Ocean, Marine Resources, & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1145 Economic Development & Business/Tourism on S.B. No. 1292

The purpose of this measure, as received by your Committee, is to establish the Hilo Community Economic District to facilitate efficient and effective improvements, and economic opportunity, in a specified area in Hilo on the Island of Hawaii.

The Mayor of the County of Hawaii, Hawaii Farm Bureau, Hilo Fish Company, Inc., Chika Nakano Repair Shop, Big Island Toyota, Inc./De Luz Chevrolet, Hawaii Construction Alliance, Hawaii Laborers-Employers Cooperation and Education Trust, Hawaii Operating Engineers Industry Stabilization Fund, Hawaii Planing Mill, Ltd. dba HPM Building Supply, Kanoelehua Industrial Area Association, Hawaii Government Employees Association, AFSCME, Local 152, AFL-CIO, and several concerned individuals supported this bill. The University of Hawaii at Hilo and the University of Hawaii Community College System supported the intent of this measure. The Department of Land and Natural Resources, Office of Hawaiian Affairs, and Hawaii Community Development Authority submitted comments.

Upon further consideration, your Committees have amended this measure by deleting its contents and inserting the substantive provisions of H.B. No. 575, H.B. No. 1310, H.D. 1, and H.B. No. 1469, H.D. 1., all of which addressed similar issues and were previously heard in the House earlier this session. As amended, this measure:

- (1) Identifies areas of commercial, industrial, resort, and hotel parcels in need of revitalization and establishes guidelines for the redevelopment of those parcels;
- (2) Establishes the Waiakea Peninsula Redevelopment District until June 30, 2027;
- (3) Authorizes the Board of Land and Natural Resources to authorize the extension of commercial, hotel, resort, and industrial leases for the lessees' substantial improvement to the leased premises;
- (4) Appropriates funds for public lands redevelopment and the Waiakea Peninsula Redevelopment District; and

- (5) Takes effect on July 1, 2017.

As affirmed by the records of votes of the members of your Committees on Economic Development & Business and Tourism that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1292, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1292, S.D. 2, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chairs on behalf of the Committees.
 Economic Development & Business: Ayes, 6. Noes, none. Excused, none.
 Tourism: Ayes, 6. Noes, none. Excused, 2 (Ito, Woodson).

SCRep. 1146 Transportation/Housing on S.B. No. 994

The purpose of this measure is to expand the powers and duties of the Stadium Authority by enabling the Authority to coordinate the redevelopment of state-owned lands surrounding and including the stadium property to appropriately plan and promote transit-oriented development, including affordable housing.

The Office of the Lieutenant Governor, Stadium Authority, Hawaii Lodging & Tourism Association, and an individual supported this measure. The Department of Accounting and General Services supported the intent of this measure.

Your Committees note that concerns were raised regarding the statutory responsibilities of the Stadium Authority, which are to maintain, operate, and manage Aloha Stadium and facilities attached thereto, as stated in Section 109-1, Hawaii Revised Statutes, and that the responsibilities of the Stadium Authority should be amended to include the powers and duties established by this measure. Should the Committee on Water and Land deliberate this measure further, your Committees on Transportation and Housing respectfully request that it consider this issue.

As affirmed by the records of votes of the members of your Committees on Transportation and Housing that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 994, S.D. 1, and recommend that it pass Second Reading and be referred to your Committee on Water & Land.

Signed by the Chairs on behalf of the Committees.
 Transportation: Ayes, 7. Noes, none. Excused, none.
 Housing: Ayes, 7. Noes, none. Excused, none.

SCRep. 1147 Transportation on S.B. No. 658

The purpose of this measure is to increase the effectiveness of management and administration of scarce and increasingly valuable airport resources by establishing the Hawaii Airport Corporation (Corporation), to be operational on July 1, 2018, to develop, manage, and operate the State's airports and aeronautical facilities.

The Building Industry Association of Hawaii, Enterprise Holdings, Kohala Coast Resort Association, Maui Hotel & Lodging Association, Hawaii Lodging & Tourism Association, The Chamber of Commerce Hawaii, Maui Chamber of Commerce, and two individuals supported this measure. The Department of Transportation, State Procurement Office, Hawaiian Airlines, and Airlines Committee of Hawaii supported the intent of this measure. The Office of Hawaiian Affairs, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, and two individuals opposed this measure. The Department of the Attorney General, Department of Budget and Finance, and Hawaii Tourism Authority provided comments.

Your Committee has amended this measure by:

- (1) Requiring the Governor to appoint to the Corporation's Board of Directors at least one member representing each of the counties of Hawaii, Kauai, and Maui and the City and County of Honolulu;
- (2) Clarifying that no board member appointed to the Corporation's Board of Directors shall be an officer or employee of the State or the counties;
- (3) Exempting the Corporation from Chapter 103D, Hawaii Revised Statutes, relating to the State Public Procurement Code;
- (4) Requiring the Chief Executive Officer of the Corporation to also serve as the Chief Procurement Officer of the Corporation;
- (5) Clarifying that the Department of Transportation shall no longer establish, maintain, and operate airports;
- (6) Changing its effective date to December 16, 2050, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for purposes of style and clarity.

Should the Committee on Labor & Public Employment deliberate this measure further, your Committee on Transportation respectfully requests that it look into the sections of the measure regarding employment and the Department of the Attorney General's concerns regarding the salary limit of the Deputy Executive Officer of the Corporation.

Should the Committee on Finance deliberate this measure further, your Committee on Transportation respectfully requests that it examine the fiscal implications of establishing the Hawaii Airport Corporation.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 658, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 658, S.D. 2, H.D. 1, and be referred to your Committee on Labor & Public Employment.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Nakamura, McDermott).

SCRep. 1148 Housing on S.B. No. 99

The purpose of this measure is to prohibit any county from disqualifying a legal nonconforming dwelling unit from the Housing Choice Voucher Program if the unit meets zoning and building code requirements and other program standards such as health and safety standards.

An individual testified in support of this measure. The City and County of Honolulu Department of Community Services provided comments on this measure.

Your Committee has amended this measure by changing its effective date to July 2, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 99, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 99, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Aquino, McDermott).

SCRep. 1149 Housing on S.B. No. 611

The purpose of this measure is to repeal the June 30, 2017, sunset date of Act 83, Session Laws of Hawaii (SLH) 2012, thereby making permanent the prohibition on county requirements for automatic fire sprinklers or an automatic fire sprinkler system in detached one- or two-family dwelling units that do not require access road or water supply variances and non-residential agricultural and aquacultural buildings and structures located outside an urban area.

The City and County of Honolulu Office of the Mayor, Hawaii Association of Realtors, Building Industry Association of Hawaii, Complete Construction Services Corp., Hawaii Laborers-Employers Cooperation and Education Trust, The Chamber of Commerce Hawaii, RMA Sales, General Contractors Association of Hawaii, Hawaii Habitat for Humanity, Faith Action for Community Equity Hawaii, and numerous individuals testified in support of this measure. The Hawaii State Fire Council, Fire Chief of the Honolulu Fire Department, and Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO opposed this measure. The County of Hawaii Office of the Mayor provided comments on this measure.

Your Committee has amended this measure by:

- (1) Extending the June 30, 2017, sunset date of Act 83, SLH 2012, to June 30, 2022; and
- (2) Changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 611, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 611, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Aquino, McDermott).

SCRep. 1150 Housing on S.B. No. 584

The purpose of this measure is to allow an extended or hanai family member to act as a co-mortgagor to assist a qualified resident in securing a mortgage to purchase a dwelling unit from the Hawaii Housing Finance and Development Corporation (HHFDC).

HHFDC provided comments on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 2, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 584, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 584, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Aquino, McDermott).

SCRep. 1151 Housing on S.B. No. 911

The purpose of this measure is to assist residents in obtaining affordable rental housing through the Housing Loan and Mortgage Program, also known as the Hula Mae Multifamily Bond Program, by increasing the Hawaii Housing Finance and Development Corporation's revenue bond authorization ceiling from \$1,000,000,000, to \$1,500,000,000. This measure also requires the Hawaii Housing Finance and Development Corporation (HHFDC) to submit an annual report to the Legislature prior to each regular session on multifamily revenue bond activity.

The Department of Business, Economic Development, and Tourism; HHFDC; Hawaii Association of Realtors; and an individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing the bond authorization cap amount to an unspecified amount; and
- (2) Making a technical, nonsubstantive amendment for clarity and consistency.

Should the Committee on Finance deliberate this measure, your Committee respectfully requests that it consider inserting the amount of \$1,500,000,000 for the cap on the bond authorization.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 911, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 911, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1152 Housing on S.B. No. 912

The purpose of this measure is to expand the Downpayment Loan Program, including renaming it to the "Downpayment Loan Assistance Program," to assist low- and moderate-income households by providing greater assistance to eligible borrowers to become first-time homebuyers.

The Department of Business, Economic Development, and Tourism; Hawaii Association of Realtors; and two individuals testified in support of this measure. The Hawaii Housing Finance and Development Corporation provided comments on this measure.

Your Committee has amended this measure:

- (1) Deleting the Downpayment Loan Loss Reserve Program; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 912, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 912, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1153 Housing on S.B. No. 967

The purpose of this measure is to clarify the offense of trespassing on public housing property by:

- (1) Specifying that certain areas within Hawaii Public Housing Authority (HPHA) housing projects are closed to the public;
- (2) Establishing requirements for signage notifying trespassers of illegal entry onto the housing projects; and
- (3) Amending the offense of criminal trespass in the second degree to include the prosecution of persons who enter or remain in or upon public housing projects that are closed and duly noticed to the public, regardless of whether a warning or request to leave has been given.

HPHA and an individual testified in support of this measure. The Department of the Attorney General provided comments on this measure.

Your Committee has amended this measure by:

- (1) Amending the definition of "reasonable warning or request"; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 967, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 967, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1154 Agriculture on S.B. No. 340

The purpose of this measure is to require the counties to incorporate urban agriculture principles and policies in land use planning.

Three individuals supported this measure. The Department of Agriculture and Hawaii Farm Bureau supported the intent of this measure. The Maui Planning Department provided comments.

Your Committee has amended this measure by changing its effective date to July 31, 2150, to encourage further discussion.

Should this measure be deliberated further, your Committee respectfully requests that the counties weigh in on this measure because of the ramifications this measure may have on the counties, particularly for Oahu.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 340, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 340, S.D. 1, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1155 Agriculture on S.B. No. 352

The purpose of this measure is to appropriate funds to supplement the Agricultural Loan Revolving Fund and to appropriate funds out of the Revolving Fund in accordance with section 155-14, Hawaii Revised Statutes.

The Department of Agriculture, Hawaii Farm Bureau, Hawaii Cattlemen's Council, Ulupono Initiative, and an individual supported this measure.

Your Committee has amended this measure by changing its effective date to July 31, 2150, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 352, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 352, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1156 Health on S.B. No. 997

The purpose of this measure is to update Hawaii's Uniform Controlled Substances Act to conform to the controlling federal law by adding several new substances that were scheduled by the federal government or emergency scheduled by the Department of Public Safety in the past year.

Your Committee received testimony in support of this measure from the Department of Public Safety, Kush Bottles Hawaii, and two individuals. The Drug Policy Forum of Hawaii and an individual submitted comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2070, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 997, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 997, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1157 Health on S.B. No. 202

The purpose of this measure is to amend the authorizing statute for Service Area Boards on Mental Health and Substance Abuse by amending quorum and voting requirements and specifying that the Boards shall be administratively attached to the Department of Health.

Your Committee received testimony in support of this measure from the Department of Health.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 202 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1158 Health on S.B. No. 194

The purpose of this measure is to authorize the Department of Health and the Department of Education to accept the results of any tuberculosis blood test that is approved by the Food and Drug Administration and recommended by the Centers for Communicable Disease and Prevention for purposes of a Certificate of Tuberculosis Examination and for clearance to attend public schools.

Several individuals submitted testimony in support of this measure. The Department of Health submitted comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2070, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and accuracy.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 194, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 194, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1159 Health on S.B. No. 1171

The purpose of this measure is to clarify the circumstances in which the State has a compelling interest in the use, disclosure, and production of de-identified protected health information under the Health Care Privacy Harmonization Act.

Specifically, this measure provides that de-identified protected health information may be disclosed or used in this State for purposes of research, protecting patient or public safety, ensuring proper operations of medical facilities, and health care operations, subject to federal security and privacy requirements.

The Queen's Health Systems, Hawaii Pacific Health, and The Chamber of Commerce Hawaii submitted testimony in support of this measure. The Department of Commerce and Consumer Affairs submitted comments.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1171, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1160 Health on S.B. No. 513

The purpose of this measure is to authorize pharmacists to independently prescribe and dispense self-administered hormonal contraceptive supplies without a prior prescription and subject to specified education and procedural requirements. This measure also authorizes insurance reimbursements to pharmacists for contraceptive supplies prescribed and dispensed.

Your Committee received testimony in support of this measure from the Board of Pharmacy, University of Hawaii at Hilo Daniel K. Inouye College of Pharmacy, Walgreen Co., and many individuals. Your Committee received testimony in opposition to this measure from the American Congress of Obstetricians and Gynecologists. The Department of Commerce and Consumer Affairs, Planned Parenthood Votes Northwest and Hawaii, and Hawaii Medical Service Association submitted comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2070, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

Your Committee notes the concern raised in the Department of Health's testimony that the inclusion of provisions relating to health insurance reimbursements to pharmacists may constitute a new required insurance benefit subject to review by the Auditor. Your Committee notes that this measure is a work in progress and respectfully requests that your Committee on Consumer Protection & Commerce further investigate this issue, should that Committee choose to deliberate further on this measure.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 513, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 513, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 5; Ayes with Reservations (Tupola). Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1161 Human Services/Health on S.B. No. 308

The purpose of this measure is to preserve access to health care for Medicaid recipients by:

- (1) Providing an annual inflationary adjustment in the methodology used to reimburse facilities for the long-term care of Medicaid recipients beginning with fiscal year 2017-2018; and
- (2) Appropriating funds for fiscal year 2017-2018 and fiscal year 2018-2019 to provide an inflationary adjustment to long-term care facilities' provider-specific prospective payment rates.

The Hawaii Health Systems Corporation (HHSC) Corporate Board of Directors; HHSC–Oahu Region; Ohana Pacific Management Company, Inc.; Hawaii Chapter of the American Physical Therapy Association; The Queen's Health Systems; Aloha Nursing Rehab Centre; Healthcare Association of Hawaii; The Chamber of Commerce Hawaii; Hale Kupuna Heritage Home; Puuwai O Makaha; Ann Pearl Rehabilitation & Healthcare Center; One Kalakaua Senior Living; Hale Makua Kahului; Garden Isle Healthcare & Rehabilitation; The Clarence T.C. Ching Villas at St. Francis; and Hawaii Pacific Health testified in support of this measure. The Department of Human Services provided comments on this measure.

Your Committees have amended this measure by:

- (1) Changing its effective date to July 1, 2070, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity and style.

Should the Committee on Finance deliberate on this measure, your Committees respectfully request that it consider appropriating \$1,887,883 for fiscal year 2017-2018 and \$4,056,077 for fiscal year 2018-2019 for the inflationary adjustment to long-term care facilities' provider-specific prospective payment rates.

As affirmed by the records of votes of the members of your Committees on Human Services and Health that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 308, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 308, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Human Services: Ayes, 5. Noes, none. Excused, 2 (Oshiro, Tupola).
Health: Ayes, 5. Noes, none. Excused, 2 (Oshiro, Tupola).

SCRep. 1162 Human Services/Health on S.B. No. 347

The purpose of this measure is to address the social and health care issues regarding homelessness by appropriating funds for the establishment, staffing, and operation of two mobile clinics to serve the homeless population.

Hawaii Youth Services Network, Hawaii Association of Professional Nurses, Hawaii Pacific Health, Institute for Human Services, The Queen's Health Systems, and two concerned individuals supported this measure. The Governor's Coordinator on Homelessness, Department of Human Services, Mayor of the County of Hawaii, and Hawaii Psychological Association provided comments.

Your Committees have amended this measure by:

- (1) Allowing, rather than requiring, mobile clinic staff to include a doctor, nurse, pharmacist, and psychiatrist; and
- (2) Changing the effective date to July 1, 2070, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Human Services and Health that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 347, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 347, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Human Services: Ayes, 5. Noes, none. Excused, 2 (Oshiro, Tupola).
Health: Ayes, 5. Noes, none. Excused, 2 (Oshiro, Tupola).

SCRep. 1163 Human Services/Health on S.B. No. 397

The purpose of this measure is to preserve access to health care for Medicaid recipients by:

- (1) Extending the Hospital Sustainability Program for two years and updating statutory references accordingly;
- (2) Amending the definition of "net patient service revenue" by specifying the time period to be used in calculating net patient service revenue;
- (3) Clarifying the exemption from the hospital sustainability fee for outpatient services and authorizing the Department of Human Services to exempt any facility from the sustainability fee on outpatient care services as needed to meet federal standards;
- (4) Providing that the outpatient hospital sustainability fee shall not exceed three percent of net outpatient hospital service revenue; and

- (5) Appropriating funds out of the Hospital Sustainability Program Special Fund for fiscal year 2017-2018 and fiscal year 2018-2019.

The Department of Human Services, Hawaii Health Systems Corporation Corporate Board of Directors, Mayor of the County of Hawaii, The Queen's Health Systems, One Kalakaua Senior Living, The Chamber of Commerce Hawaii, Healthcare Association of Hawaii, and Hawaii Pacific Health testified in support of this measure.

Your Committees have amended this measure by:

- (1) Making the appropriations unspecified amounts;
- (2) Changing its effective date to July 1, 2020, to facilitate further discussion; and
- (3) Making a technical, nonsubstantive amendment for clarity.

Should the Committee on Finance deliberate on this measure, your Committees respectfully request that it consider appropriating \$65,000,000 out of the Hospital Sustainability Program Special Fund for each year of fiscal biennium 2017-2019.

As affirmed by the records of votes of the members of your Committees on Human Services and Health that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 397, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 397, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 5. Noes, none. Excused, 2 (Oshiro, Tupola).

Health: Ayes, 5. Noes, none. Excused, 2 (Oshiro, Tupola).

SCRep. 1164 Human Services/Health on S.B. No. 530

The purpose of this measure is to support the Long-Term Care Ombudsman Program on Oahu by establishing and appropriating funds for one full-time equivalent (1.00 FTE) permanent program specialist IV position for the City and County of Honolulu and for contract services through the Office of the Long-Term Care Ombudsman in the Counties of Hawaii, Kauai, and Maui.

The State Long-Term Care Ombudsman, Americans for Democratic Action, AARP Hawaii, Legacy Hilo Rehabilitation & Nursing Center, and several individuals testified in support of this measure. The Executive Office on Aging, County of Hawaii Mayor, County of Hawaii Office of Aging, and two individuals commented on this measure.

Your Committees have amended this measure by:

- (1) Changing its effective date to July 1, 2070, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Human Services and Health that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 530, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 530, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 5. Noes, none. Excused, 2 (Oshiro, Tupola).

Health: Ayes, 5. Noes, none. Excused, 2 (Oshiro, Tupola).

SCRep. 1165 Human Services/Health on S.B. No. 533

The purpose of this measure is to appropriate funds for the Aging and Disability Resource Center, which helps older adults, individuals with disabilities, and family caregivers find long-term supports and services available in the State.

The State Council on Developmental Disabilities, County of Hawaii Office on Aging, City and County of Honolulu Department of Community Services, Policy Advisory Board for Elder Affairs, Catholic Charities Hawaii, Lanakila Pacific, Healthcare Association of Hawaii, AARP Hawaii, Hawaii Family Caregiver Coalition, International Longshore and Warehouse Union Local 142, Hawaii Pacific Health, and several individuals testified in support of this measure. The Executive Office on Aging provided comments on this measure.

Your Committees have amended this measure by changing its effective date to July 1, 2070, to facilitate further discussion.

Should the Committee on Finance hear this measure, your Committees respectfully request that it consider appropriating \$1,710,000 for each year of the 2017-2019 Fiscal Biennium for the Aging and Disability Resource Center.

As affirmed by the records of votes of the members of your Committees on Human Services and Health that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 533, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 533, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 5. Noes, none. Excused, 2 (Oshiro, Tupola).

Health: Ayes, 5. Noes, none. Excused, 2 (Oshiro, Tupola).

SCRep. 1166 Human Services on S.B. No. 748

The purpose of this measure is to ensure that child care facility inspection information is available to the public by requiring the Department of Human Services to:

- (1) Post its inspection records of child care facilities on a public website; and
- (2) Submit an annual report to the Legislature on certain information from inspection records of child care facilities.

Numerous concerned individuals supported this measure. The Department of Human Services provided comments.

Your Committee has amended this measure by changing the effective date to January 1, 2019.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 748, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 748, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).

SCRep. 1167 Human Services on S.B. No. 185

The purpose of this measure is to require child care providers licensed or registered by the Department of Human Services to obtain and maintain liability insurance coverage beginning January 1, 2019.

Numerous concerned individuals supported this measure. The Department of Human Services provided comments.

Your Committee has amended this measure by changing the effective date to July 1, 2070, to facilitate further discussion.

Your Committee notes that requiring all licensed or registered child care providers to obtain and maintain liability insurance coverage may provide financial security to families who require child care services but may also have unintended consequence of increased costs to providers to maintain liability insurance coverage.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 185, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 185, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).

SCRep. 1168 Labor & Public Employment on S.B. No. 924

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for collective bargaining unit (1) and their excluded counterparts.

The Department of Budget and Finance; University of Hawaii; Hawaii Health Systems Corporation; East Hawaii Region of Hawaii Health Systems Corporation; and United Public Workers, AFSCME, Local 646, AFL-CIO testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 924, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 924, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1169 Labor & Public Employment on S.B. No. 914

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for collective bargaining unit (2) and their excluded counterparts.

The Department of Budget and Finance; University of Hawaii; Hawaii Health Systems Corporation; East Hawaii Region of Hawaii Health Systems Corporation; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 914, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 914, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1170 Labor & Public Employment on S.B. No. 915

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for collective bargaining unit (3) and their excluded counterparts.

The Department of Budget and Finance; University of Hawaii; Hawaii Health Systems Corporation; East Hawaii Region of Hawaii Health Systems Corporation; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 915, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 915, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1171 Labor & Public Employment on S.B. No. 916

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for collective bargaining unit (4) and their excluded counterparts.

The Department of Budget and Finance; University of Hawaii; Hawaii Health Systems Corporation; East Hawaii Region of Hawaii Health Systems Corporation; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 916, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 916, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1172 Labor & Public Employment on S.B. No. 917

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (5) and their excluded counterparts.

The Department of Budget and Finance and Hawaii State Teachers Association testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 917, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 917, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1173 Labor & Public Employment on S.B. No. 918

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (6) and their excluded counterparts.

The Department of Budget and Finance and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 918, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 918, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1174 Labor & Public Employment on S.B. No. 919

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (7) and their excluded counterparts.

The Department of Budget and Finance; University of Hawaii; and University of Hawaii Professional Assembly testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 919, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 919, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1175 Labor & Public Employment on S.B. No. 920

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (8) and their excluded counterparts.

The Department of Budget and Finance; University of Hawaii; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 920, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 920, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1176 Labor & Public Employment on S.B. No. 921

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for collective bargaining unit (9) and their excluded counterparts.

The Department of Budget and Finance; University of Hawaii; East Hawaii Region of Hawaii Health Systems Corporation; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 921, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 921, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1177 Labor & Public Employment on S.B. No. 922

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for collective bargaining unit (10) and their excluded counterparts.

The Department of Budget and Finance; University of Hawaii; Hawaii Health Systems Corporation; East Hawaii Region of Hawaii Health Systems Corporation; and United Public Workers, AFSCME, Local 646, AFL-CIO testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 922, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 922, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1178 Labor & Public Employment on S.B. No. 923

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (11) and their excluded counterparts.

The Department of Budget and Finance and Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 923, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 923, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1179 Labor & Public Employment on S.B. No. 925

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for collective bargaining unit (13) and their excluded counterparts.

The Department of Budget and Finance; Hawaii Health Systems Corporation; East Hawaii Region of Hawaii Health Systems Corporation; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 925, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 925, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1180 Labor & Public Employment on S.B. No. 926

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (14) and their excluded counterparts.

The Department of Budget and Finance and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 926, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 926, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1181 Labor & Public Employment on S.B. No. 133

The purpose of this measure is to ensure that the Hawaii Employer-Union Health Benefits Trust Fund (EUTF) and the Employees' Retirement System (ERS) update their financial status information on a more frequent basis by:

- (1) Requiring the actuary of the EUTF to annually prepare a valuation report of the fund;
- (2) Requiring the actuary to include an update of assumptions specific to the fund at least once every three years in the annual valuation of the fund; and
- (3) Reducing the maximum period between experience studies of the ERS from five to three years.

The EUTF provided comments on this measure.

Your Committee has amended this measure by:

- (1) Changing the time period for the actuary to include an update of assumptions specific to the fund from at least once every three years to an unspecified amount of time;
- (2) Changing the maximum period between experience studies of the ERS from three years to an unspecified amount of time; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 133, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 133, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1182 Labor & Public Employment on S.B. No. 935

The purpose of this measure is to authorize the Hawaii Employer-Union Health Benefits Trust Fund (EUTF) to employ staff through the civil service system and to appropriate funds for that purpose.

The EUTF Board of Trustees and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing the appropriation amounts to unspecified amounts; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance deliberate on this measure further, your Committee respectfully requests that it consider appropriating \$86,837 for fiscal year 2017-2018 and \$104,616 for fiscal year 2018-2019.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 935, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 935, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1183 Labor & Public Employment on S.B. No. 930

The purpose of this measure is to provide a mechanism for the Hawaii Employer-Union Health Benefits Trust Fund to void unclaimed property in a similar way to the Unclaimed Property Program of the Department of Budget and Finance.

The Hawaii Employer-Union Health Benefits Trust Fund supported this measure.

Your Committee has amended this measure by changing the \$500 cap for unclaimed property or Medicare Part B premiums to an unspecified amount. Technical, nonsubstantive amendments were also made for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 930, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 930, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1184 Labor & Public Employment on S.B. No. 675

The purpose of this measure is to clarify the grounds that an employer, employment agency, or labor organization may take employment action without committing a discriminatory practice under the State's anti-discrimination law.

The Chamber of Commerce Hawaii and Society for Human Resource Management – Hawaii Chapter supported this measure. The Hawaii State Commission on the Status of Women, Hawaii Civil Rights Commission, International Longshore and Warehouse Union Local 142, LGBT Caucus of the Democratic Party of Hawaii, Fujiwara & Rosenbaum, LLLC, and one concerned individual opposed this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 675, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 675, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1185 Labor & Public Employment on S.B. No. 969

The purpose of this measure is to make an emergency appropriation to provide funds for the Department of Human Resources Development to pay workers' compensation claims required by Hawaii Workers' Compensation Law.

Pursuant to requirements set forth in Article VII, Section 9, of the Hawaii State Constitution, the Governor, in Governor's Message No. 4 to the Legislature, requested immediate consideration of this bill by the Legislature to provide funds needed to pay workers' compensation claims.

The Department of Human Resources Development testified in support of this measure. The Department of Budget and Finance provided comments.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount from \$1,700,000 to an unspecified amount;
- (2) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

The Governor, in Governor's Message No. 5 to the Legislature, indicated that the original appropriation amount of \$1,700,000 requested in this measure may be insufficient to cover the anticipated workers' compensation expenses for the balance of fiscal year 2016-2017. Should the Committee on

Finance deliberate on this measure further, your Committee respectfully requests that it consider appropriating \$2,400,000 for workers' compensation payments.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 969, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 969, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1186 Labor & Public Employment on S.B. No. 944

The purpose of this measure is to appropriate funds to the Department of Budget and Finance for collective bargaining cost items related to the transition of affected Maui region hospital employees to employment with Maui Health System, a Kaiser Foundation Hospitals LLC.

The Department of Budget and Finance; United Public Workers, AFSCME, Local 646, AFL-CIO; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure. Hawaii Health Systems Corporation supported the intent of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance deliberate on this measure further, your Committee respectfully requests that it consider appropriating \$30,000,000 for the foregoing collective bargaining cost items.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 944, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 944, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1187 Labor & Public Employment on S.B. No. 631

The purpose of this measure is to exclude tangible and nonperishable gifts received on behalf of the state by an elected or appointed official from the reporting requirements of the State Code of Ethics; provided that the gifts are recorded and remain as property of the State.

The League of Women Voters of Hawaii and Common Cause Hawaii supported this measure. The Hawaii State Ethics Commission and State Foundation on Culture and the Arts provided comments.

Your Committee has amended this measure by clarifying that the excluded tangible and nonperishable gifts be listed in a public record maintained by the respective state agency as property of the State.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 631, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 631, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1188 Labor & Public Employment on S.B. No. 859

The purpose of this measure is to allow an employee to have a chaperone present during a medical examination relating to a work injury under workers' compensation and, with the examining physician or surgeon's approval, use a recording device during the medical examination.

The Hawaii Medical Association, Hawaii Injured Workers Association, International Longshore and Warehouse Union Local 142, Vocational Management Consultants, Inc., Work Injury Medical Association of Hawaii, International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO, and several individuals testified in support of this measure. The Department of Labor and Industrial Relations testified in support of the intent. The Hawaii Insurers Council, General Contractors Association of Hawaii, The Chamber of Commerce Hawaii, and Hawaiian Electric Co. Inc., and its subsidiaries Maui Electric Company, Ltd., and Hawaii Electric Light Company, Inc. testified in opposition. The Department of Human Resources Development and Department of Human Resources of the City and County of Honolulu provided comments.

Your Committee has amended this measure by clarifying that an employee's designated chaperone is prohibited from obstructing an examination in the same manner and subject to the same penalties as the employee.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 859, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 859, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1189 Labor & Public Employment on S.B. No. 1236

The purpose of this measure is to amend Act 188, Session Laws of Hawaii 2016, to facilitate completion of the study of closed claims in the State's workers' compensation system as mandated by the Act.

More specifically, this measure:

- (1) Requires the Auditor to contract with a suitable entity, rather than an actuarial firm, to perform the study;
- (2) Requires the study to include the processing time for closed claims;
- (3) Extends the deadline for completion of the study by one year to November 30, 2018, and the deadline to submit the study to the Legislature to 20 days prior to the convening of the Regular Session of 2019; and
- (4) Appropriates funds for the study; provided that funds are matched by fees assessed to workers' compensation insurers, workers' compensation captive insurers, and workers' compensation self-insureds.

The Department of Labor and Industrial Relations and International Longshore and Warehouse Union Local 142 testified in support of this measure. The Office of the Auditor supported the intent of this measure.

Your Committee has amended this measure by:

- (1) Changing the deadline for completion of the study to November 30 of an unspecified year; and
- (2) Changing the deadline to submit the study to the Legislature to 20 days prior to the convening of the Regular Session of an unspecified year.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1236, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1236, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1190 Transportation on S.B. No. 420

The purpose of this measure is to establish a criminal offense for intentionally or knowingly directing the beam from a laser or laser scope that produces over 5 milliwatts of energy at an occupied aircraft. This measure establishes a misdemeanor offense for pointing a laser at an aircraft and a class C felony for such actions that interfere with the pilot's aircraft operations or injure any person on board.

The Department of Transportation, Honolulu Police Department, and two individuals supported this measure.

Your Committee finds that in recent years the number of incidents in which aircraft have become targets of green laser lights while flying or landing at an airport has grown, presenting a significant aviation safety risk. Between 2006 and 2016, 21,500 incidents involving laser devices and aircraft were reported by pilots to the Federal Aviation Administration. The State's existing penal code does not adequately address situations in which an individual who aims a laser light at an occupied aircraft causes injuries to those on board or causes delays in flight schedules. This measure will deter such actions and help ensure flight and passenger safety by establishing criminal offenses and corresponding penalties for directing a laser light at an occupied aircraft.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 420, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Nakamura, McDermott).

SCRep. 1191 Transportation on S.B. No. 1016

The purpose of this measure is to extend from June 30, 2017, to June 30, 2022, the end date of the Department of Transportation and its contractors' temporary exemption from certain state land use and environmental requirements for bridge rehabilitation projects provided by Act 218, Session Laws of Hawaii 2012.

The Department of Transportation supported this measure. The Office of Hawaiian Affairs and an individual opposed this measure.

Your Committee finds that the Highways Division of the Department of Transportation is responsible for providing a safe, efficient, and effective land transportation system for the safe movement of people and goods. A critical component of the land transportation system is the hundreds of bridges that span the many streams, rivers, and gulches across the islands. The Department, however, has not been able to keep pace with the increasing need to upgrade and replace aging bridges.

Act 218, Session Laws of Hawaii 2012, expedites the bridge rehabilitation and replacement program by providing a temporary exemption from certain state land use and environmental requirements. This exemption is set to expire on June 30, 2017. The extension of time authorized by this measure will allow the Department of Transportation to complete construction of the listed bridge rehabilitation and replacement projects in the most efficient manner possible.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1016, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Nakamura, McDermott).

SCRep. 1192 Economic Development & Business on S.B. No. 901

The purpose of this measure is to delete the requirement that the Governor appoint members representing the county economic development boards and University of Hawaii to the Aerospace Advisory Committee and instead allow those members to be selected by the entity that they are to represent on the Committee.

The Department of Business, Economic Development, and Tourism supported this bill.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 901 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1193 Water & Land on S.B. No. 1088

The purpose of this measure is to:

- (1) Appropriate funds for certification of a reforestation carbon project at Haleakala, Maui, operated by the Department of Land and Natural Resources, under an established forest carbon standard certification system; and
- (2) Require the Department to submit an annual report on the project certification to the Governor and Legislature.

The Office of Environmental Quality Control and one concerned individual testified in support of this measure. The Department of Land and Natural Resources, State Environmental Council, and Life of the Land commented on this measure.

Your Committee has amended this measure by:

- (1) Deleting the portion of its preamble explaining carbon sequestration;
- (2) Specifying that the funds shall be appropriated from the Natural Area Reserve Fund rather than the general fund;
- (3) Adding language that provides that contractors and other third parties who receive funds under this section may be subject to review and inspection by the Department of Land and Natural Resources, the Attorney General, or the Auditor;
- (4) Requiring all contracts, investors, and memorandums of understandings to be listed in the Department's annual audit report to the Legislature;
- (5) Changing the effective date to July 1, 2050; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1088, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1088, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1194 Water & Land on S.B. No. 808

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources for the operational expenses and staffing costs of the Hawaii Association of Conservation Districts.

Hawaii Association of Conservation Districts, Mauna Kea Soil & Water Conservation District, East and West Kauai Soil and Water Conservation Districts, South Oahu Soil and Water Conservation District, Kona Soil and Water Conservation District, Maui County Farm Bureau, Hawaii Farm Bureau, Maui Chamber of Commerce, Land Use Research Foundation of Hawaii, Hawaii Aquaculture and Aquaponics Association, Hawaii Cattlemen's Council, Local Food Coalition, McCandless Ranch, Larry Jeffs Farms, LLC, Ponoholo Ranch Limited, Monsanto, Island Princess Macadamia, and numerous individuals

testified in support of this measure. The Department of Agriculture; Department of Land and Natural Resources; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; provided comments on this measure.

Your Committee has amended this measure by:

- (1) Narrowing down the preamble to only its purpose section; and
- (2) Changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 808, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 808, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Lowen).

SCRep. 1195 Water & Land on S.B. No. 284

The purpose of this measure is to correct an error in the Supplemental Appropriations Act of 2016 by clarifying that the capital improvement project for Maalea Small Boat Harbor on Maui was for plans, design, and construction for pier improvements, rather than dredging.

The Department of Land and Natural Resources and an individual testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 284, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 284, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Lowen).

SCRep. 1196 Human Services on H.C.R. No. 10

The purpose of this measure is to increase collaboration among state agencies to better serve children, youth, and families with complex needs in the State by urging the Department of Education, Department of Health, Department of Human Services, and the Judiciary to permanently establish the Hawaii Interagency State Youth Network of Care.

The Judiciary, Department of Education, Department of Human Services, State Council on Developmental Disabilities, Hawaii Youth Services Network, Friends of Children's Mental Health, and two individuals testified in support of this measure.

Your Committee has amended this measure by making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 10, as amended herein, and recommends that it be referred to your Committee on Education in the form attached hereto as H.C.R. No. 10, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Tupola).

SCRep. 1197 Intrastate Commerce on S.B. No. 392

The purpose of this measure is to clarify the circumstances under which a proxy, for condominium association meeting purposes, shall be counted for quorum purposes only.

Specifically, this measure clarifies that if a proxy is a standard proxy form authorized by a condominium association, and the proxy is returned with no box checked or more than one box checked, the proxy shall be counted for quorum purposes only.

Hawaii State Association of Parliamentarians, Associa, Hawaii Council of Apartment Owners, and three concerned individuals supported this measure. Hui 'Oia'i'o and a concerned individual offered comments.

Your Committee has amended this measure by changing its effective date to July 1, 2090, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 392, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 392, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Woodson).

SCRep. 1198 Intrastate Commerce on S.B. No. 609

The purpose of this measure is to require that peer reviews of public accountancy firms be governed by the Statements on Standards for Attestation Engagements adopted by the American Institute of Certified Public Accountants in its entirety.

The Board of Public Accountancy supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2090, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 609, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 609, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Woodson).

SCRep. 1199 Public Safety on S.B. No. 655

The purpose of this measure is to allow the news media to access closed emergency areas under certain circumstances.

Among other things, this measure:

- (1) Allows a duly authorized credentialed representative of any news service, newspaper, radio station, television station, or online news distribution network, under certain conditions, to enter an area closed pursuant to the emergency management powers of the Governor or Mayors;
- (2) Limits the liability of the State and counties arising from media representatives entering a closed emergency area; and
- (3) Specifies that the State, counties, and emergency management officials are not responsible for providing logistical support to news media accessing closed emergency areas.

The Hawaii Emergency Management Agency, Department of Emergency Management of the City and County of Honolulu, Big Island Press Club, and The Maritime Group supported this measure. The Hawaii Association for Justice opposed this measure. The Department of Transportation offered comments.

Your Committee has amended this measure by clarifying that media access shall be limited to duly authorized representatives of any news service, newspaper, radio station, television station, or online news distribution network.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 655, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 655, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1200 Public Safety on S.B. No. 955

The purpose of this measure is to establish the Hawaii State Fusion Center as a program under the Office of Homeland Security that would be overseen by a director to be appointed by the Director of Homeland Security.

The Hawaii Emergency Management Agency, Office of Homeland Security, Department of Human Services, and Honolulu Police Department supported this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2090, to promote further discussion; and
- (2) Making technical, nonsubstantive, amendments for clarity, consistency, and style.

Should your Committee on Finance deliberate this measure further, your Committee respectfully suggests that it consider requiring the Hawaii State Fusion Center director appointee to have expertise and experience in fields that relate to the position.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 955, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 955, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1201 Public Safety on S.B. No. 603

The purpose of this measure is to create restrictions and guidelines on the use of administrative segregation and disciplinary segregation in correctional facilities.

The American Civil Liberties Union of Hawaii, Community Alliance on Prisons, Ho‘omana Pono, LLC., Hawaii Friends of Restorative Justice, and many concerned individuals supported this measure. The Department of Public Safety and United Public Workers, AFSCME, Local 646, AFL-CIO opposed this measure. A concerned individual offered comments.

Your Committee has amended this measure by replacing its contents with provisions that require:

- (1) The Department of Public Safety to expand the current environmental impact statement process for potential sites for the Oahu Community Correctional Center relocation; and
- (2) The Director of Public Safety to report to the 2018 Legislature on:
 - (A) Consideration of alternative sites of 4.5 acres in size or larger as potential sites for the Oahu Community Correctional Center relocation and the results following consultation with the task force created by House Concurrent Resolution No. 85 (2016) and the Corrections Population Management Commission; and
 - (B) Solitary confinement, administrative segregation, and disciplinary segregation in Hawaii and Arizona correctional facilities that house Hawaii inmates.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 603, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 603, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1202 Housing on S.B. No. 1210

The purpose of this measure is to:

- (1) Authorize the counties to develop public-private partnerships to construct relief sewers for affordable housing development projects; and
- (2) Require the Mayor of each county to designate an officer to oversee the public-private partnerships entered into by the respective county.

An individual testified in support of this measure. The City and County of Honolulu Department of Environmental Services, Building Industry Association of Hawaii, and APEC Hawaii commented on this measure.

Your Committee has amended this measure by changing its effective date to July 4, 2050, to facilitate further discussion on this measure.

Should the Committee on Finance deliberate on this measure, your Committee respectfully requests that it consider the following issues raised by stakeholders in testimony at public hearing:

- (1) Whether requiring the Mayor of each county to designate an officer to oversee any public-private partnerships entered into by the respective county relates to internal county operations and, therefore, is inappropriate for inclusion in state statutes;
- (2) Whether public-private partnerships should be authorized not only for sewer infrastructure but for other municipal infrastructure as well, such as water and storm drains; and
- (3) Whether one entity in each county should oversee all public-private partnerships in the county to support coordinated assessment and implementation of public-private partnership projects.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1210, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1210, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1203 Ocean, Marine Resources, & Hawaiian Affairs on S.B. No. 961

The purpose of this measure is to amend the membership of the Hawaiian Homes Commission to reduce the number of members required from the City and County of Honolulu and add one member from the island of Lanai.

The Department of Hawaiian Home Lands, Office of Hawaiian Affairs, Kailapa Community Association, Ho‘omana Pono, LLC., and several individuals testified in support of this measure.

Your Committee has amended this measure by changing its effective date to December 24, 2088, to encourage further discussion. Technical changes were also made for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 961, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 961, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1204 Veterans, Military, & International Affairs, & Culture and the Arts on S.B. No. 1074

The purpose of this measure is to plan and coordinate the celebration of the fiftieth anniversary of the Hawaii State Capitol by appropriating funds to the State Foundation on Culture and the Arts to assist the task force in charge of the celebration.

The State Foundation on Culture and the Arts, Center for Hawaiian Sovereignty Studies, and International Longshore and Warehouse Union Local 142 supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2017.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1074, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1074, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Onishi).

SCRep. 1205 Veterans, Military, & International Affairs, & Culture and the Arts on S.B. No. 283

The purpose of this measure is to honor veterans and their role in Maui history by renaming Mokulele Highway as Maui Veterans Highway.

The Office of Veterans' Services and a concerned individual supported this measure. The Department of Transportation supported the intent of the measure.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 283 and recommends that it pass Second Reading and be referred to your Committee on Transportation.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Onishi, Woodson).

SCRep. 1206 Veterans, Military, & International Affairs, & Culture and the Arts on S.B. No. 602

The purpose of this measure is to support disabled veterans in Hawaii by repealing the requirement that a disabled veteran must receive disability retirement pay from the armed forces to be exempt from the payment of annual vehicle registration fees.

The Office of Veterans' Services and a concerned individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 602 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Onishi, Woodson).

SCRep. 1207 Veterans, Military, & International Affairs, & Culture and the Arts on S.B. No. 1073

The purpose of this measure to promote the arts in Hawaii by appropriating funds to the State Foundation on Culture and the Arts to support the artist fellowship program, which awards one-time fellowships to promising local artists.

The State Foundation on Culture and the Arts supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2017.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1073, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1073, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Onishi).

SCRep. 1208 Economic Development & Business on S.B. No. 900

The purpose of this measure is to support and improve the Hawaii Community-based Economic Development Technical and Financial Assistance Program (Program) that assists in the establishment and development of community-based enterprises in the State by:

- (1) Deleting the requirement that a "community-based organization" must be membership-based;
- (2) Reducing the membership of the Community-based Economic Development Advisory Council to ten members from twelve members;
- (3) Allowing grants to be made for the provision of technical assistance to community-based organizations;
- (4) Deleting the requirement that an applicant for a grant must show that the grant is consistent with the purposes of the Program for a continuous period of at least five years; and
- (5) Clarifying that the applicant for a grant shall comply with all state and federal laws prohibiting discrimination, which includes, among other things, discrimination on the basis of sexual orientation, disability, or any other protected characteristics.

The Department of Business, Economic Development, and Tourism, Hawaii Alliance for Community-Based Economic Development, and Waianae Economic Development Council supported this bill.

Your Committee has amended this measure by changing its effective date to July 1, 2038, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 900, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 900, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1209 Agriculture on S.B. No. 776

The purpose of this measure is to mitigate the threats and impacts of invasive species in the State by:

- (1) Restructuring the Hawaii Invasive Species Council into a new entity, the Hawaii Invasive Species Authority (Authority), to be attached administratively to the Department of Agriculture; and
- (2) Appropriating funds for the operation of the Authority and for relevant interagency invasive species projects and research.

The Department of Agriculture, Department of Transportation, Department of Land and Natural Resources, College of Tropical Agriculture and Human Resources of the University of Hawaii at Manoa, Coordinating Group on Alien Pest Species, Hawaii Cattlemen's Council, The Nature Conservancy of Hawaii, Hawaii Island School Garden Network, Hawaii Green Growth, Local Food Coalition, Democratic Party of Hawaii, and three individuals supported this measure. The Environmental Caucus of the Democratic Party of Hawaii supported the intent of this measure. Animal Rights Hawaii opposed this measure. The Department of the Attorney General, Office of the Mayor of the County of Hawaii, and Hawaii Farm Bureau provided comments.

Your Committee has amended this measure by:

- (1) Clarifying the definition of "department" to mean any governmental entity whose representative or designee is a member of the Authority;
- (2) Clarifying that the invasive species list designated for control or eradication shall be adopted by the Authority by rule;
- (3) Changing its effective date to July 31, 2150, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 776, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 776, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1210 Agriculture on S.B. No. 803

The purpose of this measure is to promote food safety by:

- (1) Establishing an income tax credit to assist farmers with expenses associated with compliance with the Federal Food Safety Modernization Act; and

- (2) Establishing the Food Safety Modernization Act Special Fund.

The Hawaii Farm Bureau, Maui Chamber of Commerce, Hawaii Cattlemen's Council, Maui County Farm Bureau, Ulupono Initiative, and three individuals supported this measure. The Department of Agriculture supported the intent of this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments.

Your Committee notes that there was considerable discussion about other methods that may be used to assist farmers in meeting Food Safety Modernization Act requirements, including other tax credits or grants.

Your Committee has amended this measure by changing the effective date of this measure to July 31, 2150, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 803, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 803, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1211 Agriculture on S.B. No. 882

The purpose of this measure is to designate the month of October as "Farm to School Month in Hawaii".

The Department of Agriculture, Department of Education, Department of Health, University of Hawaii, Hawaii Farm Bureau, Hawaii Farm to School and School Garden Hui, Kokua Hawaii Foundation, Hawaii Academy of Nutrition and Dietetics, and two concerned individuals supported this measure. The Hawaii Island School Garden Network submitted comments.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 882 and recommends that it pass Second Reading and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1212 Agriculture on S.B. No. 1313

The purpose of this measure is to establish a statewide agricultural development and food resiliency strategy and goals, in line with the recommendations of the Increased Food Security and Food Self-Sufficiency Strategy. This measure also appropriates funds to:

- (1) Promote locally grown food;
- (2) Expand and improve branding of locally grown food;
- (3) Promote farmers' markets;
- (4) Establish a farm to school pilot program in charter schools;
- (5) Develop good agricultural practices for school gardens;
- (6) Establish specialist positions to certify farm food safety;
- (7) Develop regional agriculture infrastructure master plans; and
- (8) Restore food inspection, pest control, biosecurity, market research, and agricultural statistics positions.

The University of Hawaii, Ulupono Initiative, Hawaii Island School Garden Network, and a few concerned individuals supported this measure. The Department of Agriculture, Office of Planning, and Hawaii Farm Bureau supported the intent of the measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 31, 2150, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that a concern was raised in testimony at the public hearing that this measure, while definitely worthy, focuses on and prioritizes food production over other equally important forms of agriculture, which also merit support.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1313, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1313, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1213 Agriculture on S.B. No. 624

The purpose of this measure is to require the Department of Agriculture, in cooperation with the Office of the Governor, to establish a strategic plan that identifies benchmarks to achieve the Governor's goal of doubling food production and increase food exports by 2020.

The Hawaii Farm Bureau, Ulupono Initiative, Hawaii Island School Garden Network, and two concerned individuals supported this measure. The Department of Agriculture supported the intent of the measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 31, 2150, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 624, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 624, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1214 Water & Land on S.B. No. 987

The purpose of this measure is to expand the application and uses of the transaction fee for Board of Conveyances filings related to deregistered land authorized under Act 120, Session Laws of Hawaii 2009, and clarify that the transaction fee shall be repealed on the effective date of administrative rules adopted by the Department of Land and Natural Resources that include the establishment of a transaction fee or on July 1, 2022, whichever occurs first.

The Department of Land and Natural Resources, Board of Water Supply, First American Title Company, Inc., Hawaii Land Title Association, Data Trace, and several individuals testified in support of this measure. One individual testified in opposition to this measure.

Your Committee has amended this measure by:

- (1) Including staffing as one of the allowable uses of the transaction fee moneys;
- (2) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and accuracy.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 987, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 987, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Ichiyama, Lowen, Fukumoto).

SCRep. 1215 Human Services on S.B. No. 27

The purpose of this measure is to appropriate funds to restore basic adult dental benefits to Medicaid enrollees, with a requirement that the Department of Human Services obtain the maximum federal matching funds available for this expenditure.

The State Council on Developmental Disabilities, Disability and Communication Access Board, Ho'ola Lahui Hawaii, Hawaii Primary Care Association, AlohaCare, Waianae Coast Comprehensive Health Center, Community Clinic of Maui dba Malama I Ke Ola Health Center, Waimanalo Health Center, The Queen's Health Systems, Lanai Community Health Center, Hawaii Public Health Association, Hawaii Public Health Institute, PHOCUSED, Healthcare Association of Hawaii, West Hawaii Community Health Center, Waikiki Health, Hawaii Dental Service, Hawaii Pacific Health, Partners in Care, We Are One, Inc., and several individuals testified in support of this measure. The Department of Human Services, Department of Health, and an individual provided comments on this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2070, to facilitate further discussion.

Should the Committee on Finance deliberate on this measure, your Committee respectfully requests that it consider appropriating \$4,704,480 for fiscal year 2017-2018 and \$9,408,960 for fiscal year 2018-2019 to restore basic adult dental benefits to Medicaid enrollees.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 27, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 27, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Oshiro, Tupola).

SCRep. 1216 Human Services on S.B. No. 422

The purpose of this measure is to clarify requirements and procedures for a family court order granting visitation rights to grandparents.

Specifically, this measure:

- (1) Requires a finding that denial of reasonable visitation would cause significant harm to the child;
- (2) Establishes a rebuttable presumption that a parent's decision regarding visitation is in the best interest of the child;
- (3) Provides that in awarding reasonable grandparent visitation, the court shall apply the same standards, consideration, and procedures for parent visitation under existing state law; and
- (4) Specifies that violation of the terms and conditions of an order awarding reasonable grandparent visitation rights may be prosecuted as contempt of court in accordance with existing state law.

An individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 7, 2070, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 422, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 422, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 5; Ayes with Reservations (Har, Kobayashi). Noes, none. Excused, 2 (Oshiro, Tupola).

SCRep. 1217 Ocean, Marine Resources, & Hawaiian Affairs on S.B. No. 1240

The purpose of this measure is to require the Department of Land and Natural Resources to submit proposed legislation by the Regular Session of 2019, which sets forth a definition of "sustainable", a policy for sustainable collection practices of nearshore aquatic life, and limits on aquatic life collection.

The Mayor of the County of Hawaii, Conservation Council for Hawaii, Animal Rights Hawaii, Kihei Community Association, For The Sea Productions, Environmental Caucus of the Democratic Party of Hawaii, Sustainable Action Fund for the Environment, Snorkel Bob's Hawaii, Keiko Conservation International, Dolphin Excursions Hawaii, Inc., We Are One, Inc., Ocean Tourism Coalition, Ho'omana Pono, LLC., The Humane Society of the United States and Humane Society International, and numerous individuals testified in support of this measure. Coral Fish Hawaii, Hawaii Goes Fishing, and many individuals testified in opposition to this measure. The Department of Land and Natural Resources, Endangered Habitats League, Trilogy Excursions, and numerous individuals commented on this measure.

Your Committee notes that at the public hearing, a testifier who is a fisherman testified that he would support the bill if it were to be amended so that current fishers can finish out their careers.

Your Committee has amended this measure by:

- (1) Adding language that prohibits the issuance of new aquarium fishing permits and the transfer of existing permits;
- (2) Adding a severability clause; and
- (3) Changing its effective date to December 24, 2088 to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1240, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1240, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (DeCoite, Takayama, Thielen). Noes, none. Excused, none.

SCRep. 1218 Human Services on H.C.R. No. 7

The purpose of this measure is to urge the Department of Human Services to examine the application process for the Preschool Open Doors Program to ensure accessibility for all who qualify, and to submit a report to the Legislature on its findings and recommendations prior to the Regular Session of 2018.

The Early Childhood Action Strategy, Hawaii Children's Action Network, and three individuals testified in support of this measure. The Department of Human Services provided comments on this measure.

Your Committee has amended this measure by making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 7, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 7, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Tupola).

SCRep. 1219 Human Services on H.C.R. No. 11

The purpose of this measure is to encourage the Department of Human Services Med-QUEST Division to implement an income disregard program that will enable workers with disabilities to seek or maintain employment, while also retaining necessary Medicaid benefits and supports.

The Department of Human Services, State Council on Developmental Disabilities, Hawaii Disability Rights Center, Lanakila Pacific, and an individual testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 11 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Tupola).

SCRep. 1220 Human Services on H.C.R. No. 34

The purpose of this measure is to request the Executive Office on Aging and the University of Hawaii Center on Aging to convene an adult education working group to:

- (1) Review adult education services and opportunities presently offered to seniors;
- (2) Consider the effectiveness of consolidating programs to provide new and improved learning opportunities; and
- (3) Explore other potential education programs that might be beneficial to seniors.

The Department of Education, AARP Hawaii, and three individuals testified in support of this measure. An individual opposed this measure. The Executive Office on Aging and the Dean of the University of Hawaii at Manoa Myron B. Thompson School of Social Work provided comments on this measure.

Your Committee has amended this measure by:

- (1) Clarifying that the Executive Office on Aging is part of the working group; and
- (2) Making technical, nonsubstantive amendments for clarity.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 34, as amended herein, and recommends that it be referred to your Committee on Higher Education in the form attached hereto as H.C.R. No. 34, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Tupola).

SCRep. 1221 Human Services on H.C.R. No. 35

The purpose of this measure is to request the University of Hawaii Center on Aging to convene a task force to:

- (1) Review current elder and kupuna care services and anticipated demands for these services and determine requirements for adequate training, workforce expansion, service expansion, and financing to address current needs and anticipated demands; and
- (2) Submit a report to the Legislature prior to the Regular Session of 2018 on its findings and recommendations.

Lanakila Pacific, AARP Hawaii, and two individuals testified in support of this measure. The Executive Office on Aging and Dean of the University of Hawaii at Manoa Myron B. Thompson School of Social Work commented on this measure.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 35 and recommends that it be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Tupola).

SCRep. 1222 Human Services on H.C.R. No. 46

The purpose of this measure is to request the Auditor to conduct a study to assess the impact of using Medicaid funds to provide coverage for the treatment of homelessness, including costs to provide coverage for the chronically homeless population in the State, and to submit findings and recommendations to the Legislature prior to the Regular Session of 2018.

An individual testified in support of this measure. An individual opposed this measure. The Governor's Coordinator on Homelessness and Department of Human Services commented on this measure.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 46 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Tupola).

SCRep. 1223 Human Services on H.C.R. No. 63

The purpose of this measure is to request the Auditor to conduct a sunrise review of the licensure of gerontologists and to submit findings and recommendations to the Legislature prior to the Regular Session of 2018.

Your Committee notes that Section 26H-6, Hawaii Revised Statutes, requires certain regulatory measures to be referred to the Auditor for analysis if the regulatory measure being considered for enactment would subject unregulated professions and vocations to licensing upon enactment.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 63 and recommends that it be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Tupola).

SCRep. 1224 Human Services on H.C.R. No. 65

The purpose of this measure is to urge the Department of Human Services (DHS) to adopt administrative rules and take all actions necessary, as permitted by federal law, to disregard the Social Security Act Title II benefit or any increase in that benefit that makes an individual ineligible for supplemental security income and Medicaid.

The State Council on Developmental Disabilities; Hawaii Disability Legal Services, LLLC; The Arc in Hawaii; and several individuals testified in support of this measure. DHS and an individual commented on this measure.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 65 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Tupola).

SCRep. 1225 Human Services on H.R. No. 32

The purpose of this measure is to urge the Department of Human Services (DHS) to adopt administrative rules and take all actions necessary, as permitted by federal law, to disregard the Social Security Act Title II benefit or any increase in that benefit that makes an individual ineligible for supplemental security income and Medicaid.

The State Council on Developmental Disabilities; Hawaii Disability Legal Services, LLLC; The Arc in Hawaii; and several individuals testified in support of this measure. An individual opposed this measure. DHS commented on this measure.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 32 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Belatti, Tupola).

SCRep. 1226 Housing/Water & Land on S.B. No. 715

The purpose of this measure is to expand the membership of the Special Action Team on Affordable Rental Housing established by Act 127, Session Laws of Hawaii 2016, to include the Executive Director of the Hawaii Community Development Authority (HCDA) and the Executive Director of the Hawaii Public Housing Authority (HPHA).

The Office of Planning, HPHA, and two individuals testified in support of this measure. HCDA provided comments on the measure.

Your Committees have amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 715, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 715, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 7. Noes, none. Excused, none.

Water & Land: Ayes, 6. Noes, none. Excused, 3 (Ichiyama, Say, Fukumoto).

SCRep. 1227 Housing on S.B. No. 1266

The purpose of this measure is to preserve the Front Street Apartments (Apartments) on Maui as an affordable rental housing project.

Specifically, this measure:

- (1) Directs the Hawaii Housing Finance and Development Corporation (HHFDC) or other appropriate state entity to initiate negotiations to extend affordable rents at the Apartments or acquire the Apartments, subject to certain conditions;
- (2) Specifies that if the parties are unable to agree to an extension of affordable rents or acquire the Apartments, HHFDC or the appropriate state entity can exercise eminent domain to acquire the Apartments; and
- (3) Appropriates funds for negotiating with the owners of the Apartments' real property and improvements to extend the period of affordable rents to at least until the year 2027, acquire the real property and improvements, or commence the condemnation process.

Hawaii Appleseed Center for Law & Economic Justice; Maui County Council Chair; Maui County Council Member representing East Maui; Maui Chamber of Commerce; and numerous individuals testified in support of this measure. Front Street Affordable Housing Partners testified in opposition to this measure. HHFDC, Mayor of the County of Maui, and a few individuals provided comments on this measure.

Your Committee recognizes the options provided in this measure regarding the affordability of rental housing at the Apartments. Your Committee also appreciates the comments and concerns raised by various stakeholders and supports further deliberation to resolve these concerns in an equitable manner.

Upon careful consideration, your Committee has amended this measure by:

- (1) Extending the period of affordable rents at the Apartments to at least until the year 2032; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1266, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1266, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 1228 Human Services/Health on S.B. No. 285

The purpose of this measure is to support the Nursing Facility Sustainability Program by extending the program for two additional years and appropriating funds therefor from the Nursing Facility Sustainability Program Special Fund.

The Hawaii Health Systems Corporation, The Queen's Health Systems, One Kalakaua Senior Living, Healthcare Association of Hawaii, The Chamber of Commerce Hawaii, and Hawaii Pacific Health supported this measure. The Department of Human Services provided comments.

Your Committees have amended this measure by:

- (1) Changing the appropriation to an unspecified amount; and
- (2) Changing the effective date to July 1, 2020, to facilitate further discussion.

Should your Committee on Finance deliberate on this measure, your Committees respectfully request that it insert an appropriation amount of \$14,000,000 for the Nursing Facility Sustainability Program.

As affirmed by the records of votes of the members of your Committees on Human Services and Health that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 285, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 285, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 5. Noes, none. Excused, 2 (Oshiro, Tupola).

Health: Ayes, 5. Noes, none. Excused, 2 (Oshiro, Tupola).

SCRep. 1229 Human Services on S.B. No. 519

The purpose of this measure is to provide a safe mechanism for reporting citizen complaints regarding officer-involved domestic violence by ensuring that reports involving allegations of domestic violence by a police officer against a family or household member do not have to be in writing or sworn to by the complainant.

The Hawaii State Commission on the Status of Women, Hawaii State Democratic Women's Caucus, Americans for Democratic Action, Hawaii Women's Coalition, and one individual testified in support of this measure. The State of Hawaii Organization of Police Officers testified in opposition. The City and County of Honolulu Prosecuting Attorney provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 7, 2075; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 519, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 519, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 5; Ayes with Reservations (Har). Noes, none. Excused, 2 (Oshiro, Tupola).

SCRep. 1230 Higher Education on S.B. No. 141

The purpose of this measure is to support physician workforce assessment and planning to assist the strategic recruitment and retention of physicians for rural and medically underserved areas in Hawaii by allowing the John A. Burns School of Medicine of the University of Hawaii to continue to receive a portion of the physician workforce assessment fee until June 30, 2022.

The Department of Labor and Industrial Relations, John A. Burns School of Medicine of the University of Hawaii, Hawaii Medical Board, Office of the Mayor of the County of Hawaii, Hawaii State Center for Nursing, Hawaii Academy of Family Physicians, Hawaii Medical Association, East Hawaii Region of Hawaii Health Systems Corporation, Hawaii Pacific Health, Lāna'i Community Health Center, The Queen's Health Systems, American Organization of Nurse Executives Hawaii, International Longshore and Warehouse Union Local 142, Maui County Area Health Education Center, and many individuals supported this measure.

Your Committee notes that five years is not enough time to evaluate the efficacy of the physician workforce assessment fee and finds that in ten years, the physician workforce should reach its critical mass. Your Committee has accordingly amended this measure by extending the sunset date to allow the John A. Burns School of Medicine of the University of Hawaii to continue to receive a portion of the physician workforce assessment fee to June 30, 2027.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 141, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 141, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 3 (Har, Ing, Woodson).

SCRep. 1231 Higher Education on S.B. No. 826

The purpose of this measure is to appropriate funds for a distance learning center in the Puna district within Hawaii Community College to provide greater access to secondary education in the Puna district.

The University of Hawaii at Hilo, University of Hawaii Community College System, Office of the Mayor of the County of Hawaii, and an individual supported this measure.

Your Committee has amended this measure by requiring the University of Hawaii to submit a report to the Legislature on the distance learning center in the Puna district within Hawaii Community College, including the status, budget needs, challenges, and any proposed legislation, no later than 20 days prior to the convening of the Regular Session of 2018.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 826, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 826, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Har, Ing).

SCRep. 1232 Higher Education on S.B. No. 1294

The purpose of this measure is to establish and appropriate funds for an Undergraduate Health Sciences Academy at the University of Hawaii to increase recruitment and retention of Native Hawaiian, Pacific Islander, and first generation college students.

The Department of Health, University of Hawaii, Kamehameha Schools, Waimānalo Health Center, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, Native Hawaiian Health Task Force, Ka Lāhui Hawaii Political Action Committee, and numerous individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1294, S.D. 1, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Har, Ing).

SCRep. 1233 Housing on S.B. No. 1244

The purpose of this measure is to, among other things:

- (1) Allow the Hawaii Community Development Authority (HCDA) to waive a right to repurchase a reserved or workforce unit and transfer the right of repurchase to a qualified nonprofit housing trust;
- (2) Allow the counties to waive their right of first refusal to repurchase certain privately-developed affordable housing units and transfer that right of repurchase to a qualified nonprofit housing trust;
- (3) Allow the Hawaii Housing Finance and Development Corporation (HHFDC) to waive its first option to repurchase certain real property and transfer the right to repurchase to a qualified nonprofit housing trust; and
- (4) Amend the means of calculating the maximum price for HHFDC's first option to purchase real property.

Hawaii Association of REALTORS, Gentry Homes, Maui Chamber of Commerce, In-State Partners, and two individuals testified in support of this measure. The City and County of Honolulu Department of Planning and Permitting opposed this measure. HHFDC and HCDA provided comments on this measure.

Upon careful consideration, your Committee has amended this measure by:

- (1) Adding the contents from H.B. No. 1335, H.D. 1, which was heard by your Committee earlier this session, and which:
 - (A) Amends the State Low-Income Housing Tax Credit so that certain provisions of the Internal Revenue Code related to at-risk rules, deductions, and passive activity loss limitations do not apply with respect to investments in buildings and projects claiming the credit; and
 - (B) Appropriates funds to establish one full-time equivalent (1.00 FTE) position to oversee the Low-Income Housing Tax Credit Program;
- (2) Changing its effective date to January 1, 2050, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1244, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1244, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1234 Tourism on S.B. No. 704

The purpose of this measure, as received by your Committee, is to establish an online vacation rental working group to better understand the issues and impacts related to online vacation rentals of residential properties and develop strategies to mitigate any adverse impacts caused by this industry.

The Hawaii Tourism Authority, Department of Planning and Permitting of the City and County of Honolulu, Hawaii Appleseed Center for Law & Economic Justice, Expedia, Inc., International Longshore and Warehouse Union Local 142, Rental By Owner Awareness Association, Unite Here Local 5, Save Oahu's Neighborhoods, North Shore Neighbors, and several concerned individuals supported this measure. The Department of Taxation, Department of Business, Economic Development and Tourism, Hawaii Association of REALTORS, American Hotel and Lodging Association, Airbnb, and a concerned individual offered comments.

Your Committee has amended this measure by deleting its contents and inserting the substantive provisions of House Bill No. 1471, H.D. 1, which was heard by your Committee earlier this session. As amended, this measure recognizes the dynamic changes occurring in the vacation rental sector by:

- (1) Promoting ease and efficiency in the collection of transient accommodations and general excise taxes by establishing a framework allowing transient accommodations brokers to register as tax collection agents for the collection and remittance of general excise and transient accommodations taxes owed by transient accommodations operators and plan managers using the brokers' services; and
- (2) Allocating transient accommodations tax revenues to the counties for fiscal year 2017-2018 for compliance and enforcement of the transient accommodations tax.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 704, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 704, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1235 Economic Development & Business on S.B. No. 761

The purpose of this measure is to address a fiscal technicality that prevented an appropriation of \$1,000,000 for the HI Growth Initiative Program (Program) for fiscal year 2016-2017 from being expended. This measure re-appropriates the funds to the Program, provided that at least \$1,000,000 from the previous appropriation lapses to the general fund on June 30, 2017.

The High Technology Development Corporation, Hawaii Strategic Development Corporation, The Chamber of Commerce Hawaii, Maui Chamber of Commerce, Stafford Capitol Partners, Startup Capital Ventures, Hawaii Island Business Plan Competition, GVS Accelerator, Honua Studio, GVS Connect, Showcase Hawaii Productions LLC, Reef Capital Ventures, Data Science, Angelix Digital Animation, Twenty20Sound, Hawaii Action Academy, LocaleIQ, and numerous concerned individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 761, S.D. 2, and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1236 Economic Development & Business on S.B. No. 1306

The purpose of this measure is to establish within the Department of Business, Economic Development, and Tourism an Office of Public-Private Partnership to increase economic development in the State through collaboration between the public and private sectors.

The Department of Business, Economic Development, and Tourism supported this measure. The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO submitted comments.

Upon further consideration, your Committee has amended this measure by deleting its contents and inserting the substantive provisions of H.B. No. 627 H.D. 2, which addresses the issues relating to the administration of public-private partnerships and was previously heard in the House earlier this session. As amended, this measure:

- (1) Authorizes and funds the position of State Public-Private Partnership Coordinator under the Director of Business, Economic Development, and Tourism to manage all private-public partnerships entered into by the State and manage all associated contracts, proposals, and negotiations;
- (2) Exempts public-private partnerships entered into by the Hawaii Public Housing Authority; and
- (3) Takes effect on July 1, 2038.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1306, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1306, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1237 Economic Development & Business on S.B. No. 1086

The purpose of this measure, as received by your Committee, is to ensure that the Motion Picture, Digital Media, and Film Production Income Tax Credit (Tax Credit) continues to benefit Hawaii by:

- (1) Extending the Tax Credit an additional five years to January 1, 2024;
- (2) Clarifying that qualifying production costs must be expended in the State to qualify for the Tax Credit;
- (3) To qualify for the Tax Credit, requiring a production to provide evidence of ability to understand and navigate, recognition of, and reasonable efforts to respect cultural and environmental sensitivities, including complying with guidelines when filming in sensitive areas and retaining the services of cultural resources or historical, cultural, or language experts to advise the production;
- (4) Specifying that a production that claims more than \$8,000,000 in Tax Credits must provide an advanced community screening of the finished production in the county where the majority of the production took place;
- (5) Requiring taxpayers to prequalify the production for the Tax Credit by registering with and receiving a certification from the Hawaii Film Office;

- (6) Providing that the failure to submit the required written, sworn statement to the Department of Business, Economic Development, and Tourism (DBEDT) identifying qualified production costs, tax credits claimed, and local hiring information may constitute a waiver of the right to claim the Tax Credit;
- (7) Establishing an annual aggregate cap of \$30,000,000 on the Tax Credit and allowing taxpayers to claim the credit in subsequent years if the cap has already been reached;
- (8) Specifying that the DBEDT annual reporting requirement regarding fiscal impact to the State entails reporting on those film productions receiving the Tax Credit; and
- (9) Clarifying that the amendments of this measure to section 235-17, Hawaii Revised Statutes, relating to the Tax Credit, shall be applicable to taxable years beginning after December 31, 2050.

The County of Kauai Office of Economic Development, Commissioner of the Honolulu Film Justice Film Commission of the City and County of Honolulu, International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artist and Allied Crafts Local 665, Screen Actors Guild-American Federation of Television and Radio Artists, Hawaii Teamsters & Allied Workers Local 996, American Federation of Musicians Local 667, Hawaii State AFL-CIO, and International Longshore and Warehouse Union Local 142 supported this bill. The Department of Business, Economic Development, and Tourism supported the intent of this measure. The Department of Taxation, University of Hawaii, Office of Auditor, Mayor of the County of Hawaii, Tax Foundation of the Hawaii, Motion Picture Association of America, Inc., and NBC Universal Media, LLC submitted comments.

Upon further consideration, your Committee has amended this measure by deleting its contents and inserting the substantive provisions of H.B. No. 423, H.D. 2, which addresses issues confronting the Tax Credit and was previously heard in the House earlier this session. As amended, this measure:

- (1) Extends the Tax Credit to January 1, 2024;
- (2) Provides an optional 35 percent credit for qualified production costs in a county with a population of 700,000 or less; provided that certain criteria are met;
- (3) Provides an optional credit of ten percent of qualified payroll costs for local employees in any county with a population of 700,000 or less; provided that certain criteria are met;
- (4) Grants a taxpayer the option of providing the State alternative marketing opportunities as a condition of claiming the Tax Credit and updates reporting requirements accordingly;
- (5) Requires evidence of reasonable efforts to acquire products and services locally as a condition of claiming the Tax Credit;
- (6) Requires a verification review of the information submitted to DBEDT to determine the credit amount; and
- (7) Takes effect on July 1, 2038.

Your Committee notes that the University of Hawaii suggested amendments to require production companies to contribute to workforce development efforts of the University of Hawaii through its creative media program.

Your Committee further notes that the Tax Foundation of Hawaii expressed concerns regarding the Tax Credit that merit further consideration. The Tax Foundation of Hawaii noted that this measure appears to address the Auditor's recent audit of the Tax Credit and suggested further examination of the following:

- (1) The Department of Taxation's inclusion of out-of-state expenses and insurance premiums as qualified production costs contrary to the plan language of the statute;
- (2) Whether the Tax Credit is justified by interstate competition to attract production business to the State; and
- (3) Whether a study is needed to determine what the Tax Credit has done for the State's economy or tax revenue.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1086, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1086, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1238 Water & Land on S.B. No. 558

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources' Division of Forestry and Wildlife, Maui branch, to establish invasive species technician positions in east Maui to address invasive plants and animals.

The Department of Agriculture, Hawaii Farm Bureau, Hawaii Cattlemen's Council, Conservation Council for Hawaii, and three concerned individuals testified in support of this measure. Animal Rights Hawaii testified in opposition to this measure. The Department of Land and Natural Resources commented on this measure.

Your Committee has amended this measure by:

- (1) Specifying that the funds for invasive species technician positions shall be used to control invasive plants and animals statewide, rather than limiting fund expenditure to East Maui;
- (2) Specifying that the funds shall be appropriated from an unspecified special fund rather than the general fund;
- (3) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (4) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 558, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 558, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Ichiyama, Lowen, Fukumoto).

SCRep. 1239 Education on S.B. No. 197

The purpose of this measure is to address overcrowding in Hawaii's public schools by providing funding for start-up grants to assist one or more new pre-opening public charter schools.

The State Public Charter School Commission; Office of Hawaiian Affairs; Goodwill Industries of Hawaii, Inc.; The Maritime Group, LLC; Hawaii Public Charter Schools Network, Kamehameha Schools; and an individual supported this measure. The Hawaii State Teachers Association and IMUAlliance opposed this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2051, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance deliberate on this measure further, your Committee on Education respectfully notes that \$250,000 is the estimated amount of funds needed for start-up grants to assist pre-opening public charter schools.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 197, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 197, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (McKelvey).

SCRep. 1240 Education on S.B. No. 199

The purpose of this measure is to support public charter schools in Hawaii by:

- (1) Requiring that funds for teacher incentive programs, bonuses, and other compensation that are required by law or collective bargaining and are in excess of regular wages cannot be paid out of a charter school's facilities funding or per-pupil funds;
- (2) Beginning with fiscal year 2018-2019, and each fiscal year thereafter, requiring that the request for such funds must be a separate line item in the General Appropriations Act and Supplemental Appropriations Act; and
- (3) Appropriating funds for teacher bonuses for hard-to-fill placement incentives and National Board certified teacher incentives for charter school teachers.

The State Public Charter School Commission, Hawaii Teacher Standards Board, Office of Hawaiian Affairs, Kamaile Academy Public Conversion Charter School, Kualapuu Public Conversion Charter School, Hawaii Public Charter Schools Network, Hawaii State Teachers Association, Kamehameha Schools, Hookakoo Corporation, and two concerned individuals supported this measure. The Department of Budget and Finance submitted comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2051, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 199, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 199, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (McKelvey).

SCRep. 1241 Education on S.B. No. 215

The purpose of this measure is to repeal the Education Research and Development Revolving Fund because it is dormant and does not meet statutory self-sustaining criteria.

The Department of Education supported this measure.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 215 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Creagan).

SCRep. 1242 Education on S.B. No. 195

The purpose of this measure is to support public education in Hawaii by appropriating funds for Personnel Specialist II and Educational Specialist II positions within the Hawaii Teacher Standards Board.

The State Public Charter School Commission, Hawaii Teacher Standards Board, Hawaii State Teachers Association, and several concerned individuals supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2051, to encourage further discussion.

Should your Committee on Finance choose to deliberate further on this measure, your Committee notes that the estimated amount needed for the appropriations is \$280,000.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 195, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 195, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (McKelvey).

SCRep. 1243 Education on S.B. No. 1100

The purpose of this measure is to improve the records-management system of the Department of Education by:

- (1) Allowing student records to be digitized, computerized, or minified through the use of scanning equipment or any other similar digitization process, or microfilm or any other similar photographic process, as long as the method used creates an unalterable record;
- (2) Clarifying that student records must be retained in the original or reproduced form for a minimum of 100 years following the student's transfer, graduation, or other separation from the Department of Education;
- (3) Authorizing student records to be destroyed after the specified retention period or upon digitization, computerization, or minification, in a manner that preserves the confidentiality of the information in the record; and
- (4) Authorizing the Department of Education to partner with the Hawaii Correctional Industries Program to engage in a three-year student records modernization pilot project and making an appropriation for this purpose.

The Department of Education supported this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2051, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1100, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1100, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (McKelvey).

SCRep. 1244 Education/Economic Development & Business on S.B. No. 619

The purpose of this measure is to provide K-12 students with more career options by requiring the Department of Education, in collaboration and consultation with the Department of Business, Economic Development, and Tourism; the Department of Labor and Industrial Relations; and the University of Hawaii, to develop and implement a K-12 curriculum to career pipeline initiative that will enable students to enter the State's workforce upon graduation from high school.

The Department of Business, Economic Development and Tourism; Hawaii State Teachers Association; Hawai'i P-20; and three individuals testified in support of this measure. The Department of Education and The Chamber of Commerce Hawaii supported the intent of this measure.

Your Committees have amended this measure by:

- (1) Changing its effective date to July 1, 2051, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Education and Economic Development & Business that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 619, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 619, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Education: Ayes, 8. Noes, none. Excused, 1 (Ing).

Economic Development & Business: Ayes, 5. Noes, none. Excused, 1 (Johanson).

SCRep. 1245 Higher Education on S.B. No. 272

The purpose of this measure is to appropriate funds to the University of Hawaii at Hilo for programs, studies, and activities related to the prevention and eradication of rat lungworm disease.

The Mayor of the County of Hawaii, Chancellor of the University of Hawaii at Hilo, Kauai Invasive Species Committee, Hawaii Farm to School and School Garden Hui, Hawaii Farm Bureau, Progressive Democrats of Hawaii, and numerous individuals testified in support of this measure. The Department of Health, Department of Land and Natural Resources, Department of Agriculture, and Daniel K. Inouye College of Pharmacy at the University of Hawaii at Hilo testified in support of the intent of this measure. A concerned individual provided comments.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 272, S.D. 2, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Har, Ing).

SCRep. 1246 Higher Education on S.B. No. 560

The purpose of this measure is to appropriate funds for the University of Hawaii to translate the Hawaii State Constitution into the Hawaiian language.

Aha Punana Leo and several concerned individuals testified in support of this measure. The Chancellor of the University of Hawaii at Hilo testified in support of the intent of this measure. The Center for Hawaiian Sovereignty Studies testified in opposition to this measure.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 560, S.D. 1, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Har, Ing).

SCRep. 1247 Higher Education on S.B. No. 723

The purpose of this measure is to:

- (1) Codify the responsibility of the University of Hawaii community colleges to provide occupational training and certification programs designed to rapidly qualify persons to fill new and hard-to-fill classes of positions in the public and private sector that require technical skills; and
- (2) Appropriate funds for the occupational training and certification programs.

The University of Hawaii, Department of Human Resources Development, and a concerned individual supported this measure.

Your Committee has amended this measure by:

- (1) Requiring the University of Hawaii to submit a report to the Legislature on the results of the rapid occupational training and certification programs; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 723, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 723, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Har, Ing).

SCRep. 1248 Higher Education on S.B. No. 848

The purpose of this measure is to establish a high-functioning Hawaiian medium pathway of education alongside the State's current, dominant, English medium pathway by:

- (1) Requiring the Hawaiian Language College at the University of Hawaii at Hilo to:
 - (A) Be internally administered primarily through the Hawaiian language, operate year-round, and offer and administer a variety of programs and qualifications; and
 - (C) Increase its functional scope to include, among other things, Native American languages and other endangered languages;
- (2) Authorizing the Hawaiian Language College to offer its programs worldwide and through electronic means;
- (3) Authorizing the University of Hawaii System to establish a pilot program to implement Hawaiian language instruction and develop new ideas, practices, and processes relative to Hawaiian language medium education;
- (4) Requiring the directors of the Hawaiian language programs of the University of Hawaii System to join with the President of the University of Hawaii, the former working group created by S.R. No. 97, S.D. 1, Regular Session of 2015, and appropriate community members, to develop an implementation plan to address the system-wide Hawaiian language goals set forth in the report by the working group; and
- (5) Requiring annual reports to the Legislature by the University of Hawaii on the progress and status of its Hawaiian language implementation plan.

The Office of Hawaiian Affairs; Public Charter School Board of Ke Kula 'O Nāwahīkalanī-'opu'u; Guam Department of Education; Native Hawaiian Education Council; Pāunana Leo o Ko'olau Poko Preschool; Hale Kuamo'o Hawaiian Language Center; Faculty Senate of Ka Haka 'Ula O Ke'elikōlani College of Hawaiian Language; Ka Haka 'Ula O Ke'elikōlani Hawaiian Language College; Hawaiian Affairs Caucus of the Democratic Party of Hawaii; Kamehameha Schools; Ukwanshin Kabudan; and numerous concerned individuals supported this measure. The Center for Hawaiian Sovereignty Studies opposed this measure. The University of Hawaii submitted comments.

Your Committee has amended this measure by:

- (1) Expanding the functional scope of the Hawaiian Language College to require it to collaborate with:
 - (A) Interested post-secondary educational institutions, including the University of Hawaii Maui College; and
 - (B) The University of Hawaii System in developing, establishing, and implementing any statewide pilot project to implement Hawaiian language instruction and develop new ideas, practices, and processes relative to Hawaiian language medium education;
- (2) Adding the Chancellor of the University of Hawaii Maui College, in addition to other Chancellors, to assist the President of the University of Hawaii in the authorized pilot project; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 848, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 848, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Har, Ing).

SCRep. 1249 Higher Education on S.B. No. 1040

The purpose of this measure is to require the University of Hawaii system to develop a campus master plan that includes academic and facilities plans and five- and ten-year timelines for each University of Hawaii campus.

The University of Hawaii provided comments on this measure.

Your Committee has amended this measure by including the requirement that the campus master plan be budget neutral or done in a fiscally responsible manner in the list of goals the campus master plan should strive to achieve.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1040, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1040, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Har, Ing).

SCRep. 1250 Higher Education on S.B. No. 1082

The purpose of this measure is to support the Hawaii Community College Agriculture Program (Program) by appropriating funds for the hiring of a farm coordinator and equipment.

The Department of Agriculture, Vice President for Community Colleges of the University of Hawaii, and Hawaii Farm Bureau supported this measure.

Your Committee has amended this measure by:

- (1) Specifying that the University of Hawaii at Hilo shall work with the County of Hawaii for the provision of equipment, staffing, and facilities for the operation of the Program; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance deliberate on this measure, your Committee respectfully requests inserting the following appropriation amounts:

- (1) \$43,000 for the hiring of a farm coordinator; and
- (2) \$207,000 for Program equipment and facilities, adjusted for inflation.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1082, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1082, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Har, Ing).

SCRep. 1251 Higher Education on S.B. No. 1162

The purpose of this measure is to:

- (1) Establish the Hawaii Promise Program to provide scholarships for the unmet direct cost needs of qualified students enrolled at any University of Hawaii campus, including community college campus;
- (2) Establish the Hawaii Promise Program Special Fund administered by the University of Hawaii to provide financial assistance to qualified students through the Hawaii Promise Program; and
- (3) Appropriate funds to establish and implement the Hawaii Promise Program.

The University of Hawaii, Office of Hawaiian Affairs, Faculty Senate at Leeward Community College, University of Hawaii Student Caucus, Associated Students of the University of Hawaii at Windward Community College, Associated Students of the University of Hawaii-West Oahu, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, National Federation of Filipino American Association Region 12, Filipino American Citizens League, Nursing Advocates & Mentors, Inc., Filipino-American Advocacy Network, PangKAalamang SAmahan ng mga MAg-aaral-Philippine Studies Student Society at University of Hawaii: Leeward Community College, Kai Hawaii Inc., University of Hawaii Alumni Association, UHM Office of Multicultural Student Services, Graduate Student Organization at the University of Hawaii at Manoa, Kamehameha Schools, and numerous concerned individuals supported this bill.

Your Committee has amended this measure by:

- (1) Requiring a student enrolled at a community college to maintain at least a 2.0 grade point average and a student enrolled in any other University of Hawaii campus to maintain a 2.5 grade point average;
- (2) Adding as an additional requirement to qualify for the Hawaii Promise Program, that the student commit to residing in the State for at least five years after receiving a baccalaureate degree to pursue a graduate degree or an employment opportunity; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that several school-age persons testified that should they qualify for the Hawaii Promise Program (Program), they would be willing to stay in Hawaii for five years after receiving their degrees. Your Committee finds that the Program will benefit Hawaii's youth by providing them the opportunity to pursue a post-secondary education at University of Hawaii System campuses without incurring educational debts. Your Committee firmly believes that the Program will cause Hawaii's youth to return to and use their degrees in Hawaii to contribute to a knowledge-based economy.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1162, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1162, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Har, Ing).

SCRep. 1252 Human Services/Education on S.B. No. 500

The purpose of this measure is to provide a standardized framework and funding for after-school programs in public middle and intermediate schools.

Specifically, this measure:

- (1) Statutorily-establishes the Resources for Enrichment, Athletics, Culture, and Health (R.E.A.C.H) Program within the Department of Education (DOE) Community Engagement Office;
- (2) Authorizes the Community Engagement Office to contract with various entities to provide after-school programs to public middle and intermediate schools and to oversee other aspects of the R.E.A.C.H. Program; and
- (3) Establishes the R.E.A.C.H. Program Special Fund to supplement the costs of administering and operating the R.E.A.C.H. Program.

The Office of the Lieutenant Governor, Office of Youth Services, State Public Charter School Commission, Office of Hawaiian Affairs, Robert Louis Stevenson Middle School, Kapolei Middle School, Ka'u-Kea'au-Pahoa Intermediate/Middle School Athletics Program, Hawaii Youth Services Network, Hawaii Medical Service Association, Hawaii Public Charter Schools Network, Family Programs Hawaii, Hui for Excellence in Education, Hawaii Alliance of Boys and Girls Clubs, High Tech Youth Network, Connections Public Charter School, Hawaii Children's Action Network, American Heart Association, and several individuals testified in support of this measure. DOE testified in support of this measure with amendments. The Department of Budget and Finance submitted comments on this measure.

Your Committees have amended this measure by:

- (1) Changing references in the measure from "Community Engagement Office" to "Department of Education"; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Human Services and Education that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 500, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 500, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 5. Noes, none. Excused, 2 (Oshiro, Tupola).

Education: Ayes, 5. Noes, none. Excused, 4 (Creagan, McKelvey, Ohno, Matsumoto).

SCRep. 1253 Human Services on S.B. No. 534

The purpose of this measure is to improve care for elderly persons in the State by:

- (1) Requiring the Executive Office on Aging (EOA) to establish the Kupuna Caregivers Program to assist family caregivers in obtaining care for elders while remaining in the workforce;
- (2) Making the establishment of the Kupuna Care Program mandatory rather than discretionary; and
- (3) Clarifying the kupuna service and support options provided by area agencies on aging within the Kupuna Care Program.

The Hawaii State Commission on the Status of Women, Policy Advisory Board for Elder Affairs, Mental Health America of Hawaii, Women's Caucus of the Democratic Party of Hawaii, Healthcare Association of Hawaii, AARP Hawaii, Hawaii Applesseed Center for Law and Economic Justice, Caring Across Generations, Hawaii Family Caregiver Coalition, Faith Action for Community Equity, Hawaii Public Health Association, Hawai'i Pacific Health, ILWU Local 142, Hawaii Women's Coalition, and numerous concerned individuals supported this measure. The EOA, American Congress of Obstetricians and Gynecologists, Catholic Charities Hawaii, Lanakila Pacific, and three concerned individuals provided comments.

Your Committee has amended this measure by:

- (1) Clarifying the role of caregivers and care recipients in the two programs by replacing references to participants with references to care recipients;
- (2) Specifying that the EOA shall establish the Kupuna Caregivers Program and Kupuna Care Program subject to available funds;
- (3) Requiring, rather than allowing, the Director of the EOA to adopt rules for the Kupuna Caregivers Program;
- (4) Changing the effective date to July 1, 2070, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance deliberate on this measure, your Committee respectfully requests that it insert appropriation amounts of \$600,000 for fiscal year 2017-2018 and \$6,000,000 for fiscal year 2018-2019.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 534, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 534, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Oshiro, Tupola).

SCRep. 1254 Human Services on S.B. No. 522

The purpose of this measure is to strengthen the Safe Sleep Policy with respect to child care facilities registered or licensed by the Department of Human Services (DHS) by requiring these facilities to:

- (1) Place any child less than a year old on the child's back to sleep unless an alternate sleep position is authorized;
- (2) Discuss the Safe Sleep Policy with the child's parent or legal guardian before the child is enrolled in the facility;
- (3) Complete training in safe sleep practices; and
- (4) Report the death of a child, employee, or household member, and any illness or injury received at the facility to DHS within one working day of the occurrence.

Numerous individuals testified in support of this measure. The Department of Health, DHS, Hawaii Children's Action Network, and two individuals commented on this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2090, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 522, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 522, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5; Ayes with Reservations (Kobayashi). Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1255 Human Services on S.B. No. 21

The purpose of this measure is to increase the monetary penalties for and authorize referral for prosecution of criminal offenses arising from violations of the laws relating to child care facilities.

Numerous individuals testified in support of this measure. The Department of the Attorney General, Department of Human Services (DHS), Honolulu Police Department, City and County of Honolulu Department of the Prosecuting Attorney, Hawaii Children's Action Network, and an individual provided comments on this measure.

Your Committee has amended this measure by:

- (1) Specifying that referrals for prosecution may be made to the respective county police department rather than the respective county prosecutor, in addition to the Department of the Attorney General; and
- (2) Changing its effective date to January 7, 2090, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 21, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 21, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1256 Human Services on S.B. No. 511

The purpose of this measure is to:

- (1) Create a Child Care Facility Inspection Information Oversight Committee within the Department of Human Services (DHS);
- (2) Require DHS to post reports of all child care facility inspections beginning on January 1, 2018, and suspected or actual complaint violations, including DHS's findings and corrective actions on its website; and
- (3) Appropriate funds to implement and comply with the reporting requirements for child care facilities.

Numerous individuals testified in support of this measure. DHS and Hawaii Children's Action Network commented on this measure.

Your Committee has amended this measure by:

- (1) Deleting provisions relating to the creation of the Child Care Facility Inspection Information Oversight Committee;
- (2) Requiring DHS to post reports of inspections on its website, beginning with inspections occurring on January 1, 2019; and

- (3) Changing its effective date to July 1, 2090, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 511, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 511, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1257 Human Services on S.B. No. 2

The purpose of this measure is to require the Auditor to conduct a study to assess the impact of using Medicaid funds to provide coverage for the treatment of homelessness, including the costs to provide coverage for the chronically homeless population in the State, and to appropriate funds for this purpose.

The CHOW Project and several individuals testified in support of this measure. The Governor's Coordinator on Homelessness, Department of Human Services (DHS), Office of the Auditor, Mayor of the County of Hawaii, and Hawaii Substance Abuse Coalition provided comments on this measure.

Your Committee has amended this measure by:

- (1) Requiring the Auditor to conduct the study with the assistance of DHS;
- (2) Specifying that DHS may assist the Auditor in pursuing federal funds for the purpose of conducting the study; and
- (3) Changing its effective date to July 1, 2090, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5; Ayes with Reservations (Kobayashi). Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1258 Energy & Environmental Protection on S.B. No. 376

The purpose of this measure is to repeal chapter 269, part VIII, Hawaii Revised Statutes, relating to the interisland transmission system.

The Office of the Mayor of the County of Hawaii, Friends of Lana'i, and several individuals supported this measure. The Ulupono Initiative opposed this measure. The Department of Business, Economic Development & Tourism, Public Utilities Commission, and Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 28, 2081, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 376, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 376, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Kong).

SCRep. 1259 Energy & Environmental Protection on S.B. No. 665

The purpose of this measure is to address renewable energy tax incentives by replacing the current income tax credit for renewable energy technology systems with tax credits for solar energy or wind property and energy storage property.

The Distributed Energy Resources Council, Tesla, Ulupono Initiative, The Alliance for Solar Choice, and three individuals supported this measure. The Hawaii Solar Energy Association supported the intent of this measure. The Department of Business, Economic Development and Tourism, Department of Taxation, Tax Foundation of Hawaii, and Amber Kinetics provided comments.

Your Committee has amended this measure by:

- (1) Clarifying the definition of "grid-connected" to mean that the individual or corporate taxpayer has obtained an approved interconnection agreement from an electric utility for the solar energy property or whose facility does not have an existing tie to the electric grid;
- (2) Inserting a new part that establishes and appropriates funds for a building energy efficiency demonstration project within the Department of Transportation to set building energy efficiency standards that assist the State in reaching net zero emissions; and

- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance deliberate on this measure further, your Committee on Energy & Environmental Protection notes that this measure is intended to be revenue neutral and should not impact the state budget, and respectfully requests that the Committee on Finance confer with stakeholders on this measure, including the Department of Taxation, to evaluate its revenue neutrality.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 665, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 665, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Kong).

SCRep. 1260 Energy & Environmental Protection on S.B. No. 1104

The purpose of this measure is to authorize the issuance of special purpose revenue bonds for the purpose of assisting Maui All Natural Alternative, LLC, with the development, financing, and construction of a project to provide municipal sludge processing and renewable energy at the Wailuku-Kahului wastewater reclamation facility on Maui.

Alexander and Baldwin, Inc., Maui All Natural Alternative LLC, Ulupono Initiative, and a concerned individual testified in support of this measure. A concerned individual testified in opposition of this measure. The Department of Budget and Finance provided comments.

Your Committee has amended this measure by changing its effective date to January 28, 2081, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1104, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1104, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Kong).

SCRep. 1261 Energy & Environmental Protection/Agriculture on S.B. No. 1239

The purpose of this measure is to appropriate funds to the Department of Agriculture for research on prevention and mitigation of rapid ohia death.

The Department of Agriculture, Department of Land and Natural Resources, College of Tropical Agriculture and Human Resources of the University of Hawaii at Manoa, Office of the Mayor of the County of Hawaii, Hawaii Farm Bureau, Hawaii Green Growth, Kukaiau Ranch LLC, The Nature Conservancy of Hawaii, Conservation Council for Hawaii, Sierra Club of Hawaii, Hawaii Island School Garden Network, Democratic Party of Hawaii Education, Environmental, and Hawaiian Affairs Caucuses, The Maritime Group, LLC, Kalihi Palama Hawaiian Civic Club, and many individuals supported this measure.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Agriculture that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1239, S.D. 1, and recommend that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Energy & Environmental Protection: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Yamane).
Agriculture: Ayes, 5. Noes, none. Excused, 2 (Gates, Ing).

SCRep. 1262 Health on S.B. No. 505

The purpose of this measure is to establish additional safeguards for the use of prescription opioids to reduce instances of dependency, overdose, and death.

Specifically, this measure:

- (1) Requires execution of an informed consent process, subject to administration and monitoring by the Department of Health, between a patient and prescribing practitioner in circumstances that carry an elevated risk of creating dependency;
- (2) Establishes quantitative limits on opioid and benzodiazepine prescriptions, subject to specified exceptions; and
- (3) Clarifies the Board of Nursing's authority to enforce compliance with the Uniform Controlled Substance Act.

Your Committee received testimony in support of this measure from Early Childhood Action Strategy. Your Committee received testimony in opposition to this measure from the Department of Health, The Drug Policy Forum of Hawai'i, CHOW Project, and American Congress of Obstetricians and Gynecologists. The Department of Public Safety, Hawaii Medical Board, The Queen's Health Systems, Hawaii Medical Association, American Cancer Society Cancer Action Network, Hawaii College of Emergency Physicians, Hawaii Substance Abuse Coalition, American Society of Clinical Oncology, and Hawaii Society of Clinical Oncology submitted comments.

Your Committee has amended this measure by:

- (1) Deleting redundant language relating to prescriber registration with the controlled substance electronic prescription accountability system;
- (2) Clarifying that the currently allowable use of narcotic drugs for detoxification treatment refers to use in the process of medically managed withdrawal;
- (3) Changing its effective date to July 1, 2070, to promote further discussion; and
- (4) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 505, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 505, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1263 Health on S.B. No. 786

The purpose of this measure is to replace all references to "medical marijuana" or similar terms in state statutes and administrative rules and Department of Health documents, letterhead, websites, and other items with references to "medical cannabis" and similar terms.

Your Committee received testimony in support of this measure from The Drug Policy Forum of Hawai'i, Hawaii Association of Professional Nurses, and several individuals. The Department of Health and Department of Taxation submitted comments.

Your Committee has amended this measure by:

- (1) Clarifying that the Department of Health shall conform the terminology used in Hawaii Administrative Rules related to medical use of marijuana and medical marijuana dispensaries to meet the requirements of this measure when the Department amends those rules;
- (2) Changing its effective date to July 1, 2070, to facilitate further discussion; and
- (3) Making a technical, nonsubstantive amendment to correctly identify all instances where terminology shall be amended in the Hawaii Revised Statutes.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 786, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 786, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Oshiro).

SCRep. 1264 Health/Human Services on S.B. No. 536

The purpose of this measure is to appropriate funds to the Department of Health for a full-time Fall Prevention and Early Detection Coordinator within the Department's Emergency Medical Services and Injury Prevention System Branch as established by Act 153, Session Laws of Hawaii 2014.

Your Committees received testimony in support of this measure from Project Vision, International Longshore and Warehouse Union Local 142, Project Dana, Hawaii Chapter of the American Physical Therapy Association, American Medical Response, and several individuals. The Department of Health submitted comments.

Your Committees have amended this measure by changing its effective date to July 1, 2070, to encourage further discussion.

Your Committees note that, in the form in which it was introduced, this measure originally contained an appropriation amount of \$95,000 each for fiscal years 2017-2018 and 2018-2019. Should your Committee on Finance consider this measure further, your Committees respectfully request that it consider appropriating that amount for the Fall Prevention and Early Detection Coordinator position.

As affirmed by the records of votes of the members of your Committees on Health and Human Services that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 536, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 536, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Health: Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).
Human Services: Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).

SCRep. 1265 Health/Human Services on S.B. No. 975

The purpose of this measure is to address the unlawful or unauthorized use of disability parking permits by:

- (1) Establishing a misdemeanor offense for the unauthorized sale or purchase of a disability parking permit; and

- (2) Clarifying law enforcement authority to confiscate altered, invalid, or unauthorized disability parking permits.

Your Committees received testimony in support of this measure from three individuals. The Disability and Communication Access Board submitted comments.

Your Committees have amended this measure by:

- (1) Clarifying that the misdemeanor offense established by this measure does not apply to legitimately obtaining a disability parking permit in compliance with relevant statutes;
- (2) Adding a savings clause; and
- (3) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Health and Human Services that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 975, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 975, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chairs on behalf of the Committees.

Health: Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).

Human Services: Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).

SCRep. 1266 Health/Intrastate Commerce on S.B. No. 371

The purpose of this measure is to amend the name and composition of the Board of Dental Examiners to reflect the full scope of the Board's duties and to ensure adequate representation of dental hygienists.

Your Committees received testimony in support of this measure from Hawaii Dental Hygienists Association and several individuals. Your Committees received testimony in opposition to this measure from Hawaii Dental Association and numerous individuals. The Board of Dental Examiners and Office of Information Practices submitted comments.

Your Committees have amended this measure by:

- (1) Deleting language that would have changed the name of the Board of Dental Examiners to the Board of Dentistry and Dental Hygiene;
- (2) Amending the proposed Board composition to add one additional dental hygienist member and specify that of the three total hygienist members, two shall reside in the City and County of Honolulu and one shall reside in the County of Hawaii, Maui, or Kauai;
- (3) Changing its effective date to July 1, 2070, to encourage further discussion; and
- (4) Making technical, nonsubstantive changes for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Health and Intrastate Commerce that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 371, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 371, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.

Health: Ayes, 7; Ayes with Reservations (Har, Kobayashi). Noes, none. Excused, none.

Intrastate Commerce: Ayes, 6. Noes, none. Excused, 2 (Cachola, Woodson).

SCRep. 1267 Agriculture on S.B. No. 783

The purpose of this measure is to:

- (1) Repeal the provision that makes the claiming of the Important Agricultural Land Qualified Agricultural Cost Tax Credit contingent upon the repeal, exhaustion, or expiration of the tax credit for the aquarium and marine science and mammal research facility at Ko Olina Resort and Marina and the training and educational facilities at Makaha Resort;
- (2) Expand the definition of "qualified agricultural costs" to include expenditures for the clearing of, removal of trees and debris from, and soil restoration to correct any nutrient deficiency that is present on, former sugar and pineapple plantation lands that have been out of agricultural use for more than five years and are to be used primarily for agricultural purposes; and
- (3) Repealing the provision that requires the Department of Agriculture (DOA) to cease certifying credits after 2017.

DOA, Hawaii Farm Bureau, and two individuals testified in support of this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 31, 2150, to facilitate further discussion; and

- (2) Making technical, nonsubstantive amendments for clarity and style.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 783, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 783, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1268 Agriculture on S.B. No. 1255

The purpose of this measure is to authorize the issuance of special purpose revenue bonds to assist Honokaa Land Company, LLC, with acquiring, developing, and renovating various agricultural facilities and structures.

The Department of Agriculture and Honokaa Land Company, LLC testified in support of this measure. The Department of Budget and Finance provided comments on this measure.

Your Committee has amended this measure by:

- (1) Amending the amount of the special purpose revenue bonds to an unspecified amount; and
(2) Changing its effective date to July 31, 2150, to facilitate further discussion.

Your Committee finds that the issuance of special purpose revenue bonds under this measure is in the public interest and for the public health, safety, and general welfare. Your Committee also finds that the agricultural development and facilities renovations under this measure constitute a project as defined in part X, chapter 39A, Hawaii Revised Statutes, and the financing is assistance to an agricultural enterprise.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1255, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1255, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1269 Agriculture on S.B. No. 1288

The purpose of this measure is to authorize the issuance of special purpose revenue bonds to assist HPC Foods, Ltd., as a processing enterprise pursuant to part IV, chapter 39A, Hawaii Revised Statutes. HPC Foods, Ltd., requires bond funding for, among other things, processing and packing warehouse facilities and equipment, refrigeration facilities, and agricultural production.

The Department of Agriculture, Hawaii Farm Bureau, The Chamber of Commerce Hawaii, and Hawaii Food Manufacturers Association supported this measure. The Department of Budget and Finance submitted comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 31, 2150, to encourage further discussion; and
(2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1288, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1288, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1270 Water & Land on S.B. No. 1292

The purpose of this measure is to provide for the redevelopment of the Hilo area by establishing the framework, requirements, and conditions for redevelopment districts and specifically designating the Waiakea Peninsula Redevelopment District. This measure also facilitates the implementation of redevelopment districts by appropriating funds for the program, and making amendments to lease restrictions on public lands.

The University of Hawaii; The Chamber of Commerce Hawaii; East Hawaii Region of Hawaii Health Systems Corporation; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hawaii Construction Alliance; Building Industry Association of Hawaii; Hawaii Planing Mill, Ltd., dba HPM Building Supply, International Longshore and Warehouse Union Local 142; Kanoelehua Industrial Area Association; Hawaii Laborers-Employers Cooperation and Education Trust; and a few concerned individuals testified in support of this measure. The Department of Land and Natural Resources, Hawaii Community Development Authority, Department of Budget and Finance, Office of Hawaiian Affairs, and Office of the Mayor of the County of Hawaii commented on this measure.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1292, S.D. 2, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 4 (Evans, Ichiyama, Lee, Lowen).

SCRep. 1271 Judiciary on S.B. No. 26

The purpose of this measure is to appropriate funds as a grant-in-aid to the Office of the Prosecuting Attorney of the County of Hawaii for the Career Criminal Prosecution Unit.

The Department of the Attorney General, Office of the Prosecuting Attorney of the County of Hawaii, Department of the Prosecuting Attorney of the County of Maui, Office of the Prosecuting Attorney of the County of Kauai, and Department of the Prosecuting Attorney of the City and County of Honolulu testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 26, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Belatti, Lee, Morikawa).

SCRep. 1272 Judiciary on S.B. No. 137

The purpose of this measure is to statutorily authorize the University of Hawaii to establish and implement an Innovation and Commercialization Initiative Program to:

- (1) Promote, sponsor, and participate in transforming the products of the University's research and instructional activities into viable economic enterprises; and
- (2) Create, finance, and participate in economic enterprises, economic development, and workforce diversification using University research and personnel.

The University of Hawaii, University of Hawaii Professional Assembly, Hawaii Business Roundtable, Hawaii Venture Capital Association, Sultan Ventures, XLR8UH, and a concerned individual testified in support of this measure. A concerned individual testified in opposition to this measure. The Hawaii State Ethics Commission and Office of Information Practices provided comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 137, S.D. 2, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (Oshiro). Noes, none. Excused, 2 (Belatti, Lee).

SCRep. 1273 Judiciary on S.B. No. 207

The purpose of this measure is to promote the establishment of shared leave programs for public employees by:

- (1) Requiring the Judiciary, Legislature, and Executive Branch to each establish a shared leave program for their employees;
- (2) Removing the preclusion of leave sharing between employees of different departments or branches of government because of administrative infeasibility; and
- (3) Allowing the counties to establish a shared leave program for county employees.

This measure also removes the requirement that the employee's designation of beneficiary form be written, notarized, and filed with the Comptroller or other disbursing officer who issues warrants or checks to pay an employee for services. This amendment would allow beneficiary information to be maintained electronically and in a more efficient manner.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, and two concerned individuals supported this measure. The Department of Human Resources Development opposed this measure. The Department of Accounting and General Services and a concerned individual offered comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 207, S.D. 2, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Lee).

SCRep. 1274 Judiciary on S.B. No. 251

The purpose of this measure is to allow candidates who are deemed and declared elected before the general election, as provided in sections 12-41 and 12-42, Hawaii Revised Statutes, to make charitable donations and award scholarships from the date the candidate files nomination papers to the date of the general election.

The League of Women Voters of Hawaii and Common Cause Hawaii testified in opposition to this measure. The Campaign Spending Commission provided comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 251, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Belatti, Lee, Morikawa).

SCRep. 1275 Judiciary on S.B. No. 490

The purpose of this measure is to allow the circuit court, family court, or district court to issue a material witness order in cases initiated through felony complaint, in addition to indictment or information.

The Department of the Prosecuting Attorney of the City and County of Honolulu and an individual testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 490, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Morikawa).

SCRep. 1276 Judiciary on S.B. No. 491

The purpose of this measure is to appropriate funds for a grant-in-aid to the City and County of Honolulu Department of the Prosecuting Attorney for the Career Criminal Prosecution Unit.

The City and County of Honolulu Department of the Prosecuting Attorney, County of Hawaii Office of the Prosecuting Attorney, County of Kauai Office of the Prosecuting Attorney, County of Maui Department of the Prosecuting Attorney, and an individual testified in support of this measure. The Department of the Attorney General provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 491, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Lee).

SCRep. 1277 Judiciary on S.B. No. 872

The purpose of this measure is to amend section 28-8.3, Hawaii Revised Statutes, to make it clear that:

- (1) The State Ethics Commission (Commission) can employ or retain its own attorneys; and
- (2) The Commission's attorneys are not deputy attorneys general.

The Commission and an individual testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 872, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Lee).

SCRep. 1278 Judiciary on S.B. No. 981

The purpose of this measure is to update procedures related to hearings of the Hawaii Labor Relations Board by authorizing the delivery of notice of hearing by electronic service and specifying that the party seeking review bears the responsibility for the cost of preparing the transcript on appeal for the purpose of judicial review, unless the law requires the Board to bear the cost.

The Hawaii Labor Relations Board supported this measure. A concerned individual opposed this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 981, S.D. 1, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Lee).

SCRep. 1279 Judiciary on S.B. No. 992

The purpose of this measure is to clarify actions the Department of Land and Natural Resources (DLNR) can take when responding to grounded vessels.

Specifically, the measure clarifies that DLNR may assume immediate control of:

- (1) A vessel that is grounded on state submerged land, a shoreline, or a coral reef, or in imminent danger of breaking up, if the vessel cannot be removed by the owner within 24 hours of grounding; and
- (2) A vessel not in imminent danger of breaking up that is grounded on a sand beach, sand bar, or mudflat, after the owner or owner's representative has been given 72 hours of notice to remove the vessel and has not done so in a reasonably safe manner,

unless the owner of the vessel receives notice from DLNR and has commenced effective salvage operations.

DLNR, Office of Hawaiian Affairs, Ocean Tourism Coalition, and an individual testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 992, S.D. 2, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Lee).

SCRep. 1280 Judiciary on S.B. No. 718

The purpose of this measure is to help nonviolent, nonfelony offenders who face drug abuse and mental health challenges by establishing the Community Court Outreach Project with the coordinated efforts of the Judiciary, Prosecuting Attorney of the City and County of Honolulu, and Public Defender in the City and County of Honolulu and appropriating funds to the Judiciary and Department of Public Safety for the purposes of the Project.

The Judiciary, Office of the Public Defender, Governor's Coordinator on Homelessness, City and County of Honolulu Department of the Prosecuting Attorney, Community Alliance on Prisons, Hawaii Substance Abuse Coalition, Action With Aloha, The Salvation Army Addiction Treatment Services and Family Treatment Services, American Civil Liberties Union of Hawaii, and several individuals testified in support of the measure. The Department of Public Safety provided comments.

Your Committee has amended this measure by replacing its contents with H.B. No. 457, H.D. 1, which was heard by your Committee on February 1, 2017, and which is a similar measure, except that it:

- (1) Deletes the provision that restricted the court from ordering imprisonment;
- (2) Deletes the appropriation to the Department of Public Safety to provide security for the project;
- (3) Changes the effective date to July 1, 2050, to encourage further discussion; and
- (4) Makes technical, nonsubstantive amendments for clarity, style, and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 718, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 718, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Morikawa).

SCRep. 1281 Judiciary on S.B. No. 1039

The purpose of this measure, as received by your Committee, is to:

- (1) Require the Department of Public Safety (Department), working with appropriate federal, state, and county agencies, to provide qualified inmates with their important government documents, including a social security card, driver's license, civil identification card, or birth certificate to assist in their successful reentry into society; and
- (2) Make an appropriation for these purposes.

The Department of Public Safety, Office of Hawaiian Affairs, YWCA Oahu, and many individuals testified in support of this measure. The Department of Health testified in opposition. The Department of Transportation and City and County of Honolulu Department of Customer Services provided comments.

Your Committee amended this measure by replacing its contents with H.B. No. 845, H.D. 2, which was heard by your Committee on February 1, 2017, the purpose of which is similar to this measure. As amended, this measure requires the Department, in collaboration with appropriate federal, state, and county agencies, to inform qualified inmates that assistance is available, and upon the request of an inmate, the Department shall:

- (1) Issue civil identification cards to the inmates; and
- (2) Assist inmates in obtaining their birth certificate, social security card, and other relevant identification.

Your Committee has further amended this measure by changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1039, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 1039, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Lee).

SCRep. 1282 Judiciary on S.B. No. 1229

The purpose of this measure is to provide that the environmental courts shall not have exclusive jurisdiction over any proceedings relating to parking violations under certain administrative rules and laws.

The Department of Land and Natural Resources, The Judiciary, and a concerned individual testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1229, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1229, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Morikawa).

SCRep. 1283 Judiciary on S.B. No. 996

The purpose of this measure is to improve the pre-employment screening process for corrections programs and facilities by authorizing the Department of Public Safety to administer lie detector tests and conduct psychological tests to determine the suitability of a candidate for employment.

The Department of Public Safety testified in support of this measure. An individual testified in opposition.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 996, S.D. 2, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Lee).

SCRep. 1284 Judiciary on S.B. No. 1006

The purpose of this measure is to close a loophole that allows a nonresident decedent to completely or substantially avoid estate and generation-skipping transfer taxes by using a single member limited liability company to hold title to real property located in the State.

This measure clarifies that for such properties, the single member limited liability company shall be disregarded and estate and transfer taxes shall be applied as if the nonresident decedent owned the Hawaii real property directly.

The Department of Taxation testified in support of this measure. The Tax Foundation of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1006, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Morikawa).

SCRep. 1285 Judiciary on S.B. No. 1084

The purpose of this measure is to address the operations of the Hawaii Tourism Authority (Authority) by:

- (1) Requiring the Governor to appoint members of the Authority Board of Directors (Board) within ninety days of receiving lists of nominees from the President of the Senate and the Speaker of the House of Representatives;

- (2) Clarifying that information discussed at an executive meeting of the Board that relates to marketing plans and strategies is required to be disclosed after execution of those plans and strategies;
- (3) Requiring the Authority to submit an unredacted report of summary descriptions and planned and actual expenditures of contracts and agreements entered into by the Authority and a detailed annual budget for the Authority to the Governor and the Legislature; and
- (4) Requiring the Board to develop policies and procedures on approving any expenditures of excess or carryover funds.

The Hawaii Lodging & Tourism Association, Marriott Resorts Hawaii, Island Air, Hilton Hawaii, and an individual supported this measure. Outrigger Hotels Hawaii supported the intent of this measure. The Civil Beat Law Center for the Public Interest opposed this measure. The Office of Information Practices, Hawaii Tourism Authority, and The Royal Hawaiian provided comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1084, S.D. 2, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Lee).

SCRep. 1286 Judiciary on S.B. No. 245

The purpose of this measure is to:

- (1) Require government agencies to exercise reasonable care in the maintenance of all government records under their control that are required to be made available for public inspection;
- (2) Create a rebuttable presumption that a government agency exercised reasonable care in the maintenance of its government records by adhering to a duly adopted records retention and destruction policy; and
- (3) Establish a fine for damages for any breach of the duty to exercise reasonable care in the maintenance of government records.

An individual supported this measure. The Office of Information Practices supported the intent of this measure. The Office of the County Attorney of the County of Kauai opposed this measure. The Department of Business, Economic Development & Tourism, Department of Accounting and General Services, and Hawaii Association for Justice provided comments.

Your Committee has amended this measure by:

- (1) Deleting the provision establishing a fine for damages for any breach of duty to exercise reasonable care in the maintenance of government records;
- (2) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (3) Making a technical, nonsubstantive amendment for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 245, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 245, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Lee).

SCRep. 1287 Judiciary on S.B. No. 417

The purpose of this measure is to provide that informal adjustment shall be prioritized over formal action with regard to a child reasonably believed to fall under the jurisdiction of the family court solely as a result of one or more violations of truancy.

A concerned individual testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 417, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 417, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Lee).

SCRep. 1288 Judiciary on S.B. No. 276

The purpose of this measure is to:

- (1) Increase the number of judges of the District Court of the Second Circuit from three to four judges; and
- (2) Make housekeeping amendments to laws relating to the composition of judges of the circuit courts, district courts, and family courts.

The Department of the Prosecuting Attorney of the County of Maui, Maui County Bar Association, and an individual supported this measure. The Judiciary opposed this measure.

Your Committee has amended this measure by:

- (1) Clarifying that the Chief Justice of the Supreme Court may establish in each of the judicial circuits of the State a district family court; and
- (2) Changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 276, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 276, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, 1 (Oshiro). Excused, 2 (Belatti, Lee).

SCRep. 1289 Public Safety on S.B. No. 976

The purpose of this measure is to increase from \$100 to \$200 the annual chemical inventory form and Tier II filing fee collected pursuant to the Hawaii Emergency Planning and Community Right-to-Know Act from facilities where hazardous substances, pollutants, or contaminants are located.

The Department of Business, Economic Development and Tourism, Department of Health, Hawaii Fire Department, Meadow Gold Dairies, Pacific Biodiesel Technologies, Island Energy Services, Lanai Water Company, Fantom Material, Inc., United Laundry Services, Inc., and a concerned individual supported this measure. A concerned individual opposed this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2090, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 976, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 976, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Ing).

SCRep. 1290 Tourism on S.B. No. 1290

The purpose of this measure is to amend the allocation of transient accommodations tax revenues in section 237D-6.5(b), Hawaii Revised Statutes, by:

- (1) Repealing the allocation to the Tourism Special Fund for the development and implementation of initiatives to take advantage of expanded visa programs and increased travel opportunities for international visitors to Hawaii; and
- (2) Increasing the amount of transient accommodations tax revenues allocated to the counties from \$93,000,000 to \$108,000,000 per fiscal year.

The Office of the Mayors of the City and County of Honolulu and County of Hawaii, Maui County Council, Maui Hotel and Lodging Association, Hawaii Lodging and Tourism Association, Maui Chamber of Commerce, and two concerned individuals supported this measure. The Department of Budget and Finance, Hawaii State Association of Counties, and Tax Foundation of Hawaii offered comments.

Your Committee has amended this measure by:

- (1) Deleting changes to section 237D-6.5(b), Hawaii Revised Statutes, to restore:
 - (A) The allocation of transient accommodations tax revenues to the Tourism Special Fund from July 1, 2012, to June 30, 2015, for the development and implementation of initiatives to take advantage of expanded visa programs and increased travel opportunities for international visitors to Hawaii; and
 - (B) The \$93,000,000 allocation of transient accommodations tax revenues to the counties for fiscal years beginning after June 30, 2017; and
- (2) Beginning on July 1, 2017, allocating \$2,000,000 from transient accommodations tax revenues to the Hawaii Tourism Authority, in conjunction with the Hawaii Lodging and Tourism Association, for the implementation of initiatives to address homelessness in tourist and resort areas. Funds for projects to address homelessness in tourist and resort areas shall be matched by private donations up to the \$2,000,000 allocation to the Hawaii Tourism Authority.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1290, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1290, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1291 Economic Development & Business on S.B. No. 298

The purpose of this measure is to provide high school students with career-ready skills by:

- (1) Establishing within the Department of Education (DOE) a Workforce Readiness Program (Program) that will, among other things, enable qualifying students to graduate with a high school diploma and an industry-recognized associate's degree;
- (2) Requiring DOE to coordinate with the University of Hawaii (UH) and enter into contracts with industry employers near the school complex to develop and implement the Program; and
- (3) Appropriating funds to the Program, including for the hiring of full-time equivalent staff positions.

The Hawaii State Teachers Association and a concerned individual supported this bill. The Department of Education and the University of Hawaii supported the intent of this measure.

Your Committee has amended this measure by:

- (1) Specifying that certificate programs under the Workforce Readiness Program includes license programs;
- (2) Requiring the Department of Education to coordinate with the Department of Labor and Industrial Relations, in addition to the University of Hawaii, when entering into contracts with participating industrial employers; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 298, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 298, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1292 Economic Development & Business on S.B. No. 908

The purpose of this measure, as received by your Committee, is to provide greater clarity and effect to the Small Business Regulatory Flexibility Act by:

- (1) Providing more specificity in the definition of "small business";
- (2) Specifying the actions to be taken by the Small Business Regulatory Review Board (Board) after determining that a proposed rule will have a significant economic impact on a substantial number of small businesses;
- (3) Increasing the membership of the Board to eleven members from nine members;
- (4) Clarifying that agencies are required to submit to the Board by June 30 of each year, a list of rules to be amended or repealed based on any new, amended, or repealed statute that impacts small business; and
- (5) Clarifying that the Board, after considering any report submitted by an agency, is required to submit its evaluation report to the Legislature prior to the end of the next even-numbered year.

The Department of Business, Economic Development and Tourism, Small Business Regulatory Review Board, The Chamber of Commerce Hawaii, Maui Chamber of Commerce, Building Industry Association of Hawaii, and The Hawaii Business League supported this measure. The Department of Taxation submitted comments.

Upon further consideration, your Committee has amended this measure by deleting its contents and inserting the substantive provisions of H.B. No. 587, H.D. 1, which addresses the Board's need for additional resources to fulfill its important and critical function in the rulemaking process as it relates to small businesses and was heard in the House earlier this session. As amended this measure:

- (1) Appropriates funds to the Department of Business, Economic Development, and Tourism to provide additional resources to the Board; and
- (2) Takes effect on July 1, 2038.

Technical, nonsubstantive amendments were also made for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 908, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 908, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1293 Economic Development & Business on S.B. No. 902

The purpose of this measure is to update various provisions relating to the High Technology Development Corporation.

Specifically, this measure:

- (1) Changes the name of the High Technology Development Corporation to the Hawaii Technology Development Corporation;
- (2) Changes all references of "high technology" to "technology" in Chapter 201M, Hawaii Revised Statutes; and
- (3) Repeals the Hawaii Software Service Center established within the High Technology Development Corporation.

The Department of Business, Economic Development and Tourism and High Technology Development Corporation supported this measure.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 902, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1294 Economic Development & Business on S.B. No. 850

The purpose of this measure is to establish a proactive approach to achieving the successful development and implementation of state information technology projects by requiring the Chief Information Officer to:

- (1) Identify the information technology projects of the executive branch, including the University of Hawaii and Department of Education, that shall be subject to independent verification and validation;
- (2) Procure, award, administer, and manage contracts for independent verification and validation; and
- (3) Submit independent verification and validation reports to the Legislature.

The University of Hawaii, Department of Education, and Office of Enterprise Technology Services submitted comments on this measure.

Your Committee has amended this measure by:

- (1) Deleting the mandate that the Chief Information Officer procure, award, and administer contracts for the independent verification and validation of identified projects; and
- (2) Making technical, nonsubstantive amendments for consistency, clarity, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 850, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 850, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1295 Economic Development & Business on S.B. No. 798

The purpose of this measure is to encourage, promote, and increase efforts to adopt telecommuting as a workplace alternative by establishing within the Department of Business, Economic Development, and Tourism a temporary Telecommuting Task Force (Task Force) that shall, among other things:

- (1) Develop incentives and recommendations to encourage and expand telecommunication opportunities in the public and private sector of the State;
- (2) Develop a public awareness campaign plan;
- (3) Study and analyze the telecommuting policies of the federal government and jurisdictions that are similar in size to Hawaii; and
- (4) Report its findings and recommendations to the Legislature.

The Department of Transportation and a concerned individual supported this measure. The Department of Business, Economic Development, and Tourism and Legislative Reference Bureau submitted comments.

Your Committee has amended this measure by:

- (1) Establishing the Task Force within the Department of Human Resources Development, rather than the Department of Business, Economic Development, and Tourism;
- (2) Replacing the President of the University of Hawaii with the Chief Information Officer, as a member of the Task Force;
- (3) Designating the Director of Human Resources Development as the chairperson of the Task Force, rather than having the Task Force members appoint a chairperson from among the membership;
- (4) Specifying that the Legislative Reference Bureau shall assist the Task Force with finalizing the report that is required to be submitted to the Legislature and the drafting of any proposed legislation; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 798, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 798, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1296 Intrastate Commerce on S.B. No. 1264

The purpose of this measure is to help security guard agencies maintain adequate numbers of licensed security guards to meet client expectations without compromising consumer protection by addressing concerns relating to security guard registration, license renewal, instruction, and training.

The Department of Commerce and Consumer Affairs, Board of Private Detectives and Guards, and Securitas Security Services USA offered comments.

Your Committee has amended this measure by:

- (1) Requiring the Board of Private Detectives and Guards to set the minimum number of hours of classroom instruction required for guards, which may be up to eight hours before the first day of service and at license renewal, respectively;
- (2) Changing the license renewal requirement for security guards from a biennial to a triennial license renewal period;
- (3) Requiring security guards to meet all registration, instruction, and training requirements within 30 days from the first day of employment; provided that before the first day of employment, applicants successfully complete a criminal history record check in accordance with section 846-2.7, Hawaii Revised Statutes, including fingerprinting, and a criminal history record check conducted by the Federal Bureau of Investigation or other authorized national criminal history record check;
- (4) Requiring the Board of Private Detectives and Guards to:
 - (A) Review the current laws, administrative rules, and procedures currently governing the registration of security guards;
 - (B) Study whether security guard agencies should be prohibited from denying their employees from taking outside supplemental employment; and
 - (C) Submit findings and recommendations, including any proposed legislation or amendments to administrative rules and procedures, to the Legislature no later than 20 days prior to the convening of the Regular Session of 2018;
- (5) Changing the effective date to July 1, 2090, to promote further discussion; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1264, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1264, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Woodson).

SCRep. 1297 Intrastate Commerce/Consumer Protection & Commerce on S.B. No. 224

The purpose of this measure is to ensure that students who need the services of a licensed school psychologist receive appropriate services by highly qualified and licensed professionals by:

- (1) Establishing licensure and registration requirements for school psychologists to be administered by the Board of Psychology; and
- (2) Amending the composition of the Board of Psychology to include two school psychologists.

The Hawaii Association of School Psychologists, Hawaii Children's Action Network, and several concerned individuals supported this measure. The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs, Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs, Department of Education, Hawaii Board of Psychology, Hawaii Psychological Association, and many concerned individuals offered comments.

Your Committees have amended this measure by:

- (1) Clarifying that individuals who work within the scope of practice or duties of another licensed profession that overlaps with the practice of school psychology are allowed to work in educational settings without being licensed school psychologists; provided that the individual does not use the title "school psychologist" or "licensed school psychologist"; and
- (2) Changing the effective date to July 1, 2090, to promote further discussion.

As affirmed by the records of votes of the members of your Committees on Intrastate Commerce and Consumer Protection & Commerce that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 224, S.D. 2, H.D. 1, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as S.B. No. 224, S.D. 2, H.D. 2.

Signed by the Chairs on behalf of the Committees.

Intrastate Commerce: Ayes, 6. Noes, none. Excused, 2 (Cachola, Onishi).

Consumer Protection & Commerce: Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Say).

SCRep. 1298 Intrastate Commerce/Consumer Protection & Commerce on S.B. No. 396

The purpose of this measure is to:

- (1) Require a mortgagee or record assignee to provide to a mortgagor or borrower, upon full satisfaction of a mortgage and discharge of the secured debt, a reassignment or release of security interests in leases and rents that served as additional security for the mortgage;
- (2) Authorize title insurers or underwritten title companies to reassign or release mortgagees' security interests in leases and rents on behalf of the mortgagee or record assignee under certain conditions; and
- (3) Authorize certain entities to institute an action in any circuit court to obtain the release or reassignment instrument in the absence of compliance of a mortgagee or record assignee.

The Department of Land and Natural Resources, Hawaii Association of REALTORS, Title Guaranty of Hawaii, Inc., and Mortgage Bankers Association of Hawaii supported this measure. Hawaii Financial Services Association offered comments.

Your Committees have amended this measure by:

- (1) Changing its effective date to July 1, 2090, to promote further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Intrastate Commerce and Consumer Protection & Commerce that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 396, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 396, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Intrastate Commerce: Ayes, 6. Noes, none. Excused, 2 (Cachola, Onishi).

Consumer Protection & Commerce: Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Say).

SCRep. 1299 Intrastate Commerce/Consumer Protection & Commerce on S.B. No. 949

The purpose of this measure, as received by your Committees, is to clarify and strengthen the Money Transmitters Act found in Chapter 489D, Hawaii Revised Statutes, by:

- (1) Clarifying definitions and permissible investment requirements for money transmitter licensees; and
- (2) Updating requirements for license and change in control applications, extraordinary reporting requirements, and criminal background checks.

For the purposes of a public hearing on this bill, your Committees circulated a Proposed S.B. No. 949, S.D. 1, H.D. 1 (Proposed Draft), and notified the public that they would be accepting testimony on the Proposed Draft. The Proposed Draft amended this measure by:

- (1) Defining "decentralized virtual currency";
- (2) Amending the definition of "money transmission" to exclude decentralized virtual transmission; and

- (3) Exempting decentralized virtual currency from the Money Transmitters Act.

The Department of Commerce and Consumer Affairs offered comments.

The use of decentralized virtual currency, which includes bitcoin, is becoming more commonplace throughout the world. Your Committees find that it would be beneficial to study whether decentralized virtual currency should be regulated under the Money Transmitters Act or remain unregulated by state government.

After considering the merits of this measure, as received by your Committees, and the Proposed Draft, your Committees amended this measure to adopt the substantive provisions of the Proposed Draft. In addition, your Committees:

- (1) Deleted the amendments to the definition of "money transmission";
- (2) Established the Decentralized Virtual Currency Working Group to study whether decentralized virtual currency should be regulated under the Money Transmitters Act or remain unregulated by state government; and
- (3) Changed the effective date to July 1, 2090, to promote further discussion.

As affirmed by the records of votes of the members of your Committees on Intrastate Commerce and Consumer Protection & Commerce that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 949, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 949, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Intrastate Commerce: Ayes, 6. Noes, none. Excused, 2 (Cachola, Onishi).

Consumer Protection & Commerce: Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Say).

SCRep. 1300 Education on S.B. No. 720

The purpose of this measure is to appropriate funds to the Department of Kinesiology and Rehabilitation Science of the University of Hawaii for the development and implementation of the concussion monitoring and educational program for school athletics, development and implementation of a concussion and awareness program for youth sports, and administration of concussion testing of high school student athletes.

The Department of Education, Hawaii High School Athletic Association, Hawaii Athletic Trainers' Association, and a concerned individual supported this measure. The College of Education at the University of Hawaii at Manoa supported the intent of the measure.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 720, S.D. 1, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 3 (Ing, McKelvey, Matsumoto).

SCRep. 1301 Education on S.B. No. 711

The purpose of this measure is to appropriate funds for the Executive Office on Early Learning to enter into contracts with third-party providers for family child interaction learning programs as part of a mixed-delivery early learning system to ensure school readiness for Hawaii's children prior to entering kindergarten.

The Executive Office on Early Learning, Hawaii State Public Charter School Commission, Hawaii Children's Action Network, Kamehameha Schools, and numerous individuals supported this measure.

Your Committee has amended this measure by:

- (1) Clarifying that the appropriation is for the Executive Office on Early Learning to enter into contracts with third-party providers for family-child interaction learning organizations to develop and implement programs that support families to take an active role in the social, emotional, and cognitive development of their young children, as part of a mixed-delivery early childhood system;
- (2) Changing the effective date to July 1, 2051, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 711, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 711, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (McKelvey).

SCRep. 1302 Education on S.B. No. 687

The purpose of this measure is to strengthen early learning in Hawaii by:

- (1) Broadening the scope of the early learning program to include early childhood development;
- (2) Expanding the role of the renamed Early Learning Board beyond simply an advisory capacity and amending the powers of certain members of the Board; and
- (3) Authorizing the Early Learning Board to appoint and annually evaluate the Director of the Executive Office on Early Learning.

The Executive Office on Early Learning, Early Learning Advisory Board, State Public Charter School Commission, Hawaii's Early Childhood Action Strategy, Hawaii Children's Action Network, Kamehameha Schools, and two concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Making further adjustments to the thresholds at which children are considered "at-risk" or "underserved", from 350 to 300 percent of the federal poverty level;
- (2) Requiring the director of the Executive Office on Early Learning to have taken major coursework in early childhood education and child development and preferably hold an academic degree in the field of early childhood education and child development;
- (3) Modifying the membership of the Early Learning Board and making conforming amendments;
- (4) Specifying that priority for the Executive Office on Early Learning Public Prekindergarten Program will be extended to four-year-old children who are underserved or at-risk and whose family income is at or below 250 percent of the federal poverty level;
- (5) Changing its effective date to July 1, 2051, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 687, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 687, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (McKelvey).

SCRep. 1303 Education on S.B. No. 1189

The purpose of this measure is to ensure that underserved and at-risk children have access to crucial preschool education by clarifying the definition of "underserved" or "at-risk" children as it relates to the priority given to these children for the Preschool Open Doors program.

The Executive Office on Early Learning, Kamehameha Schools, and a concerned individual supported this measure. The Department of Human Services supported the intent of the measure. Parents and Children Together and Hawaii Children's Action Network submitted comments.

Your Committee has amended this measure by:

- (1) Requiring that priority among underserved or at-risk children be extended to children whose family income is at or below three hundred fifty per cent of the federal poverty level; and
- (2) Changing the effective date to July 1, 2051, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1189, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1189, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (McKelvey).

SCRep. 1304 Education on S.B. No. 618

The purpose of this measure is to allow for greater public input on education-related issues by requiring the Board of Education to establish a process whereby the public can petition the Board to add items to the agenda of the next meeting.

The Hawaii State Teachers Association, IMUAlliance, Education Caucus of the Democratic Party of Hawaii, and two concerned individuals supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2051, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 618, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 618, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (Ohno). Noes, none. Excused, 3 (Ing, McKelvey, Matsumoto).

SCRep. 1305 Education on S.B. No. 553

The purpose of this measure is to provide funding to remote schools on a more equitable basis by:

- (1) Authorizing, subject to legislative appropriations, a remote school to receive supplemental categorical funding to support additional instruction and support staff; and
- (2) Specifying that any supplemental categorical funding provided to a remote school must be in addition to the allocation determined under the weighted student formula that is made to the remote school.

We Are One, Inc.; Education Caucus of the Democratic Party of Hawaii; a Council member of the Maui County Council representing East Maui; and numerous concerned individuals supported this measure. The Department of Education supported the intent of the measure. The Hawaii State Teachers Association supported the measure with amendments. The Department of Budget and Finance submitted comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2051, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 553, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 553, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Ing, McKelvey, Matsumoto).

SCRep. 1306 Education on S.B. No. 423

The purpose of this measure is to prohibit public schools from denying a student a meal solely for failure to pay. This prohibition applies for a specified number of days while the student's application for free or reduced lunch is being processed or when a student's meal fund account reaches a zero or negative balance. This measure also requires the Department of Education to submit a report to the Legislature on the issue of students' being denied a meal solely for failure to pay.

The Hawaii State Teachers Association, Hawaii Appleseed Center for Law & Economic Justice, Hawaii Children's Action Network, and three concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Adjusting from 30 days to 21 days the length of time during the first semester of a school year that a student cannot be denied a meal solely for failure to pay while the student's application for free or reduced lunch is being processed;
- (2) Changing its effective date to July 1, 2051, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 423, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 423, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Ing, McKelvey, Matsumoto).

SCRep. 1307 Education on S.B. No. 510

The purpose of this measure is to expand student access to school-based health and wellness services in Hawaii's public schools by:

- (1) Formally establishing the Hawaii Keiki: Healthy and Ready to Learn Program (Program) in statute;
- (2) Establishing the Hawaii Keiki: Healthy and Ready to Learn Special Fund to support Program activities; and
- (3) Appropriating funds for a school health services coordinator in the Department of Health (DOH) and another in the Department of Human Services (DHS) and for a vision screening and eye assessment tool for kindergarten through Grade 12 students, and to implement, expand, and sustain the Program.

The University of Hawaii School of Nursing & Dental Hygiene, State Public Charter School Commission, Maui County Councilmember representing East Maui, Kapiolani Child Protection Center, Hawaii State Center For Nursing, American Diabetes Association, American Organization of Nurse Executives Hawaii, Hawaii Youth Services Network, Hui for Excellence in Education, Hawaii Association of Professional Nurses, Hawaii State

Teachers Association, Hawaii Medical Service Association, Hawaii Pacific Health, IMUAlliance, Planned Parenthood Votes Northwest and Hawaii, and numerous individuals testified in support of this measure. The Department of Education, Executive Office on Early Learning, and Project Vision Hawaii testified in support of this measure with amendments. DOH, Department of Budget and Finance, Waianae Coast Comprehensive Health Center, Hawaii Primary Care Association, Hawaii Public Health Institute, and an individual commented on this measure.

Your Committee has amended this measure by making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 510, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 510, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 3 (Ing, McKelvey, Matsumoto).

SCRep. 1308 Education on S.B. No. 1146

The purpose of this measure is to increase the supply of affordable housing by exempting the following types of housing development from school impact fee requirements:

- (1) Any form of housing units reserved for persons or families with incomes up to 80 percent of the area median income located in a county with a population greater than 500,000;
- (2) Housing projects certified or approved for a general excise tax exemption under section 201H-36, Hawaii Revised Statutes (HRS), and government housing projects processed pursuant to sections 46-15.1 and 201H-38, HRS; and
- (3) State or federal public housing projects as defined in section 356D-1 or 356D-91, HRS, or a state low-income housing project as defined in section 356D-51, HRS.

The Hawaii Public Housing Authority, Hawaii Construction Alliance, Hui for Excellence in Education, Pacific Resource Partnership, and Stanford Carr Development, LLC testified in support of this measure. The City and County of Honolulu Department of Planning and Permitting and Hawaii Rental Housing Coalition testified in support of this measure with amendments. The Office of Planning and Hawaii Housing Finance and Development Corporation testified in support of the intent of this measure. The Department of Education, Building Industry Association of Hawaii, IMUAlliance, and two individuals opposed this measure. The Hawaii Community Development Authority provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2051, to facilitate further discussion; and
- (2) Making a technical, nonsubstantive amendment for clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1146, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 1146, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 3 (Ing, McKelvey, Matsumoto).

SCRep. 1309 Consumer Protection & Commerce on S.B. No. 1099

The purpose of this measure is to establish a Mark Licensing Agreement Program within the Department of Education (Department) to allow the Department and its schools to engage in commercial activities, within their primary education mission, to provide financial resources for educational activities, such as scholarships, field trips, sports teams, and clubs.

The Department of Education testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1099, S.D. 1, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Fukumoto).

SCRep. 1310 Consumer Protection & Commerce on S.B. No. 1299

The purpose of this measure is to allow travel agencies operating as charter tour operators to maintain statutorily required client trust accounts in federally-insured financial institutions outside the State; provided that the charter tour operator files a written irrevocable agreement and authorization allowing the Department of Commerce and Consumer Affairs to examine and obtain copies of all business records related to the client trust account.

Vacations Hawaii testified in support of this measure. The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs provided comments.

Your Committee notes that the concerned parties are in the process of working together to resolve the issues this measure seeks to address. Accordingly, your Committee finds that this measure deserves further consideration and discussion.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1299, S.D. 1, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Fukumoto).

SCRep. 1311 Consumer Protection & Commerce on S.B. No. 369

The purpose of this measure is to prohibit apartment and condominium associations, boards of directors, managing agents, resident managers, and apartment and condominium owners, or any person acting on behalf of an association or owner from retaliating or discriminating against an apartment or condominium owner who takes lawful action to address, prevent, or stop a violation of Hawaii's condominium laws or a condominium's governing documents, or who exercises any rights as an apartment or condominium owner under Chapters 514A and 514B, Hawaii Revised Statutes.

A concerned individual testified in support of this measure. A concerned individual provided comments.

While your Committee understands the concern raised regarding the overly broad nature of the definition of the term "retaliation" and its interpretation by the judicial system, the nature of the concern raised is beyond the purview of your Committee on Consumer Protection and Commerce. Your Committee respectfully requests the Committee on Judiciary to consider this concern further should it decide to deliberate this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 369, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1312 Consumer Protection & Commerce on S.B. No. 393

The purpose of this measure is to clarify voting requirements for the removal or replacement of members of a board of directors of a condominium and for the election of board members in mixed-use condominium projects.

The Hawaii State Association of Parliamentarians, Anderson Lahne & Fujisaki LLP, and a concerned individual testified in support of this measure. A concerned individual testified in support of the intent of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2059, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 393, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 393, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1313 Consumer Protection & Commerce on S.B. No. 394

The purpose of this measure is to protect funds held in client trust accounts used by property management companies by:

- (1) Establishing criminal penalties for real estate brokers for the improper deposit, segregation, or disposition of client trust account funds;
- (2) Requiring a principal broker to report the client trust account number and name of the managing institution to the Real Estate Commission and notify the Commission of any change in account number or location within ten days; and
- (3) Authorizing the Real Estate Commission to take action in circuit court to enforce client trust account requirements.

The Real Estate Commission testified in support of this measure. The Hawaii Association of REALTORS testified in opposition to this measure. The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs provided comments.

Your Committee notes that concerns were raised by the Hawaii Association of Realtors regarding the overly broad nature of the criminal penalties established by this measure and the possible redundancy with already established penalties for theft under the Hawaii Penal Code. However, these concerns are beyond the purview of your Committee on Consumer Protection and Commerce and your Committee respectfully requests the Committee on Judiciary to consider these concerns further should they decide to deliberate this measure further.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 394, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Say, Takayama). Noes, none. Excused, 1 (Ichiyama).

SCRep. 1314 Consumer Protection & Commerce on S.B. No. 620

The purpose of this measure is to ensure fairness and equity in the application of Hawaii's general excise tax by addressing remote sales.

Specifically, this measure amends the definition of the term "business" to include a person who has no physical presence in the State, but who has gross receipts attributable to the State of \$100,000 or more.

The Chamber of Commerce Hawaii, Retail Merchants of Hawaii, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, and a concerned individual testified in support of this measure. The Department of the Attorney General, Department of Taxation, and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 2059, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 620, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 620, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 4 (Aquino, Ichiyama, Ito, Fukumoto).

SCRep. 1315 Consumer Protection & Commerce on S.B. No. 885

The purpose of this measure is to assist the Comptroller in procuring insurance coverage for the State by allowing insurers procured by the Comptroller to be exempt from certain provisions of the Insurance Code.

The Department of Accounting and General Services testified in support of this measure. The Department of Commerce and Consumer Affairs provided comments.

Your Committee has amended this measure by deleting the provision allowing insurers procured by the Comptroller to be exempt from certain provisions of the Insurance Code and instead providing that if a broker submits a proposal in response to a fixed fee solicitation by the Comptroller, the broker's performance of the activities in accordance with the proposal shall not violate sections 431:10-218, 431:13-101, and 431:13-103, Hawaii Revised Statutes. This will enable a broker to accept a flat fee from the State instead of a commission upon sale of a policy to the State.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 885, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 885, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1316 Consumer Protection & Commerce on S.B. No. 946

The purpose of this measure is to update the authority of the Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs (DCCA) to:

- (1) Adjust licensing fees for six new licensing areas that relate to athletic trainers, behavior analysts, mixed martial arts, respiratory therapists, uniform athlete agents, and veterinary technicians; and
- (2) Allow for the automatic inclusion of any new licensing laws or other laws creating boards, commissions, and programs within DCCA pursuant to title 25, Hawaii Revised Statutes.

The Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 946, S.D. 1, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Fukumoto).

SCRep. 1317 Consumer Protection & Commerce on S.B. No. 947

The purpose of this measure is to improve enforcement and compliance with beauty culture laws by:

- (1) Authorizing the Department of Commerce and Consumer Affairs to issue a citation for specific violations of beauty culture laws by licensees and permittees; and
- (2) Providing a process for licensees and permittees to contest the citation and providing for assessment of fines for each violation.

The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs and Board of Barbering and Cosmetology testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 947, S.D. 2, H.D. 1, and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Fukumoto).

SCRep. 1318 Consumer Protection & Commerce on S.B. No. 950

The purpose of this measure is to promote consumer protection with respect to Hawaii's mortgage service industry. Among other things, this measure:

- (1) Requires mortgage servicer licensees to submit an application requesting approval of a proposed change of control of the licensee to the Commissioner of Financial Institutions and pay a fee;
- (2) Establishes requirements for approval of an application requesting a change of control; and
- (3) Clarifies which key persons are presumed to control a mortgage servicer and are subject to interviews and examinations by the Commissioner of Financial Institutions.

The Department of Commerce and Consumer Affairs testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 950, S.D. 2, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Fukumoto).

SCRep. 1319 Consumer Protection & Commerce on S.B. No. 951

The purpose of this measure is to promote consumer protection and efficient regulation of Hawaii's mortgage loan origination industry.

Specifically, this measure:

- (1) Clarifies which personnel of a mortgage loan originator company (MLOC) are presumed to control the company and are, therefore, subject to regulation and supervision, including background checks, by the Commissioner of Financial Institutions;
- (2) Requires exempt sponsoring MLOCs to designate a qualified individual and non-profit organizations to designate an employee to fulfill supervisory and compliance responsibilities required under the State's Secure and Fair Enforcement for Mortgage Licensing Act;
- (3) Requires exempt sponsoring MLOCs to maintain a principal place of business in the State;
- (4) Clarifies requirements for approval of a licensee's application requesting a change of control; and
- (5) Makes additional updates and housekeeping amendments to Hawaii's Safe and Fair Enforcement for Mortgage Licensing Act in conformity with federal law.

The Department of Commerce and Consumer Affairs testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 951, S.D. 2, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Fukumoto).

SCRep. 1320 Consumer Protection & Commerce on S.B. No. 382

The purpose of this measure is to increase the effectiveness and efficiency of the Public Utilities Commission by updating its structure and operation and requiring a management audit of the Commission.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO and Ulupono Initiative testified in support of this measure. A concerned individual testified in support of the intent of this measure. The Public Utilities Commission testified in opposition to this measure. The Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs, Department of the Attorney General, Office of the Auditor, Hawaii Energy Policy Forum, Life of the Land, and a concerned individual provided comments.

Your Committee has amended this measure by:

- (1) Deleting language updating the structure and operation of the Public Utilities Commission and simply requiring a management audit of the Commission to be conducted; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 382, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 382, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 4. Noes, 2 (Ito, Yamane). Excused, 3 (Aquino, Ichiyama, Say).

SCRep. 1321 Consumer Protection & Commerce on S.B. No. 952

The purpose of this measure is to:

- (1) Provide the Insurance Commissioner with express prior approval authority over long-term care insurance rates; and
- (2) Make various housekeeping amendments to the Insurance Code.

The Department of Commerce and Consumer Affairs testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2059, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 952, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 952, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1322 Consumer Protection & Commerce on S.B. No. 953

The purpose of this measure is to make housekeeping and other amendments to the State's Insurance Code relating to third-party claimants, insurance fraud penalties, certificates of authority requirements, certificate of authority fees for applications from motor vehicle insurance self-insurers, nonresident adjusters, insurance producer licensing, and supervisory proceedings undertaken by the Insurance Commissioner.

The Department of Commerce and Consumer Affairs testified in support of this measure. The Hawaii Medical Service Association testified in support of the intent of this measure. The American Council of Life Insurers, Hawaii Insurers Council, National Association of Insurance and Financial Advisors Hawaii, and USAA provided comments.

Your Committee has amended this measure by:

- (1) Subjecting the payment of the general excise tax and the certificate of ownership fee by an insurer in a total loss motor vehicle damage liability claim to Section 663-31, Hawaii Revised Statutes;
- (2) Deleting the disclosure requirement by an insurer to third party claimants at the time of the settlement of a total loss motor vehicle claim;
- (3) Deleting the requirement that an insurance producer notify the Insurance Commissioner within 30 days following the effective date of termination of an appointment, employment, contract, or other insurance business relationship with an insurer; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 953, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 953, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Say).

SCRep. 1323 Consumer Protection & Commerce on S.B. No. 1077

The purpose of this measure is to ensure that Hawaii's mutual benefit societies maintain a minimum net worth reflective of actual risk by stipulating that the calculation of a mutual benefit society's net worth be made using gross annual net premium revenues and gross annual health care expenditures.

The Department of Commerce and Consumer Affairs testified in support of this measure. The Hawaii Medical Assurance Association testified in opposition to this measure.

Your Committee has amended this measure by requiring that in determining net worth requirements, the gross annual premium revenues and gross annual health care expenditures must be reduced by the total amount ceded to reinsurers, provided that the reinsurance credit taken complies with credit for reinsurance requirements.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1077, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1077, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Fukumoto).

SCRep. 1324 Consumer Protection & Commerce on S.B. No. 1227

The purpose of this measure is to make permanent the affirmation requirement and form that is filed by an attorney on behalf of a mortgagee who is seeking to foreclose on a residential property under a judicial foreclosure action.

The Office of Consumer Protection of the Department of Commerce and Consumer Affairs testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2059, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1227, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1227, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1325 Labor & Public Employment on S.B. No. 1298

The purpose of this measure is to allow an appointing authority to waive the one-year residency requirement for appointed officers when the appointed officer is employed as the head of a county police department.

The State of Hawaii Organization of Police Officers testified in opposition.

Your Committee has amended this measure by replacing its contents with the language of H.B. No. 1534, H.D. 1, which is similar to this measure and was heard by this Committee earlier this session. As amended, this measure removes the one-year residency requirement for all appointed officers who are department heads and deputies or assistants to a department head.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1298, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1298, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1326 Labor & Public Employment on S.B. No. 948

The purpose of this measure is to increase the efficiency, effectiveness, and capacity of the Department of Commerce and Consumer Affairs (DCCA) Division of Financial Institutions (Division) by allowing the Division to employ or retain attorneys without limiting their authority to only actions involving the Mortgage Loan Recovery Fund.

DCCA testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 948, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1327 Labor & Public Employment on S.B. No. 429

The purpose of this measure is to adopt uniform laws on protecting the online accounts of employees, applicants, students, and prospective students from employers and educational institutions, respectively.

The Department of Education, University of Hawaii, and Hawaii Civil Rights Commission supported the intent. The Commission to Promote Uniform Legislation, Internet Coalition, American Civil Liberties Union of Hawaii, and Facebook provided comments.

Your Committee has amended this measure by:

- (1) Changing the civil penalty amount for each violation and aggregate amount for all violations to unspecified amounts; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 429, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 429, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1328 Labor & Public Employment on S.B. No. 714

The purpose of this measure is to stabilize the workforce and ensure the transfer of essential skills and institutional knowledge as employees retire and transition out of the workforce by:

- (1) Establishing a Supervisory and Professional Job Shadowing Pilot Project (Pilot Project) under the Department of Human Resources Development (DHRD) for leadership and supervisory training; and
- (2) Appropriating funds for the Pilot Project.

An individual testified in support of this measure. DHRD and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of the intent of this measure.

Your Committee has amended this measure by:

- (1) Changing the commencement and termination dates of the Pilot Project to unspecified dates and, as such, making the date the report is to be submitted to the Legislature an unspecified date; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 714, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 714, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1329 Labor & Public Employment/Economic Development & Business on S.B. No. 1070

The purpose of this measure is to:

- (1) Provide a bidder on a public works construction project with two hours after the closing of an invitation for bids to clarify and correct certain information regarding subcontractors; and
- (2) Prohibit bid shopping and bid peddling for the competitive sealed bidding process.

The General Contractors Association of Hawaii; Healy Tibbitts Builders, Inc.; Ralph S. Inouye Co, Ltd; Alan Shintani, Inc.; Jayar Construction, Inc.; LYZ, Inc.; S & M Sakamoto, Inc.; and Hawaiian Dredging Construction Company, Inc. testified in support of this measure. Hawaii Laborers-Employers Cooperation and Education Trust supported the intent of this measure. The State Procurement Office, Plumbing and Mechanical Contractors Association of Hawaii, Subcontractors Association of Hawaii, Electrical Contractor's Association of Hawaii, Hawaii Iron Workers Stabilization Fund, Sheet Metal Contractors Association, Painting Industry of Hawaii Labor Management Cooperation Trust Fund, Hawaii Tapers Market Recovery Trust Fund, Hawaii Glaziers, Architectural Metal Glassworkers Local Union 1889 AFL-CIO Stabilization Trust Fund, and Carpet, Linoleum and Soft Tile Local Union 1926 Market Recovery Trust Fund testified in opposition. The Department of Accounting and General Services, Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs, Contractors License Board, and Steel Fabricators and Erectors of Hawaii provided comments.

Your Committees have amended this measure by:

- (1) Limiting bid clarifications and corrections to minor entity name corrections and the validity of a listed subcontractor's license;
- (2) Clarifying that a listed subcontractor may be substituted by the prime contractor due to the inability of the listed subcontractor to perform the contractual requirements of the proposed contract or the project consistent with the terms and written understandings of the parties at the time of the bid; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Labor & Public Employment and Economic Development & Business that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1070, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1070, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Labor & Public Employment: Ayes, 6. Noes, none. Excused, none.
 Economic Development & Business: Ayes, 6. Noes, none. Excused, none.

SCRep. 1330 Labor & Public Employment on S.B. No. 1105

The purpose of this measure is to improve the economics of building and operating rental housing in the State by:

- (1) Expanding the types of rental housing projects that can be exempt from general excise taxes; and
- (2) Allowing the terms of collective bargaining agreements and associated provisions to be deemed the prevailing wages and terms serving as the basis of compliance with chapter 104, Hawaii Revised Statutes, for the construction of certain rental housing projects.

The Department of Labor and Industrial Relations supported the intent of this measure. The Hawaii Housing Finance and Development Corporation, Office of the Mayor of the County of Hawaii, Hawaii Construction Alliance, Pacific Resource Partnership, and Hawaii Rental Housing Coalition supported this measure. The Department of Taxation, Hawaii Community Development Authority, Tax Foundation of Hawaii, and General Contractors Association of Hawaii provided comments.

Your Committee has amended this measure by adopting the proposed amendments provided by the Department of Labor and Industrial Relations, that specifically:

- (1) Clarify the references to the prevailing wage for certain affordable rental housing projects that are exempt from general excise taxes; and
- (2) Specify that the terms of prevailing wages approved by the Director of Labor and Industrial Relations for the laborers and mechanics for certain affordable rental housing projects developed under section 201H-36(a), Hawaii Revised Statutes, shall be used to determine compliance with chapter 104, Hawaii Revised Statutes.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1105, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 1105, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
 Ayes, 6. Noes, none. Excused, none.

SCRep. 1331 Labor & Public Employment on S.B. No. 936

The purpose of this measure is to make housekeeping amendments to statutes relating to the Employees' Retirement System.

Specifically, the measure:

- (1) Extends the benefit finalization period for December 31 retirements;
- (2) Changes the interest rate for late benefit finalizations;
- (3) Extends the deadline for certain employer payments; and
- (4) Allows a delegation of certain disability retirement and service-connected death benefit approval functions.

The Employees' Retirement System and Department of Budget and Finance testified in support of this measure. The City and County of Honolulu provided comments.

Your Committee has amended this measure by:

- (1) Incrementally increasing the rates for employer contributions to the Employees' Retirement System to assure that the State maintains a 30-year schedule to amortize its unfunded liability; and
- (2) Making technical, nonsubstantive changes for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 936, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 936, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
 Ayes, 6. Noes, none. Excused, none.

SCRep. 1332 Labor & Public Employment on S.B. No. 1068

The purpose of this measure is to:

- (1) Prohibit the disqualification or rejection of a bid that includes a listed subcontractor whose license is not valid at the time of the bid due to a lapse in continuous insurance and bond coverage if the subcontractor meets certain conditions; and
- (2) Require procurement officers to report any unlicensed activity at the time of the bid to the Contractors License Board.

The General Contractors Association of Hawaii testified in support of this measure. Hawaii Laborers-Employers Cooperation and Education Trust supported the intent of this measure. The State Procurement Office, Plumbing and Mechanical Contractors Association of Hawaii, Iron Workers Stabilization Fund, and Steel Fabricators and Erectors of Hawaii testified in opposition. The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs; Department of Transportation; Contractors License Board; Subcontractors Association of Hawaii; and Electrical Contractors Association of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Establishing time constraints for the subcontractor to satisfy certain conditions that would prevent the disqualification or rejection of a bid due to the subcontractor's invalid license;
- (2) Requiring a procurement officer to report any unlicensed activity if a bid is disqualified or rejected because the subcontractor fails to meet certain licensing requirements rather than at the time of the bid;
- (3) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1068, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1068, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1333 Labor & Public Employment on S.B. No. 149

The purpose of this measure is to facilitate the procurement of health and human services, particularly by new providers entering the service system by repealing certain Hawaii Public Procurement Code requirements applicable to qualifying for an award of a health and human services contract.

Specifically, the measure repeals the requirement:

- (1) That certain applicants for procurement contracts for health and human services possess all licenses necessary to conduct the applicable business; and
- (2) That all contracts for health and human services include all costs, fees, and taxes reflected on the face of the proposal.

The Department of Health, State Procurement Office, and Department of Human Services supported this measure. One concerned individual opposed this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 149, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 149, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1334 Labor & Public Employment on S.B. No. 984

The purpose of this measure is to amend the definition of "physician" under the Workers' Compensation Law to include advanced practice registered nurses.

The Department of Labor and Industrial Relations, Board of Nursing, Hawaii State Center for Nursing, Hawaii Pacific Health, International Longshore and Warehouse Union Local 142, American Organization of Nurse Executives Hawaii, and numerous individuals testified in support of this measure. The American Osteopathic Association, Hawaii Association of Osteopathic Physicians and Surgeons, and one individual testified in opposition.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 984, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 984, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1335 Labor & Public Employment on S.B. No. 410

The purpose of this measure is to ensure that collective bargaining negotiations are conducted in a fair and equitable manner by clarifying the scope of negotiation regarding the rights and obligations of a public employer.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hawaii State Teachers Association; University of Hawaii Professional Assembly; United Public Workers, AFSCME, Local 646, AFL-CIO; and Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO supported this measure. The Office of Collective Bargaining, Department of Human Resources Development, Department of Budget and Finance, Department of Education, University of Hawaii, and the County of Hawaii opposed this measure.

Your Committee has amended this measure by changing the effective date to July 1, 2017.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 410, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 410, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1336 Labor & Public Employment on S.B. No. 1059

The purpose of this measure is to assist small business in the state procurement process by establishing and appropriating funds for a temporary small business assistance initiative, which would include the completion of the state small business database, small business advisory group, small business office, and small business assistance coordinator position within the State Procurement Office.

The State Procurement Office, State Office of Veterans Services, Small Business Regulatory Review Board, Oahu Economic Development Board, Pelatron Center for Economic Development, The Chamber of Commerce Hawaii, AMEL Technologies, Inc., and two individuals testified in support. The Native Hawaiian Chamber of Commerce provided comments.

Your Committee has amended this measure by:

- (1) Establishing a permanent rather than temporary small business assistance initiative; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1059, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1059, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1337 Labor & Public Employment on S.B. No. 658

The purpose of this measure is to establish the Hawaii Airport Corporation (Corporation), to be operational on July 1, 2018, to develop, manage, and operate the State's airports and aeronautical facilities.

The Chamber of Commerce Hawaii, Maui Chamber of Commerce, Maui Hotel & Lodging Association, Royal Star Hawaii, Enterprise Holdings, Airport Concessionaires Committee, General Aviation Council of Hawaii, Land Use Research Foundation of Hawaii, and Hawaii Lodging & Tourism Association testified in support of this measure. The State Procurement Office, Department of Transportation, Airlines Committee of Hawaii, Aircraft Owners and Pilots Association, Hawaii Civil Air Patrol, and one individual supported the intent of this measure. The Office of Hawaiian Affairs; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and three individuals testified in opposition. The Department of the Attorney General, Department of Budget and Finance, Hawaii Tourism Authority, and one individual provided comments.

It is not the Legislature's intent for state airports to become *de facto* private airports. Your Committee is concerned about the broad procurement exemption for the Corporation and has amended this measure by deleting the exemption. Your Committee has further amended this measure by:

- (1) Deleting the proviso that prohibited the salary of the Chief Executive Officer of the Corporation from exceeding the salary of any Deputy Director of Transportation;
- (2) Deleting the Corporation's authority to hire or contract law enforcement personnel;
- (3) Exempting the Chief Executive Officer from civil service laws; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Although this measure exempts the Chief Executive Officer and Deputy Chief Executive Officer position of the Corporation from civil service laws, it is the Legislature's intent that the number of civil service exempt positions be *de minimis* and primarily used for upper management positions.

Your Committee further notes the concerns of the Office of Hawaiian Affairs regarding the exemption of the Corporation and the Corporation's lands from laws regulating the management and disposition of public lands; however, the subject is not within this Committee's purview.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 658, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 658, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1338 Veterans, Military, & International Affairs, & Culture and the Arts/Tourism on S.B. No. 545

The purpose of this measure is to establish a temporary commission to plan for the thirteenth Festival of Pacific Arts to be held in Honolulu from June 11 to June 27, 2020.

The Department of Business, Economic Development, and Tourism; Hawaii Tourism Authority; Hawaiian Affairs Caucus of the Democratic Party of Hawaii; Kamehameha Schools; and a concerned individual supported this measure. PA'I Foundation, Native Hawaiian Hospitality Association, Native Hawaiian Chamber of Commerce, Kalihi Palama Hawaiian Civic Club, and a concerned individual supported the measure with amendments.

Your Committees respectfully request that the proponents of this measure who testified that representatives of eight native Hawaiian organizations and entities be added to the existing membership of the temporary commission decide among themselves on which two should represent them on the commission.

As affirmed by the records of votes of the members of your Committees on Veterans, Military, & International Affairs, & Culture and the Arts and Tourism that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 545, S.D. 2, and recommend that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 7. Noes, none. Excused, 1 (Ward).
Tourism: Ayes, 7. Noes, none. Excused, 1 (Ward).

SCRep. 1339 Energy & Environmental Protection on S.B. No. 909

The purpose of this measure is to address deficiencies in Hawaii's fuel shortage response and energy emergency statutes. Specifically, this measure:

- (1) Provides policy guidance on preparing for, responding to, recovering from, and mitigating against any actual or potential energy supply disruption or shortage to preserve the State's energy security, and provides protections for confidential information collected to effectuate these purposes; and
- (2) Clarifies the powers of the Governor and the Director of Business, Economic Development, and Tourism in an energy shortage or state of emergency.

The Department of Health, Hawaii Emergency Management Agency, Department of Business, Economic Development and Tourism, Department of Accounting and General Services, Hawaii State Fusion Center, Department of Transportation, Hawaii Natural Energy Institute at the University of Hawaii at Manoa, Department of Emergency Management of the City and County of Honolulu, Hawaii Energy Policy Forum, and two individuals supported this measure. The Blue Planet Foundation supported the intent of this measure. The Hawaii Petroleum Marketers Association provided comments.

Your Committee has amended this measure by:

- (1) Amending the confidential information provision to provide concise guidelines the Department of Business, Economic Development, and Tourism (Department) must follow when handling information and data pursuant to this measure;
- (2) Adding a new section that provides that any confidential information obtained by another state agency shall be available only to the Attorney General, the Attorney General's authorized representatives, the Department, and the Public Utilities Commission and shall be treated in a confidential manner; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 909, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 909, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Kong).

SCRep. 1340 Energy & Environmental Protection/Water & Land on S.B. No. 559

The purpose of this measure is to ensure statewide support for Hawaii's green initiatives and to further the State's commitment to combat climate change by systematically reducing and mitigating greenhouse gas emissions by enacting principles that mirror certain provisions adopted in 2015 at the 21st Conference of the Parties of the United Nations Framework Convention on Climate Change in an agreement addressing greenhouse gas emission, adaptation, and finance, known as the Paris Agreement.

The Department of Land and Natural Resources, Conservation Council for Hawaii, Blue Planet Foundation, The Maritime Group, LLC, Hawaii Green Growth, The Nature Conservancy of Hawaii, Sierra Club of Hawaii, and many individuals supported this measure. The Office of Planning and Department of Accounting and General Services supported the intent of this measure. Two individuals opposed this measure. One individual provided comments.

Your Committees have amended this measure by:

- (1) Deleting the provisions that enact certain provisions of the Paris Agreement as Hawaii state law;
- (2) Requiring the State to expand strategies and mechanisms to reduce the greenhouse gas emissions statewide through the reduction of energy use, adoption of renewable energy, and control of air pollution by all agencies, departments, industries, and sectors, including transportation, in alignment with the principles and goals adopted in the Paris Agreement, with priority given to the development of parks, greenways, and restoration of native upland and coastal forests and wetlands;
- (3) Inserting a new part, which:
 - (A) Changes the title of chapter 225P, Hawaii Revised Statutes, from "Climate Adaptation" to "Hawaii Climate Adaptation Initiative"
 - (B) Changes the name of the Interagency Climate Adaptation Committee to the Hawaii Climate Commission (Commission); and
 - (C) Clarifies the duties and reporting requirements of the Commission;
- (4) Clarifying the purpose of the appropriation to the Department of Accounting and General Services;
- (5) Additionally, appropriating an unspecified amount of funds for the establishment of one full-time equivalent (1.00 FTE) climate mitigation and adaptation coordinator position to support the Commission; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 559, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 559, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 8. Noes, none. Excused, 1 (Ichiyama).

Water & Land: Ayes, 8. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1341 Agriculture/Economic Development & Business on S.B. No. 773

The purpose of this measure, as received by your Committees, is to:

- (1) Establish an Industrial Hemp Special Fund to carry out the purposes of the Industrial Hemp Pilot Program (Pilot Program) by the Department of Agriculture;
- (2) Require each county to recognize the cultivation of industrial hemp or industrial hemp cultivated for the purposes of the Pilot Program as an agricultural product, use, and activity;
- (3) Specify that any agricultural land used for the cultivation of industrial hemp for the purposes of the Pilot Program shall qualify for the minimum dedication period and be assessed at the lowest percentage of fair market value;
- (4) Limit the cultivation of industrial hemp to licensed owners, lessees, or occupiers of lands situated within the state agricultural land district; and
- (5) Appropriate funds for a program coordinator position and an inspector position within the Department of Agriculture, and program operations for the Industrial Hemp Program.

For purposes of a public hearing on this measure, your Committees circulated a Proposed S.B. 773, H.D. 1 (Proposed Draft), and notified the public that it would be accepting testimony on the Proposed Draft. The Proposed Draft amended this measure by:

- (1) Requiring an applicant for an industrial hemp license to include a statement that the applicant is the owner, lessee, or occupier of the growing area to be used for the cultivation of industrial hemp;
- (2) Allowing applicants for an industrial hemp license to apply at any time during the year in which the applicant plans to grow industrial hemp;
- (3) Requiring Pilot Program licensees to submit additional reports as required by the Board of Agriculture;
- (4) Repealing the requirement for a movement permit to transport industrial hemp grain or plant material;
- (5) Repealing certain physical facility requirements for Pilot Program licensees; and

- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

The Department of Agriculture and two individuals supported the Proposed Measure. An individual opposed the Proposed Measure. The Department of Budget and Finance provided comments on the Proposed Measure.

Your Committees have amended this measure by adopting all of the changes proposed in the Proposed Draft.

As affirmed by the records of votes of the members of your Committees on Agriculture and Economic Development & Business that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 773, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 773, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Agriculture: Ayes, 5. Noes, none. Excused, 2 (Gates, Ing).

Economic Development & Business: Ayes, 6. Noes, none. Excused, none.

SCRep. 1342 Agriculture on S.B. No. 612

The purpose of this measure is to:

- (1) Make a housekeeping amendment to the Department of Agriculture's Livestock Revitalization Program;
- (2) Appropriate funds to reimburse qualified producers of milk, pork, eggs, poultry, beef, sheep, lamb, goats and seafood, for the cost of feed for beef cattle, dairy cows or milking goats, goats raised for meat, sheep, hogs, fish, crustaceans, and poultry; and
- (3) Appropriate funds to reimburse qualified feed developers for the costs of development of feed for sale to qualified producers.

For purposes of holding a public hearing on this measure, your Committee circulated a Proposed S.B. No. 612, H.D. 1 (Proposed Draft) and notified the public that it would be accepting testimony on the Proposed Draft. The Proposed Draft amended this measure by:

- (1) Specifying a total appropriation amount of \$2,000,000, with:
 - (A) \$1,000,000 allocated to reimburse qualified producers; and
 - (B) \$1,000,000 allocated to reimburse qualified feed developers;
- (2) Inserting a new part authorizing the issuance of general obligation bonds in an amount of \$4,000,000 for the planning, designing, and purchasing of a livestock feed mill by the Agribusiness Development Corporation;
- (3) Changing its effective date to July 1, 2017; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

The Department of Agriculture, Agribusiness Development Corporation, Ulupono Initiative, Land Use Research Foundation, Hawaii Farm Bureau, and Hawaii Cattlemen's Council, Inc., supported the Proposed Draft. Animal Rights Hawaii and an individual opposed the Proposed Draft. The Department of the Attorney General and Meadow Gold Dairies submitted comments on the Proposed Draft.

After careful consideration, your Committee has amended this measure by adopting the Proposed Draft and making the following changes to the Proposed Draft:

- (1) Clarifying that reimbursement funds can also be appropriated for feed research and to feed researchers;
- (2) Changing all appropriations to unspecified sums and deleting the specific amount of the general obligation bonds that the Director of Finance is authorized to issue;
- (3) Changing its effective date to July 31, 2150, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that should this measure be deliberated further, the use of industrial hemp as animal feed should be considered.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 612, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 612, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (LoPresti).

SCRep. 1343 Ocean, Marine Resources, & Hawaiian Affairs on S.B. No. 1150

The purpose of this measure is to:

- (1) Prohibit the use or application of non-prescription sunscreen, sunblock, or cosmetics containing oxybenzone or other chemicals harmful to coral reefs in marine life conservation districts and prohibits the sale of such sunscreen, sunblock, or cosmetics by concessionaires serving marine conservation districts and nature preserves;
- (2) Require commercial use permittees operating in marine life conservation districts to inform their customers of the prohibition; and
- (3) Allow the Department to propose rules prohibiting the use of sunscreen, sunblock, or cosmetics containing oxybenzone in any area as needed to conserve marine resources.

The Office of the Mayor of the County of Hawaii, Office of Hawaiian Affairs, Conservation Council for Hawai'i, Environmental Caucus of the Hawaii Mermaid Adventures, Democratic Party of Hawaii, Kewalo Marine Laboratory at the University of Hawaii at Manoa, For the Fishes, Quest Global Management/Dolphin Quest, The Nature Conservancy, Animal Rights Hawaii, Stream2Sea, Friends of Hanauma Bay, All Good, Napili Bay and Beach Foundation, Humane Society of the United States and Humane Society International, Green Party of Maui County, Haereticus Environmental Laboratory, University of Central Florida, Department of Zoology at Tel Aviv University, Institute of Geophysics at the University of Tehran, Spanish National Research Council, Environmental Biotechnology Lab at the Ben-Gurion University of the Negev, SEA LIFE TRUST, EKW Research Development, Sierra Club of Hawaii, Progressive Democrats of Hawaii, and numerous individuals testified in support of this measure. The Department of Land and Natural Resources, The Chamber of Commerce Hawaii, Personal Care Products Council, Retail Merchants of Hawaii, Consumer Healthcare Products Association, Ocean Tourism Coalition, Quicksilver Charters, and American Chemistry Council testified in opposition to this measure. The Department of Health, Mayor of the County of Hawaii, Democratic Party of Hawaii, Hawaii Food Industry Association, MJRiskEnvironmental Ltd., University of South Florida, Hawaiian Paddle Sports, Maui Kayak Adventures, Maui Marketing, Maui Stand Up Paddle Boarding, Maui Surf Lessons, Valley Isle Excursions, and several individuals commented on this measure.

Your Committee has amended this measure by changing its effective date, to encourage further discussion. Technical amendments were also made for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1150, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Consumer Protection & Commerce in the form attached hereto as S.B. No. 1150, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (Takayama). Noes, none. Excused, 1 (Creagan).

SCRep. 1344 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on S.B. No. 110

The purpose of this measure is to authorize the Department of Land and Natural Resources to use in-lieu fee mitigation to restore, create, enhance, or preserve aquatic habitats or resources as compensatory mitigation.

The Department of Land and Natural Resources, Conservation Council for Hawaii, The Nature Conservancy, and one individual testified in support of this measure. The Tax Foundation of Hawaii commented on this measure.

Your Committees have amended this measure by changing its effective date to December 24, 2088, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 110, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 110, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.

Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1345 Ocean, Marine Resources, & Hawaiian Affairs/Veterans, Military, & International Affairs, & Culture and the Arts on S.B. No. 601

The purpose of this measure is to amend the membership, mission, and purpose of the King Kamehameha Celebration Commission (Commission) by:

- (1) Increasing the membership to fifteen members, to include representation for the island of Lana'i and the Daughters of Hawaii organization;
- (2) Authorizing the Chairperson of the Commission to appoint an advisory committee for historical and archival matters;
- (3) Authorizing the Commission to appoint an Executive Director; and
- (4) Establishing and appropriating funds for the King Kamehameha Celebration Special Fund.

The Hawaiian Affairs Caucus of the Democratic Party of Hawaii, Waimanalo Hawaiian Homes Association, and many individuals testified in support of this measure. The Department of Accounting and General Services testified in opposition to this measure. One concerned individual commented on this measure.

Your Committees note their strong support of passing this measure during the Regular Session of 2017.

Your Committees have amended this measure by changing the general fund appropriation to an unspecified source and changing its effective date to December 24, 2088, to encourage further discussion. Technical, nonsubstantive amendments were also made for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Veterans, Military, & International Affairs, & Culture and the Arts that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 601, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 601, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 6. Noes, none. Excused, 1 (Creagan).

Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 7. Noes, none. Excused, 1 (Ohno).

SCRep. 1346 Consumer Protection & Commerce on S.B. No. 287

The purpose of this measure is to require that all health insurers, including those that offer benefits through the Hawaii Employer-Union Health Benefits Trust Fund, publicly disclose all medical policies used in preauthorization decisions, medical services that may be subject to preauthorization review, preauthorization application procedure, preauthorization determination criteria, and appeals process.

The Hawaii Chapter of the American Physical Therapy Association testified in support of this measure. The Department of Commerce and Consumer Affairs testified in support of the intent of this measure. The Hawaii Association of Health Plans testified in opposition to this measure. The Hawaii Medical Service Association provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 2059, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 287, S.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 287, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 5; Ayes with Reservations (Say). Noes, none. Excused, 4 (Aquino, Ichiyama, Ito, Fukumoto).

SCRep. 1347 Consumer Protection & Commerce on S.B. No. 288

The purpose of this measure is to modernize Hawaii's self-service storage facilities law by:

- (1) Allowing self-service storage facility owners to tow motor vehicles and boats after sixty or more days of delinquency provided that appropriate notice is given;
- (2) Allowing self-service storage facility owners to publish notices of sales and send other notices to occupants by electronic mail and other commercially reasonable methods;
- (3) Allowing self-service storage facility owners to limit their liability to the maximum monetary value of property that may be stored pursuant to a rental agreement; and
- (4) Requiring any late fees charged by self-service storage facility owners to be provided for in the rental agreement.

The National Self Storage Association testified in support of this measure. The Office of Consumer Protection of the Department of Commerce and Consumer Affairs and Hawaii Association for Justice testified in opposition to this measure.

Your Committee has amended this measure by requiring the owner of a self-service storage facility to provide at least fifteen days notice prior to towing an occupant's vehicle or boat.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 288, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 288, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 5; Ayes with Reservations (Say). Noes, none. Excused, 4 (Aquino, Ichiyama, Ito, Fukumoto).

SCRep. 1348 Consumer Protection & Commerce/Judiciary on S.B. No. 292

The purpose of this measure is to eliminate unnecessary confusion caused by maintaining two condominium chapters under Hawaii law by repealing Chapter 514A, Hawaii Revised Statutes, relating to condominium property regimes that were created before July 1, 2006, but not yet brought to market for sale, and ensure all condominiums in the State are governed under Chapter 514B, Hawaii Revised Statutes, relating to condominiums created within the State since 2006.

The Palehua Townhouse Association and several concerned individuals testified in support of this measure. The Hawaii State Association of Parliamentarians testified in support of the intent of this measure. The Real Estate Commission and Ekimoto & Morris, LLLC provided comments.

Your Committees have amended this measure by changing its effective date to July 1, 2059, to facilitate further discussion.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 292, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 292, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Consumer Protection & Commerce: Ayes, 5. Noes, none. Excused, 4 (Aquino, Ichiyama, Ito, Fukumoto).

Judiciary: Ayes, 8. Noes, none. Excused, 3 (Belatti, Morikawa, Oshiro).

SCRep. 1349 Consumer Protection & Commerce on S.B. No. 306

The purpose of this measure is to clarify document disclosure requirements for certain condominium associations and ensure that boards of directors of condominium associations remain compliant with the mandatory provisions of Hawaii's condominium law.

Specifically, this measure:

- (1) For time share projects that contain time share units, transient vacation rentals, and private residential units on the same property:
 - (A) Requires the disclosure and provision of basic documents necessary for an owner to sell the owner's time share unit within forty-eight hours of a written or electronic request to the resident manager or property manager; and
 - (B) Affords an owner of a time share unit the right to receive a list of all time share owners, including contact information, for purposes directly related to the business of a time share owners association or vacation club;
- (2) Requires a management company of a time share owners association or vacation club board of directors to provide specific information to owners regarding candidates for election to the board of directors at least thirty days prior to the election;
- (3) Prohibits a representative of a management company from having a controlling interest on a board of directors for a time share owners association or vacation club; and
- (4) Establishes that any violation of a mandatory provision of the State's condominium law by a board or its officers and members is a per se violation of the board's fiduciary duty but provides an exception for a board member who votes against the board action that constitutes the violation.

Several concerned individuals testified in support of this measure. The Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations testified in support of the intent of this measure. The American Resort Development Association-Hawaii, Hawaii State Association of Parliamentarians, RCI, LLC, Soleil Management Hawaii, LLC, Wyndham Vacation Ownership, Association of Apartment Owners The Punahala, Marriott Vacations Worldwide Corporations, and numerous individuals testified in opposition to this measure. The Department of Commerce and Consumer Affairs, Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs, and Anderson Lahne & Fujisaki LLP, provided comments.

Your Committee has amended this measure by:

- (1) Changing the terms "time share unit" and "management company" to "time share interest" and "plan manager," respectively, for accuracy and consistency;
- (2) Deleting language establishing the right of a unit owner to receive a list of all time share owners, including contact information, for purposes directly related to the business of a time share owners association or vacation club;
- (3) Deleting language establishing that any violation of a mandatory provision of the State's condominium law by a board or its officers and members is a per se violation of the board's fiduciary duty;
- (4) Changing the timeframe for disclosure of the basic documents from forty-eight hours to thirty days;
- (5) Changing its effective date to July 1, 2059, to facilitate further discussion; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 306, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 306, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, 1 (Say). Excused, 4 (Aquino, Ichiyama, Ito, Fukumoto).

SCRep. 1350 Consumer Protection & Commerce on S.B. No. 387

The purpose of this measure to specify requirements for the inclusion of adequate numbers of various types of medical service providers in health insurance provider networks, as well as requirements for contracts, disclosure, continuity of care, and publication of directory information, to ensure that individuals covered under a health benefits plan have adequate access to appropriate healthcare.

The Hawaii Psychiatric Medical Association, Kaiser Permanente Hawaii, and Hawaii Pacific Health testified in support of this measure. The Department of Commerce and Consumer Affairs and Hawaii Medical Service Association testified in support of the intent of this measure. The Hawaii Association of Health Plans and a concerned individual provided comments.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 387, S.D. 1, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5; Ayes with Reservations (Say). Noes, none. Excused, 4 (Aquino, Ichiyama, Ito, Fukumoto).

SCRep. 1351 Consumer Protection & Commerce on S.B. No. 390

The purpose of this measure is to regulate appraisal management companies by:

- (1) Establishing, within the Department of Commerce and Consumer Affairs, an Appraisal Management Company Registration Program to ensure that appraisal management companies in Hawaii conform to minimum regulatory standards under federal law; and
- (2) Appropriating funds for implementation of the Program.

The Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs, Hawaii Association of REALTORS, Hawaii Financial Services Association, Mortgage Bankers Association, Real Estate Valuation Advocacy Association, and a concerned individual testified in support of this measure. The Hawaii Bankers Association and Hawaii Credit Union League testified in support of the intent of this measure. The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs provided comments.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 390, S.D. 2, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Fukumoto).

SCRep. 1352 Consumer Protection & Commerce on S.B. No. 502

The purpose of this measure is to remove discriminatory language governing requirements for insurance coverage of assisted reproductive technology by requiring parity of coverage for in vitro fertilization for same-sex couples, male-female couples for whom male infertility is a factor, and women regardless of marital status.

The Hawaii State Commission on the Status of Women, Advanced Reproductive Medicine & Gynecology, Fertility Institute of Hawaii, American Civil Liberties Union of Hawaii, Democratic Party of Hawaii, Hawaii LGBT Legal Association, Women's Caucus of the Democratic Party of Hawaii, Hawaii Women Lawyers, Healthy Mothers Health Babies Coalition of Hawaii, Lambda Law Student Association of the William S. Richardson School of Law, LGBT Caucus of the Democratic Party of Hawaii, Planned Parenthood Votes Northwest and Hawaii, Rainbow Family 808, RESOLVE: The National Infertility Association, and numerous concerned individuals testified in support of this measure. The Hawaii Association of Health Plans, Hawaii Medical Service Association, and Kaiser Permanente Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 502, S.D. 1, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 4 (Aquino, Ichiyama, Ito, Fukumoto).

SCRep. 1353 Consumer Protection & Commerce on S.B. No. 857

The purpose of this measure is to ensure the timely payment of workers' compensation claims by establishing procedures that require employers to pay all workers' compensation claims for compensable injuries and prohibiting the denial of claims without reasonable cause or during a pending investigation.

The Hawaii Chapter of the American Physical Therapy Association, Hawaii Injured Workers Association, International Longshore and Warehouse Union Local 142, Work Injury Medical Association of Hawaii, and several concerned individuals testified in support of this measure. A concerned individual testified in support of the intent of this measure. The Department of Labor and Industrial Relations, Department of Human Resources of the City and County of Honolulu, The Chamber of Commerce Hawaii, General Contractors Association of Hawaii, and Hawaii Insurers Council testified in opposition to this measure. The Department of Human Resources Development provided comments.

Your Committee has amended this measure by:

- (1) Changing the timeframe for an employer who has received a notification of services rendered or a bill from a provider of services to pay all charges within sixty calendar days, rather than thirty calendar days; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 857, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 857, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 4; Ayes with Reservations (Takayama). Noes, 1 (Say). Excused, 4 (Aquino, Ichiyama, Ito, Fukumoto).

SCRep. 1354 Consumer Protection & Commerce on S.B. No. 887

The purpose of this measure is to apply a surcharge for advanced 911 services on prepaid wireless telecommunications service in a manner equivalent to the enhanced 911 surcharge applicable to other cellular and telephone services under section 138-4, Hawaii Revised Statutes.

The Department of Accounting and General Services, Enhanced 911 Board, Office of Enterprise Technology Services, Honolulu Police Department, Maui Police Department, Maui Police Department-Molokai PSAP, Cellular Telecommunications and Internet Association, and two concerned individuals testified in support of this measure. The Retail Merchants of Hawaii testified in opposition to this measure. The Hawaii Association for Justice and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Deleting the immunity provision that would have applied to providers or sellers of prepaid wireless telecommunications service for providing lawful assistance to any investigative or law enforcement officer in connection with any lawful investigation or law enforcement activity; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 887, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 887, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 4 (Aquino, Ichiyama, Ito, Fukumoto).

SCRep. 1355 Consumer Protection & Commerce on S.B. No. 1286

The purpose of this measure is to:

- (1) Clarify the scope of the Department of Education's private trade, vocational, or technical school licensure program;
- (2) Establish a licensing fee to ensure the sustainability of the licensure program;
- (3) Establish a license renewal process and renewal licensure fee;
- (4) Establish a Private Trade, Vocational, and Technical School Licensure Special Fund; and
- (5) Appropriate funds for the administrative costs of the licensure program, including the establishment of a permanent, full-time position within the Department of Education.

The Department of Education testified in support of this measure. The Maui School of Therapeutic Massage and Pacific Center for Awareness and Bodywork testified in support of the intent of this measure. The Department of Budget and Finance, Hawaii Institute of Hair Design, and Maritime License Center provided comments.

Your Committee has amended this measure by allowing either compliance with federal regulations or accreditation requirements to be used by the Department of Education for licensure of a private trade, vocational, or technical school rather than requiring both conditions to be met.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1286, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 1286, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 4 (Aquino, Ichiyama, Ito, Fukumoto).

SCRep. 1356 Labor & Public Employment on S.B. No. 249

The purpose of this measure is to reduce retirement benefits for new judicial appointments after June 30, 2017, from 3.0 to 2.0 percent of the member's average final compensation.

The Judiciary; University of Hawaii Professional Assembly; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hawai'i State Trial Judges Association; Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO; Farrell & Associates; and many concerned individuals testified in opposition to this measure. The Employees' Retirement System provided comments on this measure.

Your Committee has amended this measure by:

- (1) Changing the date for the reduced retirement benefits for new judicial appointments beginning after June 30, 2050; and

- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 249, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 249, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, 1 (Matsumoto). Excused, none.

SCRep. 1357 Water & Land on S.B. No. 1201

The purpose of this measure is to facilitate the deployment of high-speed broadband infrastructure in Hawaii by:

- (1) Specifying that the State and counties cannot prohibit, regulate, or charge for the co-location of small wireless facilities or small wireless facilities networks beyond the provisions of this measure;
- (2) Providing various state and county zoning rules and classifications regarding the co-location of small wireless facilities and small wireless facilities networks; and
- (3) Specifying the application process and rates for co-location.

The Department of Transportation; Department of Business, Economic Development and Tourism; Office of Planning; The Chamber of Commerce Hawaii; Maui Chamber of Commerce; Verizon Communications, Inc.; Hawaiian Electric Company, Inc., and its subsidiaries Hawaii Electric Light Company, Inc. and Maui Electric Company, Limited; Cellular Telecommunications and Internet Association; AT&T Services, Inc.; Mobilitie, LLC; and Maui Hotel & Lodging Association testified in support of this measure. The Office of Mayor of the City and County of Honolulu, Airport Concessionaires Committee, Hawaii Council of Mayors, and one concerned individual testified in opposition to this measure. The Department of Commerce and Consumer Affairs, Hawaiian Telcom, and Charter Communications, Inc. commented on this measure.

After careful consideration, your Committee has amended this measure by removing its contents and replacing it with provisions that:

- (1) Establish a broadband task force under the administration of the Department of Business, Economic Development, and Tourism, to develop a statewide broadband plan and submit a report to the Legislature; and
- (2) Specify that this measure shall take effect upon its approval; provided that this measure shall not take effect if legislation that establishes or amends conditions under which the State and counties may establish a collocation permitting, application, review and approval process for telecommunications companies proposing to install broadband infrastructure on state or county structures, utility poles, light standards, or buildings, is not enacted by the Legislature during the Regular Session of 2017.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1201, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Consumer Protection & Commerce in the form attached hereto as S.B. No. 1201, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 4 (Evans, Ichiyama, Lee, Lowen).

SCRep. 1358 Water & Land on S.B. No. 1148

The purpose of this measure is to appropriate moneys for the Executive Director of the Hawaii Community Development Authority (HCDA) to conduct a feasibility study regarding: (1) HCDA assuming the role of planning, developing, and redeveloping all state-owned lands, except lands administered by the Hawaii Public Housing Authority, within one-half mile of the Honolulu rail transit system; and (2) creating a new community development district along the Honolulu rail corridor. This measure also requires the HCDA to report to the Legislature.

The Office of Planning and Hawaii Public Housing Authority testified in support of this measure. One concerned individual testified in opposition to this measure. The Department of Transportation, Hawaii Community Development Authority, Aloha Stadium Authority, and Department of Planning and Permitting of the City and County of Honolulu commented on this measure.

Your Committee believes that the establishment of transit-oriented development (TOD) zones at various locations along the Honolulu rail transit system is critically connected to the passage of the rail measure currently under consideration by the Legislature.

Your Committee has amended this measure by:

- (1) Defining "TOD" and "TOD zone";
- (2) Designating the Hawaii Community Development Authority to implement the TOD Zone Improvement Program, and describing requirements for the composition of the Authority's membership;
- (3) Clarifying that the study and the TOD zones will not affect lands administered by the Hawaii Public Housing Authority or the Stadium Authority;
- (4) Deleting the requirement for HCDA to conduct a feasibility study and related provisions;

- (5) Adding an appropriation in an unspecified amount for the hiring of one full-time equivalent permanent position (1.00 FTE) in the HCDA to implement the TOD Zone Improvement Program;
- (6) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1148, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 1148, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 4 (Evans, Ichiyama, Lee, Lowen).

SCRep. 1359 Water & Land on S.B. No. 994

The purpose of this measure is to expand the powers and duties of the Aloha Stadium Authority to develop the Aloha Stadium property and establish a stadium complex area.

The Office of the Lieutenant Governor, Department of Accounting and General Services, Aloha Stadium Authority, Hawaii Lodging & Tourism Association, IMUAlliance, and one concerned individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Deleting any provisions regarding the Authority's ability to sell state-owned land; and
- (2) Clarifying that any acceptance of gifts should not benefit the Commissioners in any way and shall be declared.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 994, S.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 994, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 4 (Evans, Ichiyama, Lee, Lowen).

SCRep. 1360 Water & Land on S.B. No. 698

The purpose of this measure is to:

- (1) Require a landowner or occupier to provide notice and a map of the subdivision or lease to the Department of Health and other various county agencies when subdividing and leasing agricultural land; and
- (2) Grant county and state agencies the right to enter subdivided or leased agricultural property upon reasonable belief of a violation, to investigate compliance violations of agricultural subdivision and lease qualifications, and to issue citations, fines, and liens.

The Office of Planning, Department of Health, Land Use Commission, Department of Planning and Permitting of the City and County of Honolulu, Planning Department of the County of Hawaii, Hawaii Cattlemen's Council, Inc., Hawaii Farm Bureau, and one concerned individual testified in support of this measure. The Department of Agriculture provided comments on this measure.

Your Committee notes the Land Use Commission requested the addition of one permanent position to obtain compliance with decisions and orders of the Land Use Commission. Your Committee agrees and recommends the adoption of this request.

Your Committee has amended this measure by:

- (1) Deleting language regarding subdivision leases;
- (2) Adding language under section 205-12, Hawaii Revised Statutes, to designate the Land Use Commission as the entity to investigate complaints involving violations of subdivisions of agricultural land;
- (3) Authorizing the Land Use Commission to establish rules and fines to address these complaints, and the power to issue fines to enforce the rules;
- (4) Authorizing the Land Use Commission to enter the property upon investigation of a violation;
- (5) Authorizing the Land Use Commission to invoke a cease and desist order or subpoena the landowner to appear before the Commission for further proceedings;
- (6) Changing the effective date to July 1, 2050; and
- (7) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 698, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 698, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 3 (Ichiyama, Lee, Lowen).

SCRep. 1361 Water & Land on S.B. No. 895

The purpose of this measure is to establish the offense of criminal trespass on state lands, and to clarify that the offenses of criminal trespass in the second degree apply to government agricultural property, regardless of whether it is fenced, enclosed, or otherwise secured.

The Department of Public Safety; Hawaii Community Development Authority; Department of Transportation; Department of Health; University of Hawaii; Department of Education; Honolulu Police Department; and a few individuals testified in support of this measure. The Office of Hawaiian Affairs, American Civil Liberties Union of Hawaii, Ka Lāhui Hawai'i Political Action Committee, Community Alliance on Prisons, Animal Rights Hawaii, Ho'omana Pono, LLC., Pratt Law Hawaii, LLC, and numerous individuals testified in opposition to this measure. The Department of Land and Natural Resources, Governor's Coordinator on Homelessness, Department of the Attorney General, Department of Agriculture, Department of Human Services, Department of Taxation, and Department of Accounting and General Services commented on this measure.

Your Committee notes that it is the Legislature's intent that the administrator will coordinate homelessness services in collaboration with other agencies prior to the implementation of this measure.

Your Committee has amended this measure by:

- (1) Requiring a request to leave by a law enforcement officer prior to the trespass charges;
- (2) Clarifying that no lands administered by the Office of Hawaiian Affairs will be affected by this measure;
- (3) Clarifying that this measure will not impact any areas that are designated as safe havens;
- (4) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (5) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 895, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 895, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Lowen). Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1362 Transportation on S.B. No. 389

The purpose of this measure is to statutorily establish speed limits for the Hawaii Route 3000 bypass, also known as the Lahaina Bypass or the Honoapiilani Highway Bypass.

The Department of Transportation provided comments on this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 389, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 389, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1363 Transportation on S.B. No. 663

The purpose of this measure is to increase the fine for speeding in a school zone or construction area.

The Department of Transportation and Kihei Community Association supported this measure. The Hawaii Construction Alliance and Pacific Resource Partnership supported the intent of this measure. The Department of the Prosecuting Attorney of the City and County of Honolulu opposed this measure.

Your Committee has amended this measure by:

- (1) Changing the fine for speeding in a school zone or construction area, the surcharge that may be deposited into the Trauma System Special Fund, and the surcharge to be deposited into the Safe Routes to School Program Special Fund to unspecified amounts; and

- (2) Changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 663, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 663, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 1364 Transportation on S.B. No. 221

The purpose of this measure is to:

- (1) Establish a Photo Red Light Imaging Detector Systems Program (Program) to improve enforcement of traffic signal laws;
- (2) Authorize counties to implement the Program;
- (3) Require the deposit of fines collected by a county under the Program into a special account within the general fund, to be used in the county in which the fine was collected for the establishment, operation, management, and maintenance of a photo red light imaging detector system;
- (4) Require the Department of Transportation to establish a Red Light Running Committee to review this measure and submit to the Legislature its findings and recommendations, and any proposed legislation or amendments to this measure, no later than 20 days prior to the convening of the 2018 Regular Session; and
- (5) Appropriating funds for the establishment of the Program.

The Department of Transportation, Office of the Mayor of the County of Hawaii, Honolulu Police Department, American Automobile Association Hawaii, Hawaii Bicycling League, Mothers Against Drunk Driving Hawaii, and many individuals supported this measure. The Maui Metropolitan Planning Organization supported the intent of this measure. The Office of the Public Defender, Ho'omana Pono, LLC., and an individual opposed this measure. The Judiciary, Department of Budget and Finance, Department of Accounting and General Services, and an individual provided comments.

Your Committee has amended this measure by:

- (1) Including the Deputy Chief Court Administrator for the District Court of the First Circuit and the State Public Defender, or their designees, in the Red Light Running Committee;
- (2) Requiring each county to pay vendors installing a photo red light imaging detector system a negotiated lump sum regardless of the number of citations issued or expected to be issued through the use of the red light imaging detector system;
- (3) Changing the special account within the general fund into a Photo Red Light Imaging Detector Systems Program Special Fund, to be administered by the Department of Transportation;
- (4) Changing the fines for violation of certain provisions of the Statewide Traffic Code to unspecified amounts;
- (5) Changing its effective date to July 1, 2050, and making the provisions establishing the Red Light Running Committee effective July 1, 2049, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 221, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 221, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1365 Judiciary on S.B. No. 717

The purpose of this measure is to:

- (1) Establish a temporary program, in a state executive department to be designated by the Governor, to clean up state real property after the departure of persons who have camped or lodged there illegally or without authorization;
- (2) Require the Department of Public Safety to establish a temporary sheriff patrol program to enforce laws against illegal camping, trespassing, or occupancy after closing hours on state real property;
- (3) Terminate the temporary programs on June 30, 2019; and
- (4) Appropriate funds to the designated state executive department and Department of Public Safety for purposes of this measure.

The Hawaii Community Development Authority supported this measure. The Department of Accounting and General Services supported the intent of this measure. We Are One, Inc. and many individuals opposed this measure. The Department of Land and Natural Resources, Department of Public Safety, Department of the Attorney General, and Governor's Coordinator on Homelessness provided comments.

Your Committee has amended this measure by:

- (1) Specifying that the temporary program may apply to state real property under the control and management of state agencies including the Judiciary, University of Hawaii, Department of Education, and Stadium Authority;
- (2) Amending the definition of "laws prohibiting an individual from trespassing on state real property" to include any offenses relating to trespass onto state lands, as codified in part II of chapter 708, Hawaii Revised Statutes, which relates to burglary and other offenses of intrusion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 717, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 717, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Lee).

SCRep. 1366 Judiciary on S.B. No. 469

The purpose of this measure is to appropriate funds for the operating and capital improvement costs of the Judicial Branch for fiscal year (FY) 2017-2018 and FY 2018-2019.

The Judiciary, Office of the Public Defender of the State of Hawaii, Office of the Prosecuting Attorney of the County of Hawaii, Delivery of Legal Services to the Public Committee of the Hawaii State Bar Association, Hawaii State Bar Association, Kauai Bar Association, Legal Aid Society of Hawaii, Maui County Bar Association, Mothers Against Drunk Driving Hawaii, Volunteer Legal Services Hawaii, and nine individuals testified in support of this measure.

The Domestic Violence Action Center submitted comments on the measure.

Operating Budget

The Judiciary submitted an operating budget that totaled:

	<u>FY 2018</u>	<u>FY 2019</u>
General Funds	\$165,282,683	\$166,215,447
All Means of Financing	\$177,923,330	\$178,856,094

Your Committee on Judiciary has amended this budget to appropriate:

	<u>FY 2018</u>	<u>FY 2019</u>
General Funds	\$162,896,777	\$162,746,962
All Means of Financing	\$175,537,424	\$175,387,609

Your Committee has authorized \$1,000,000 for fiscal year 2017-2018 and \$1,600,000 for fiscal year 2018-2019 in general obligation bonds for security improvements at Hoapili Hale on the island of Maui.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 469, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 469, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10; Ayes with Reservations (Oshiro, Thielen). Noes, none. Excused, 1 (Lee).

SCRep. 1367 Judiciary on S.B. No. 683

The purpose of this measure is to increase funding to provide for a quality public education for the children of Hawaii by proposing amendments to the Hawaii State Constitution that would allow the Legislature to establish a surcharge on residential investment property and visitor accommodations.

The Hawaii Teacher Standards Board, Hawaii State Teachers Association, IMUAlliance, Hui for Excellence in Education, Parents for Public Schools of Hawaii, Democratic Party of Hawaii, Progressive Democrats of Hawaii, Americans for Democratic Action, Hawaii Association of School Psychologists, Hawaii Children's Action Network, Hawaii Island School Garden Network, and numerous individuals testified in support of this measure. The County of Hawaii Office of the Mayor, County of Hawaii Department of Finance–Real Property Tax, County of Maui Office of the Mayor, Chair of the Maui County Council, County of Kauai Department of Finance, Hawaii Lodging & Tourism Association, Maui Hotel & Lodging Association, Hawaii Association of REALTORS, The Chamber of Commerce Hawaii, Maui Chamber of Commerce, Coalition for Equal Taxation, Condominium Rentals Hawaii, Outrigger Hotels Hawaii, and many individuals testified in opposition to this measure. The Department of Education, Department of Budget and Finance, City and

County of Honolulu Department of Budget and Fiscal Services, Hawaii Children's Action Network, Committee for Education Funding, Grassroot Institute of Hawaii, and Autism Society of Hawaii provided comments.

Your Committee has amended this measure by changing the effective date to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 683, S.D. 2, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 683, S.D. 2, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Lee).

SCRep. 1368 Judiciary on S.B. No. 686

The purpose of this measure is to increase funding for public education by establishing a surcharge on residential investment property and visitor accommodations to supplement the budget for education and provide a quality education to all of Hawaii's children. The proceeds of the surcharge would be deposited into the Education Special Fund.

The Hawaii Teacher Standards Board, Hawaii State Teachers Association, IMUAlliance, Hui for Excellence in Education, Parents for Public Schools of Hawaii, Democratic Party of Hawaii, and numerous individuals testified in support of this measure. The County of Hawaii Office of the Mayor, County of Hawaii Department of Finance–Real Property Tax, County of Maui Office of the Mayor, Chair of the Maui County Council, Hawaii Lodging & Tourism Association, Maui Hotel & Lodging Association, Hawaii Association of REALTORS, Maui Chamber of Commerce, Coalition for Equal Taxation, Condominium Rentals Hawaii, and many individuals testified in opposition to this measure. The Department of Education, Department of Budget and Finance, City and County of Honolulu Department of Budget and Fiscal Services, Tax Foundation of Hawaii, Hawaii Children's Action Network, Committee for Education Funding, Grassroot Institute of Hawaii, and Autism Society of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 686, S.D. 2, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Lee).

SCRep. 1369 Transportation on S.B. No. 1183

The purpose of this measure is to:

- (1) Repeal the requirement that ten percent of the revenues from the county surcharge on state tax be withheld to reimburse the State for administrative costs; provided that a county that has established a county surcharge on state tax passes an ordinance that allows the capital costs of the county's preferred alternative for mass transit project to be paid from county funds prior to December 31, 2017; and
- (2) Require the mayor of a county that has established a county surcharge on state tax to submit certain plans with respect to the county's preferred alternative for mass transit project.

The Building Industry Association of Hawaii, Bikeshare Hawaii, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, Kapolei Chamber of Commerce, LGBT Caucus of the Democratic Party of Hawaii, Chinatown Merchants Association, Hawaii Bicycling League, Land Use Research Foundation of Hawaii, and many individuals supported this measure. The Office of the Mayor of the County of Kauai, James Campbell Company LLC, Hawaii Laborers-Employers Cooperation and Education Trust, Hawaii State AFL-CIO, The Chamber of Commerce Hawaii, Pacific Resource Partnership, ILWU Local 142, Hawaii Laborers Union, Local 368, Iron Workers Stabilization Fund, and General Contractors Association of Hawaii supported the intent of this measure. The Chair of the Honolulu City Council and the Councilmembers representing District 1, District 3, and District 7 of the City and County of Honolulu, Hawaii Kai Neighborhood Board, Hawaii Republican Party of State House District 41, and several individuals opposed this measure. The Department of Transportation, Department of Budget and Finance, Office of the Mayor of the City and County of Honolulu, Honolulu Authority for Rapid Transportation, Tax Foundation of Hawaii, AARP Hawaii, and many individuals provided comments.

Your Committee has amended this measure by:

- (1) Authorizing counties that have established a surcharge on state tax prior to July 1, 2015, to extend the surcharge to an unspecified date; provided that the county adopts an ordinance to extend the surcharge before July 1, 2018;
- (2) Authorizing a county that has not established a county surcharge on state tax prior to July 1, 2015, to establish a surcharge by ordinance, if the ordinance is adopted prior to July 1, 2018, but not earlier than July 1, 2017;
- (3) Changing the amount deducted from the county surcharge on state tax to reimburse the State to an unspecified percentage, rather than repealing the requirement that ten percent of revenues from the county surcharge on state tax be withheld for administrative costs;
- (4) Requiring the Director of Finance to deduct an unspecified portion of the surcharge proceeds for the Department of Transportation for state highway projects;
- (5) Providing that the authority of a county that has established a county surcharge on state tax to collect the county surcharge on state tax shall be rescinded if the county does not adopt an ordinance that allows capital costs of a locally preferred alternative for mass transit project to be paid from county funds prior to December 31, 2017;

- (6) Requiring the mayors of counties who establish a county surcharge on state tax by ordinance prior to July 1, 2018, to submit certain plans and reports to the Legislature with respect to the funding of the locally preferred alternative for mass transit project;
- (7) Removing provisions that repeal the measure if a county that has established a county surcharge on state tax does not adopt an ordinance that allows capital costs of a locally preferred alternative for mass transit project to be paid from county funds prior to December 31, 2017;
- (8) Extending the sunset date of the county surcharge on state tax to an unspecified date;
- (9) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (10) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance deliberate on this measure further, your Committee on Transportation notes that its intent is not to authorize a permanent extension of the county surcharge on state tax and respectfully requests that the Committee on Finance determine if an extension is warranted and the length of such extension.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1183, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1183, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (San Buenaventura). Noes, 1 (Quinlan). Excused, none.

SCRep. 1370 Health/Consumer Protection & Commerce on S.B. No. 404

The purpose of this measure is to apply to the sale of electronic smoking devices and e-liquid the same permit and license requirements and excise tax that applies to the sale of cigarettes and tobacco products. This measure also increases the retail tobacco permit fee and the tobacco wholesale or dealer license fee.

Your Committees received testimony in support of this measure from the Hawaii Public Health Association and several individuals. Your Committees received testimony in opposition to this measure from VOLCANO Fine Electronic Cigarettes, ABC Stores, and numerous individuals. The Department of the Attorney General, Department of Taxation, Coalition for a Tobacco-Free Hawai'i, American Heart Association, and Tax Foundation of Hawaii submitted comments.

Your Committees have amended this measure by:

- (1) Inserting language to clarify that penalties for the retail sale of cigarettes or tobacco products without a retail tobacco permit apply to the unpermitted sale of electronic smoking devices or e-liquid;
- (2) Changing the excise tax amount applicable to the sale of electronic smoking devices and e-liquid to an unspecified percentage of the wholesale price; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

Your Committees note that several testifiers at the public hearing held on this measure requested that a portion of the revenue from the excise tax on electronic smoking devices and e-liquid established by this measure be applied to community programs or activities for tobacco education, prevention, and control. Your Committees find that this request merits consideration and urge that discussion of such programs be included in continuing discussions on this measure.

As affirmed by the records of votes of the members of your Committees on Health and Consumer Protection & Commerce that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 404, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 404, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Health: Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).

Consumer Protection & Commerce: Ayes, 6. Noes, none. Excused, 3 (Aquino, Ichiyama, Fukumoto).

SCRep. 1371 Health on S.B. No. 739

The purpose of this measure is to clarify the scope of practice of behavioral analysis for which a license is required and to clarify who may provide behavioral analysis or applied behavioral analysis services regardless of licensure.

Your Committee received testimony in support of this measure from the State Council on Developmental Disabilities, Hawai'i Psychological Association, and several individuals. Your Committee received testimony in opposition to this measure from Hawaii Disability Rights Center and many individuals. The Department of Health, Behavioral Intervention Certification Council, Behavioral Health Center, Inc., Autism Behavior Services, Inc., and a few individuals provided comments on this measure.

Your Committee has amended this measure by:

- (1) Clarifying that registered behavioral technicians may provide applied behavioral analysis services under the supervision of a licensed professional; and
- (2) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 739, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 739, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Kobayashi, Tupola). Noes, none. Excused, none.

SCRep. 1372 Health on S.B. No. 501

The purpose of this measure is to ensure that women in Hawaii have timely and appropriate access to comprehensive reproductive health services by requiring limited service pregnancy centers to disclose the availability of and enrollment information for publicly-funded reproductive health services and adhere to privacy and disclosure requirements for client records. This measure also establishes civil penalties for noncompliance and authorizes civil actions for enforcement.

Your Committee received testimony in support of this measure from the Hawaii State Commission on the Status of Women, Hawaii Section of the American Congress of Obstetricians and Gynecologists, National Association of Social Workers – Hawaii, Early Childhood Action Strategy, Hawaii Women Lawyers, Young Progressives Demanding Action, Planned Parenthood Votes Northwest and Hawaii, LGBT Caucus of the Democratic Party of Hawaii, Hawaii Nurses Association, OPEIU Local 50, Hawaii Women's Coalition, Hawaii State Democratic Women's Caucus, and many individuals. Your Committee received testimony in opposition to this measure from Aloha Pregnancy Care and Counseling Center, Calvary Chapel Pearl Harbor, Malama Pregnancy Center of Maui, A Place for Women in Waipio, Hawaii Republican Party State House District 41, Hawaii Catholic Conference, Hawaii Family Forum, Hawaii Life Alliance, The Pearson Foundation of Hawaii, Inc., Concerned Women for America of Hawaii, Christian Counseling and Research Centers of America, Hawaii Federation of Republican Women, and numerous individuals. The Department of Health and an individual submitted comments.

Your Committee has amended this measure by:

- (1) Broadening its applicability to include all facilities that advertise or solicit clients with offers to provide prenatal sonography, pregnancy tests, or pregnancy options counseling, including contracted providers with the Med-QUEST Division or a Medicaid health plan;
- (2) Amending content requirements for mandatory disclosures to accurately reflect the potential scope of services offered by this broader class of facilities; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 501, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 501, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, 3 (Har, Oshiro, Tupola). Excused, none.

SCRep. 1373 Health on S.B. No. 384

The purpose of this measure is to expand access for Hawaii residents to the full range of mental health treatments and services by authorizing qualified clinical psychologists who meet specified education and training requirements to prescribe psychotropic medications from a limited formulary and under a collaborative agreement with each patient's treating primary care provider or psychiatrist.

Your Committee received testimony in support of this measure from the Hawaii Psychological Association, Hawaii Medical Service Association, The CHOW Project, Mental Health America of Hawaii, Hawaii Catholic Conference, and numerous individuals. Your Committee received testimony in opposition to this measure from the American Psychiatric Association, Hawaii Psychiatric Medical Association, Hawaii Medical Association, and several individuals. Your Committee received comments on this measure from the Hawaii Board of Psychology.

Your Committee has amended this measure by:

- (1) Clarifying that the clinical experience requirement for eligibility as a prescribing psychologist shall include rotation through specified practice areas and supervised experience with specified types of patients;
- (2) Clarifying that the examination requirement may be satisfied by passage of a nationally-recognized psychopharmacology examination developed by an authority other than the American Psychological Association's Practice Organization's College of Professional Psychology;
- (3) Changing its effective date to July 1, 2070, to promote further discussion; and
- (4) Making technical amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 384, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 384, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 4; Ayes with Reservations (Oshiro, Todd). Noes, 3 (Har, Kobayashi, Tupola). Excused, none.

SCRep. 1374 Health on S.B. No. 305

The purpose of this measure is to require that security surveillance video recordings of medical marijuana production centers and retail dispensing locations be retained for a period of forty-five days.

Your Committee received testimony in support of this measure from Hawaii Educational Association for Licensed Therapeutic Healthcare, Cure Oahu, Maui Grown Therapies, and an individual. Your Committee received testimony in opposition to this measure from the Department of Health.

Your Committee has amended this measure by changing its effective date to July 1, 2070, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 305, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 305, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 5; Ayes with Reservations (Kobayashi, Tupola). Noes, 1 (Har). Excused, 1 (Oshiro).

SCRep. 1375 Health on S.B. No. 174

The purpose of this measure is to add lupus, epilepsy, multiple sclerosis, arthritis, and autism to the list of debilitating medical conditions that an individual may treat using medical marijuana in Hawaii.

Your Committee received testimony in support of this measure from The Drug Policy Forum of Hawaii, Hawaii Association of Professional Nurses, Hawaii Educational Association for Licensed Therapeutic Healthcare, Maui Grown Therapies, and several individuals. Your Committee received testimony in opposition to this measure from the Department of Health and Department of the Prosecuting Attorney of the City and County of Honolulu. The Department of the Attorney General and an individual submitted comments.

Your Committee has amended this measure by:

- (1) Adding a purpose and findings section;
- (2) Changing its effective date to July 1, 2070, to support further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 174, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 174, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 4; Ayes with Reservations (Kobayashi). Noes, 2 (Har, Tupola). Excused, 1 (Oshiro).

SCRep. 1376 Agriculture on S.B. No. 700

The purpose of this measure, as received by your Committee, is to provide further protections for indigenous birds by amending the offense of cruelty to animals in the first degree to include the intentional or knowing torture, mutilation, or poisoning, assistance in or causing of torture, mutilation, or poisoning, of two or more indigenous birds.

For purposes of a public hearing on this measure, your Committee circulated a proposed draft (Proposed H.D. 1) and notified the public that it would be accepting testimony on the proposed draft, which:

- (1) Adds provisions that amend the offense of cruelty to animals in the second degree to include the intentional, knowing, or reckless, uses of a trolley, pulley, cable, or running line designed to attach a dog to two stationary objects under specified conditions; and
- (2) Redefines "indigenous bird" to include only bird species living naturally in Hawaii without having been brought to Hawaii by humans.

The Department of the Prosecuting Attorney of the City and County of Honolulu, Conservation Council for Hawaii, Hawaiian Humane Society, West Hawaii Humane Society, Pele Lani Farm LLC, Neighborhood Cats, Animal Rights Hawaii, Windward Dog Park Hui, and numerous individuals testified in support of this measure. The Humane Society of the United States testified in support of this measure with amendments. The Department of Land and Natural Resources, Department of the Attorney General, and several individuals provided comments on this measure.

Your Committee has amended this measure by:

- (1) Adopting the Proposed H.D. 1; and
- (2) Making further amendments that:
 - (A) Revert back to the definition of "indigenous bird" that includes bird species occurring or living naturally in Hawaii, as in the S.D. 1 version of this measure;
 - (B) Amend the offense of cruelty to animals in the first degree to apply to the intentional or knowing torture, mutilation, poisoning, or assistance or causing the torture, mutilation, or poisoning of one indigenous bird instead of two or more;
 - (C) Amend the offense of cruelty to animal in the second degree by including restraint of a dog outdoors for a period determined by county ordinance, rather than for more than twenty-four hours;
 - (D) Add a severability clause; and
 - (E) Make technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Judiciary deliberate on this measure, your Committee respectfully requests that it consider the testimony of the Attorney General regarding the protections under chapter 183D, Hawaii Revised Statutes, and section 13-124-3, Hawaii Administrative Rules.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 700, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 700, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Ing).

SCRep. 1377 Agriculture on S.B. No. 804

The purpose of this measure, as received by your Committee, is to increase the amount of Pesticide Use Revolving Fund (Revolving Fund) moneys that the Department of Agriculture (DOA) can maintain to ensure the Department has the necessary funds available to carry out its statutory mandate.

For the purposes of a public hearing on this bill, your Committee circulated a Proposed S.B. No. 804, S.D. 1, H.D. 1 (Proposed Draft) that deleted its contents and inserted provisions protecting the State's environment and residents from the unintended impacts of large-scale pesticide use by implementing the recommendations of the JFF Study Group's report, which the Good Neighbor Program be revised and expanded. As amended, the Proposed Draft:

- (1) Specifies public annual report disclosure requirements on any commercial agricultural entity that annually purchases or uses more than ten pounds or ten gallons of restricted use pesticides during the prior year;
- (2) Requires DOA to adopt content requirements of the public annual report, including:
 - (A) A listing of all pesticides used in outdoor applications;
 - (B) Total quantities used for each pesticide; and
 - (C) The geographic location in which the pesticides were used;
- (3) Allows Revolving Fund moneys to be used for clinical studies on pesticides;
- (4) Deletes the limitations on the use of Revolving Fund moneys for personnel costs;
- (5) Changes the \$250,000 fiscal year cap on the Revolving Fund to an unspecified amount; and
- (6) Appropriates funds to provide a grant to the University of Hawaii John A. Burns School of Medicine (JABSOM) to develop a study on the exposure effects of chlorpyrifos on 100 pregnant mothers on the island of Hawaii, Oahu, and Kauai by examining the meconium of newborn babies.

The Hawaii Center for Food Safety, Hawaii Alliance for Progressive Action, Young Progressives Demanding Action, We Are One, Inc., and numerous concerned individuals supported the Proposed Draft. A concerned individual supported the intent of the Proposed Draft. The Hawaii Crop Improvement Association, CropLife America, Monsanto Hawaii, Larry Jefts Farms, LLC, and a few concerned individuals opposed the Proposed Draft. The Department of Agriculture submitted comments on the Proposed Draft. Western Plant Health Association opposed the measure, as received by your Committee.

After considering the merits of both S.B. No. 804, S.D. 1, as received by your Committee, and the Proposed Draft, your Committee, adopted the Proposed Draft with the following amendments:

- (1) Expanding the purpose section to elaborate on the appropriation to the JABSOM;
- (2) Deleting references to "ahupuaa" as a means of identifying the geographic location in which pesticides were used;
- (3) Deleting the mandatory disclosure threshold amounts for non-diluted restricted use pesticides;

- (4) Making unspecified the number of pregnant mothers in the chlorpyrifos study by the John A. Burns School of Medicine;
- (5) Changing the effective date to July 31, 2150, to facilitate further discussion; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee requests that DOA consider and recommend to the Legislature the mandatory disclosure threshold amounts for non-diluted restricted use pesticides.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 804, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 804, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (DeCoite, Takayama). Noes, none. Excused, none.

SCRep. 1378 Higher Education on H.R. No. 50

The purpose of this measure is to request the University of Hawaii System to establish a Philippines-Hawaii Tourism College Student Exchange Program Compact with the University of Northern Philippines College of Hospitality and Tourism Management and the Ilocos Sur Community College Tourism Management Program.

The Nursing Advocates & Mentors, Inc., National Federation of Filipino American Associations Region 12, Filipino American Citizens League, Filipino-Americans Advocacy Network, and a concerned individual supported this measure. The University of Hawaii submitted comments.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 50 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Har, Ing).

SCRep. 1379 Higher Education on H.C.R. No. 88

The purpose of this measure is to request the University of Hawaii System to establish a Philippines-Hawaii Tourism College Student Exchange Program Compact with the University of Northern Philippines College of Hospitality and Tourism Management and the Ilocos Sur Community College Tourism Management Program.

The Nursing Advocates & Mentors, Inc., National Federation of Filipino American Associations Region 12, Filipino American Citizens League, Filipino-Americans Advocacy Network, and a concerned individual supported this measure. The University of Hawaii submitted comments.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 88 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Har, Ing).

SCRep. 1380 Housing/Water & Land on H.C.R. No. 13

The purpose of this measure is to approve the sale of the leased fee interest in 41-529 Inaole Street, Waimanalo, Hawaii.

Your committee received written comments in support from Hawaii Housing Finance and Development Corporation, Department of Business, Economic Development and Tourism and one individual. One other individual testified in opposition of this measure.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 13 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 7; Ayes with Reservations (San Buenaventura). Noes, none. Excused, none.

Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1381 Housing/Water & Land on H.C.R. No. 14

The purpose of this measure is to approve the sale of the leased fee interest in 41-648 Inaole Street, Waimanalo, Hawaii.

Your committee received written comments in support from Hawaii Housing Finance and Development Corporation, Department of Business, Economic Development and Tourism and one individual. One other individual testified in opposition of this measure.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 14 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 7; Ayes with Reservations (San Buenaventura). Noes, none. Excused, none.
Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1382 Housing/Water & Land on H.C.R. No. 15

The purpose of this measure is to approve the sale of the leased fee interest in 41-652 Inaole Street, Waimanalo, Hawaii.

Your committee received written comments in support from Hawaii Housing Finance and Development Corporation, Department of Business, Economic Development and Tourism and one individual. One other individual testified in opposition of this measure.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 15 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 7; Ayes with Reservations (San Buenaventura). Noes, none. Excused, none.
Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1383 Housing/Water & Land on H.C.R. No. 16

The purpose of this measure is to approve the sale of the leased fee interest in 41-659 Inaole Street, Waimanalo, Hawaii.

Your committee received written comments in support from Hawaii Housing Finance and Development Corporation, Department of Business, Economic Development and Tourism and one individual. One other individual testified in opposition of this measure.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 16 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 7; Ayes with Reservations (San Buenaventura). Noes, none. Excused, none.
Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1384 Housing/Water & Land on H.C.R. No. 17

The purpose of this measure is to approve the sale of the leased fee interest in 41-1362 Waikalua Street, Waimanalo, Hawaii.

Your committee received written comments in support from Hawaii Housing Finance and Development Corporation and Department of Business, Economic Development and Tourism. One individual testified in opposition of this measure.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 17 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 7; Ayes with Reservations (San Buenaventura). Noes, none. Excused, none.
Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1385 Housing/Water & Land on H.C.R. No. 18

The purpose of this measure is to approve the sale of the leased fee interest in 95-029 Kuahelani Avenue, No 128, Mililani, Hawaii.

Your committee received written comments in support from Hawaii Housing Finance and Development Corporation, Department of Business, Economic Development and Tourism and one individual. One other individual testified in opposition of this measure.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 18 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 7; Ayes with Reservations (San Buenaventura). Noes, none. Excused, none.
Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1386 Housing/Water & Land on H.C.R. No. 19

The purpose of this measure is to approve the sale of the leased fee interest in 94-946 Meheula Parkway, No. 264, Mililani, Hawaii.

Your committee received written comments in support from Hawaii Housing Finance Development Corporation, Department of Business, Economic Development and Tourism, Hawaii Realty International LLC and two individuals.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 19 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 7; Ayes with Reservations (San Buenaventura). Noes, none. Excused, none.

Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1387 Housing/Water & Land on H.C.R. No. 20

The purpose of this measure is to approve the sale of the leased fee interest in 94-946 Meheula Parkway, No. 363, Mililani, Hawaii.

Your committee received written comments in support from Hawaii Housing Finance and Development Corporation, Department of Business, Economic Development and Tourism and Big Palm Partners, LLC.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 20 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 7; Ayes with Reservations (San Buenaventura). Noes, none. Excused, none.

Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1388 Housing/Water & Land on H.C.R. No. 21

The purpose of this measure is to approve the sale of the leased fee interest in 94-950 Meheula Parkway, No. 367, Mililani, Hawaii.

Your committee received written comments in support from Hawaii Housing Finance and Development Corporation, Department of Business, Economic Development and Tourism and one individual.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 21 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 7; Ayes with Reservations (San Buenaventura). Noes, none. Excused, none.

Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1389 Housing/Water & Land on H.C.R. No. 22

The purpose of this measure is to approve the sale of the leased fee interest in 47-394 Keohapa Place, Kaneohe, Hawaii.

Your committee received written comments in support from Hawaii Housing Finance and Development Corporation and the Department of Business, Economic Development and Tourism.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 22 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 7; Ayes with Reservations (San Buenaventura). Noes, none. Excused, none.

Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1390 Judiciary on S.B. No. 488

The purpose of this measure is to allow the courts to authorize a person or entity to provide technical assistance to a law enforcement officer or sheriff's deputy who is executing a search warrant pertaining to an electronic device or storage media.

The Department of the Attorney General, Honolulu Police Department, City and County of Honolulu Prosecuting Attorney, and Maui Police Department testified in support of the measure. One individual testified in opposition.

Your Committee has amended this measure by replacing its contents with H.B. No. 300, H.D. 1, which was heard by your Committee on February 3, 2017, and the purpose of which is a similar measure, except that it:

- (1) Clarifies that both sheriff's deputies and police officers may execute a search warrant and obtain technical assistance from an authorized individual or entity;
- (2) Changes the effective date to July 1, 2050, to encourage further discussion; and
- (3) Makes technical, nonsubstantive amendments for clarity, style, and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 488, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 488, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Belatti, Lee, Morikawa).

SCRep. 1391 Judiciary on S.B. No. 335

The purpose of this measure is to adopt the Uniform Family Law Arbitration Act to create a statutory framework for the arbitration of family law and child-related disputes.

Arbitration is a private, contract-based process that parties may use to resolve a dispute rather than going to court. This measure authorizes the use of arbitration to resolve certain family law and child-related disputes and establishes procedures and protocols for initiating and conducting the arbitration and for judicial review and confirmation of arbitration decisions.

The Commission to Promote Uniform Legislation testified in support of the measure and suggested amendments.

Your Committee amended this measure by replacing its contents with H.B. No. 1235 H.D. 1, which was heard by your Committee on February 3, 2017, and the purpose of which is similar to this measure, except that it:

- (1) Replaced the provision relating to agreements to arbitrate subsequent child-related disputes with language that is consistent with the provision in the Uniform Family Law Arbitration Act;
- (2) Changed the effective date to July 1, 2050, to encourage further discussion; and
- (3) Made technical, nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 335, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 335, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Belatti, Lee, Morikawa).

SCRep. 1392 Housing/Transportation on H.R. No. 107

The purpose of this measure is to request the Federal Highway Administration (FHA) to timely process and approve applications for permits and approvals necessary for the development of a transitional housing pilot project on land subject to FHA jurisdiction.

An individual testified in support of this measure.

As affirmed by the records of votes of the members of your Committees on Housing and Transportation that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 107 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 7. Noes, none. Excused, none.
Transportation: Ayes, 7. Noes, none. Excused, none.

SCRep. 1393 Housing/Transportation on H.C.R. No. 183

The purpose of this measure is to request the Federal Highway Administration (FHA) to timely process and approve applications for permits and approvals necessary for the development of a transitional housing pilot project on land subject to FHA jurisdiction.

Two individuals testified in support of this measure.

As affirmed by the records of votes of the members of your Committees on Housing and Transportation that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 183 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 7. Noes, none. Excused, none.
Transportation: Ayes, 7. Noes, none. Excused, none.

SCRep. 1394 Ocean, Marine Resources, & Hawaiian Affairs on H.R. No. 126

The purpose of this measure is to request the Office of Hawaiian Affairs to:

- (1) Convene stakeholders on capacity building, training, and the perpetuation of Ho'oponopono to strengthen integrative public safety programs that can incorporate Native Hawaiian values, practices, families, and communities into public safety and other appropriate state government programming;
- (2) Develop models that support Ho'oponopono as a traditional Native Hawaiian system of well-being and improve state prevention, intervention, or reintegration programs targeting Native Hawaiians; and
- (3) Submit its findings and recommendations, including any proposed legislation, to the Legislature no later than 20 days before the convening of the Regular Session of 2018.

The Office of Hawaiian Affairs and an individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 126 and recommends that it be referred to your Committee on Public Safety.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (DeCoite, Thielen).

SCRep. 1395 Ocean, Marine Resources, & Hawaiian Affairs on H.C.R. No. 198

The purpose of this measure is to request the Office of Hawaiian Affairs to:

- (1) Convene stakeholders on capacity building, training, and the perpetuation of Ho'oponopono to strengthen integrative public safety programs that can incorporate Native Hawaiian values, practices, families, and communities into public safety and other appropriate state government programming;
- (2) Develop models that support Ho'oponopono as a traditional Native Hawaiian system of well-being and improve state prevention, intervention, or reintegration programs targeting Native Hawaiians; and
- (3) Submit its findings and recommendations, including any proposed legislation, to the Legislature no later than 20 days before the convening of the Regular Session of 2018.

The Office of Hawaiian Affairs and two individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 198 and recommends that it be referred to your Committee on Public Safety.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (DeCoite, Thielen).

SCRep. 1396 Housing on H.R. No. 63

The purpose of this measure is to:

- (1) Affirm that the House of Representatives opposes the conversion of affordable housing to market-rate housing; and
- (2) Urge the Hawaii Housing Finance and Development Corporation (HHFDC) to explore all options available to preserve the Front Street Apartments on Maui as affordable housing.

The Maui County Council Chair, Maui County Council Member representing East Maui, Hawaii Appleseed Center for Law & Economic Justice, Front Street Affordable Apartments Committee, and several individuals testified in support of this measure. HHFDC provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 63 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1397 Housing on H.C.R. No. 109

The purpose of this measure is to:

- (1) Affirm that the House of Representatives opposes the conversion of affordable housing to market-rate housing; and
- (2) Urge the Hawaii Housing Finance and Development Corporation (HHFDC) to explore all options available to preserve the Front Street Apartments on Maui as affordable housing.

The Maui County Council Chair, Maui County Council Member representing East Maui, Hawaii Appleseed Center for Law & Economic Justice, Front Street Affordable Apartments Committee, and several individuals testified in support of this measure. HHFDC provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 109 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1398 Public Safety on H.C.R. No. 134

The purpose of this measure is to request the Judiciary to convene a Criminal Pretrial Task Force to:

- (1) Examine and, as needed, recommend legislation and revisions to criminal pretrial practices and procedures to increase public safety while maximizing pretrial release of those who do not pose a danger or a flight risk; and
- (2) Identify and define best practices metrics to measure the relative effectiveness of the criminal pretrial system, and establish ongoing procedures to take such measurements at appropriate time intervals.

The Judiciary, Community Alliance on Prisons, The CHOW Project, and three concerned individuals supported this measure. The Department of Public Safety and Legislative Reference Bureau offered comments.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 134 and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Ing).

SCRep. 1399 Public Safety on H.C.R. No. 158

The purpose of this measure is to encourage the Department of Public Safety to continue and expand its structured, community-based work furlough programs to assist female inmates transition back into society.

The Department of Public Safety, Hawaii Paroling Authority, Hawaii State Commission on the Status of Women, Office of Hawaiian Affairs, YWCA Oahu, Hawaii Women's Coalition, Hawaii State Democratic Women's Caucus, Community Alliance on Prisons, and several concerned individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 158 and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Ing).

SCRep. 1400 Public Safety on H.C.R. No. 157

The purpose of this measure is to request the Correctional Justice Task Force to continue its study of effective incarceration policies to reduce the inmate population, lower recidivism, and improve Hawaii's correctional system as specified in House Concurrent Resolution No. 85, S.D. 1 (2016).

The Judiciary, Department of Public Safety, Hawaii Paroling Authority, Office of Hawaiian Affairs, The CHOW Project, MADD Hawaii, Mindful Hawaii, Hawaii Friends of Restorative Justice, Community Alliance on Prisons, and many concerned individuals supported this measure. The Legislative Reference Bureau and Crime Victim Compensation Commission offered comments.

Your Committee has amended this measure by changing its title and purpose to request the Correctional Justice Task Force to continue its study of effective incarceration policies to reduce the detainee and inmate population while preserving public safety, lower recidivism, and improve Hawaii's correctional system as specified in House Concurrent Resolution No. 85, S.D. 1 (2016).

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 157, as amended herein, and recommends that it be referred to your Committee on Judiciary in the form attached hereto as H.C.R. No. 157, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Ing).

SCRep. 1401 Public Safety on H.R. No. 102

The purpose of this measure is to request the Department of Public Safety to include sites that are 4.5 acres or larger in the environmental impact statement process for the Oahu Community Correctional Center relocation.

One concerned individual supported this measure. The Department of Public Safety, Launani Valley Community, and a concerned individual offered comments.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 102 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Ing).

SCRep. 1402 Public Safety on H.C.R. No. 156

The purpose of this measure is to request the Department of Public Safety to include sites that are 4.5 acres or larger in the environmental impact statement process for the Oahu Community Correctional Center relocation.

A concerned individual supported this measure. The Department of Public Safety and a concerned individual offered comments.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 156 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Ing).

SCRep. 1403 Human Services on H.R. No. 58

The purpose of this measure is to request the Department of Budget and Finance (B&F) to provide a status report to the Legislature prior to the Regular Session of 2018 on the establishment and implementation of the Hawaii ABLE Savings Program, a qualified tax exempt savings program that encourages and assists individuals with a disability and their families to save private funds to support the individual with a disability.

An individual testified in support of this measure. B&F submitted comments on this measure.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 58 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1404 Human Services on H.C.R. No. 96

The purpose of this measure is to request the Department of Budget and Finance (B&F) to provide a status report to the Legislature prior to the Regular Session of 2018 on the establishment and implementation of the Hawaii ABLE Savings Program, a qualified tax exempt savings program that encourages and assists individuals with a disability and their families to save private funds to support the individual with a disability.

The Hawaii Disability Rights Center and two individuals testified in support of this measure. B&F submitted comments on this measure.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 96 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1405 Human Services on H.R. No. 95

The purpose of this measure is to request the Governor's Coordinator on Homelessness to convene a working group to examine the issue of squatting in the State, develop recommendations to proactively prevent squatting, and report findings and recommendations to the Legislature prior to the Regular Session of 2018.

The Governor's Coordinator on Homelessness provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 95 and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1406 Human Services on H.C.R. No. 148

The purpose of this measure is to request the Governor's Coordinator on Homelessness to convene a working group to examine the issue of squatting in the State, develop recommendations to proactively prevent squatting, and report findings and recommendations to the Legislature prior to the Regular Session of 2018.

An individual testified in support of this measure. The Governor's Coordinator on Homelessness provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 148 and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1407 Human Services on H.R. No. 135

The purpose of this measure is to affirm the Legislature's commitment to advancing the equal rights of women under the law and in society.

Planned Parenthood Votes Northwest and Hawaii and an individual testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 135 and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1408 Human Services on H.C.R. No. 207

The purpose of this measure is to affirm the Legislature's commitment to advancing the equal rights of women under the law and in society.

The Hawaii State Commission on the Status of Women, Planned Parenthood Votes Northwest and Hawaii, Hawaii Women's Coalition, and several individuals testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 207 and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1409 Human Services on H.R. No. 73

The purpose of this measure is to request the Department of Human Services (DHS) to examine the occurrence of fraud in the Supplemental Nutrition Assistance Program (SNAP) and adopt methods to eliminate fraud and maintain the integrity of the Program, and to submit a report of its findings and recommendations to the Legislature prior to the Regular Session of 2018.

Two individuals testified in support of this measure. DHS provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 73 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Har, Oshiro).

SCRep. 1410 Education on H.R. No. 11

The purpose of this measure is to request the United States Department of Education to offer and provide additional funding for education to the states and full-time national board certified public school teachers.

The Hawaii State Teachers Association supported this measure.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 11 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ing, McKelvey).

SCRep. 1411 Education on H.C.R. No. 28

The purpose of this measure is to request the United States Department of Education to offer and provide additional funding for education to the states and full-time national board certified public school teachers.

The Department of Education, Hawaii State Teachers Association, and two individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 28 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ing, McKelvey).

SCRep. 1412 Agriculture on H.R. No. 42

The purpose of this measure is to request the Department of Labor and Industrial Relations to examine WWOOFING in Hawaii, review relevant Hawaii labor laws, and make recommendations on how to protect these workers.

The Department of Agriculture testified in support of this measure. The Hawaii Island School Garden network provided comments. The Department of Labor and Industrial Relations testified in opposition to this measure.

Your committee has amended this measure by changing the agency to the Department of Agriculture and asking that they collaborate with the Department of Labor and Industrial Relations.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 42, as amended herein, and recommends that it be referred to your Committee on Judiciary in the form attached hereto as H.R. No. 42, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (DeCoite, Thielen).

SCRep. 1413 Agriculture on H.C.R. No. 76

The purpose of this measure is to request the Department of Labor and Industrial Relations to examine WWOOFING in Hawaii, review relevant Hawaii labor laws, and make recommendations on how to protect these workers.

The Department of Agriculture testified in support of this measure. The Hawaii Island School Garden network provided comments. The Department of Labor and Industrial Relations testified in opposition to this measure.

Your committee has amended this measure by changing the agency to the Department of Agriculture and asking that they collaborate with the Department of Labor and Industrial Relations.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 76, as amended herein, and recommends that it be referred to your Committee on Judiciary in the form attached hereto as H.C.R. No. 76, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (DeCoite, Thielen).

SCRep. 1414 Agriculture on H.R. No. 45

The purpose of this measure is to urge the Farm To School coordinator to develop and implement a two-year school mentorship pilot program of farmers to educate and mentor middle- and high-school students who are interested in becoming members of the agriculture workforce. The program shall commence on July 1, 2017 and end on June 30, 2019.

The Department of Education and two individuals provided testimony in support of the measure. The Hawaii Department of Agriculture provided comments only.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 45 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1415 Agriculture on H.C.R. No. 83

The purpose of this measure is to urge the Farm To School coordinator to develop and implement a two-year school mentorship pilot program of farmers to educate and mentor middle- and high-school students who are interested in becoming members of the agriculture workforce. The program shall commence on July 1, 2017 and end on June 30, 2019.

The Department of Education and two individuals provided testimony in support of the measure. The Hawaii Department of Agriculture provided comments only.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 83 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1416 Agriculture on H.R. No. 86

The purpose of this measure is to request the Auditor to:

- (1) Conduct a performance audit of the Department of Agriculture's hiring process for fiscal years 2015-2016 and 2016-2017;
- (2) Submit evaluations and recommendations, including any proposed legislation, to the Legislature prior to the 2018 Regular Session.

Animal Rights Hawaii and one individual provided testimony in support of the measure. The Hawaii Department of Agriculture provided comments only.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 86 and recommends that it be referred to your Committee on Labor & Public Employment.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1417 Agriculture on H.C.R. No. 137

The purpose of this measure is to request the Auditor to:

- (1) Conduct a performance audit of the Department of Agriculture's hiring process for fiscal years 2015-2016 and 2016-2017;
- (2) Submit evaluations and recommendations, including any proposed legislation, to the Legislature prior to the 2018 Regular Session.

Animal Rights Hawaii and one individual provided testimony in support of the measure. The Hawaii Department of Agriculture provided comments only.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 137 and recommends that it be referred to your Committee on Labor & Public Employment.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1418 Agriculture on H.C.R. No. 139

The purpose of this measure is to request the Department of Land and Natural Resources with the assistance of the Department of Agriculture to:

- (1) Establish a working group to integrate Hawaii's indigenous food systems and traditional Hawaiian farming practices into the State's goal of doubling food productions by 2020;
- (2) Submit findings and recommendations, including any proposed legislation, to the Legislature prior to the 2018 Regular Session.

The Hawaii Department of Agriculture, The Hawaii Alliance for Progressive Action, The Rally For Common Ground, and We are One, Inc. as well as numerous individuals provided testimony in support of the measure. The Department of Land and Natural Resources provided comments only.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 139 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1419 Agriculture on H.R. No. 91

The purpose of this measure is to request the department of land and natural resources, the department of agriculture, community organizations and each of the state's counties to establish a statewide mango tree-planting movement called "mango mania."

One individual testified in support of this measure. One individual testified in opposition. The Department of Agriculture and the Department of Land and Natural Resources provided comments.

Your committee has amended this measure by changing the lead agency to the Department of Agriculture not the Department of Land and Natural Resources.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 91, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 91, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1420 Agriculture on H.C.R. No. 145

The purpose of this measure is to establish a task force, which could determine the feasibility of forest farming pigs on the State's agriculture lands.

The Department of Agriculture, Department of Land and Natural Resources and the Nature Conservancy Hawaii Program submitted comments on this measure. Two concerned individuals opposed the measure. The Chancellor of the University of Hawaii at Hilo supported this measure.

Your Committee finds that forest farmed pigs should be contained within a double walled fence and the task force should focus its feasibility study to islands with a square mileage area greater than 4000. Accordingly, your Committee has amended this measure by:

- (1) Clarifying forest farmed pigs would be contained within double fenced enclosures to prevent damage to established forests and to prevent the spread of swine brucellosis, pseudo rabies and bovine tuberculosis; and
- (2) Restricting the study to islands with areas greater than 4000 square miles.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 145, as amended herein, and recommends that it be referred to your Committee on Water & Land in the form attached hereto as H.C.R. No. 145, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (DeCoite, Thielen).

SCRep. 1421 Health on H.R. No. 83

The purpose of this measure is to urge all law enforcement agencies statewide to test the sexual assault evidence collection kits in their possession according to guidelines developed by the Malama Kakou Project pursuant to Act 207, Session Laws of Hawaii 2016, and to request that the Attorney General submit annual reports to the Legislature on the collection and testing of sexual assault evidence collection kits by law enforcement agencies.

Your Committee received testimony in support of this measure from an individual.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 83 and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1422 Health on H.C.R. No. 133

The purpose of this measure is to urge all law enforcement agencies statewide to test the sexual assault evidence collection kits in their possession according to guidelines developed by the Malama Kakou Project pursuant to Act 207, Session Laws of Hawaii 2016, and to request that the Attorney General submit annual reports to the Legislature on the collection and testing of sexual assault evidence collection kits by law enforcement agencies.

Your Committee received testimony in support of this measure from an individual.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 133 and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1423 Health on H.R. No. 85

The purpose of this measure is to request that the Department of Health convene a task force to investigate and address the disposal of wastewater into groundwater resources, including by identifying regulatory issues, statutory revisions, and staffing recommendations to address developing standards for wastewater discharge that may affect groundwater or surface water.

Your Committee received testimony in support of this measure from an individual.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 85 and recommends that it be referred to your Committees on Energy & Environmental Protection and Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1424 Health on H.C.R. No. 136

The purpose of this measure is to request that the Department of Health convene a task force to investigate and address the disposal of wastewater into groundwater resources, including by identifying regulatory issues, statutory revisions, and staffing recommendations to address developing standards for wastewater discharge that may affect groundwater or surface water.

Your Committee received testimony in support of this measure from the Sierra Club of Hawaii and three individuals.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 136 and recommends that it be referred to your Committees on Energy & Environmental Protection and Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1425 Health on H.C.R. No. 163

The purpose of this measure is to designate October 13, 2017, as Metastatic Breast Cancer Awareness Day to raise awareness of research to develop new and more effective treatments for breast cancer and of the support and resources that are available in the community to patients and their families.

Your Committee received testimony in support of this measure from an individual.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 163 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1426 Health on H.C.R. No. 165

The purpose of this measure is to request that the Auditor assess the social and financial effects of requiring health insurance coverage for medically necessary cognitive rehabilitation therapy for survivors of traumatic brain injury as required by section 23-51, Hawaii Revised Statutes, before any legislative measure requiring insurance coverage for specific health services or specific diseases may be considered.

Your Committee received testimony in support of this measure from the Disability and Communication Access Board, Hawaii Disability Rights Center, and two individuals.

Your Committee notes that Senate Bill No. 225, S.D.1, introduced in the 2017 Regular Session, requires health insurers, mutual benefit societies, and health maintenance organizations to provide coverage for medically necessary cognitive rehabilitation therapy for survivors of traumatic brain injury.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 165 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Oshiro).

SCRep. 1427 Health on H.C.R. No. 164

The purpose of this measure is to request that the Department of Health convene a working group with representatives of the pharmacy and health insurance sectors to review and recommend best practices for a medication synchronization program, including pharmacist continuing education requirements, and draft proposed legislation to create a medication synchronization program in this State.

Your Committee received testimony in support of this measure from Walgreen Co., CVS Health/Longs Drugs, and two individuals. The Department of Health submitted comments.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 164 and recommends that it be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1428 Health on H.C.R. No. 129

The purpose of this measure is to request that the Department of Health, with the assistance of the American Cancer Society Hawaii-Pacific and American Cancer Society Cancer Action Network, convene a working group of cancer control, health care, and public health organizations to develop recommendations, identify specific actions, and assess available resources and strategies to increase colorectal cancer screening rates in the State.

Your Committee received testimony in support of this measure from the Department of Health, University of Hawai'i Cancer Center, American Cancer Society Cancer Action Network, Hawaii Primary Care Association, and many individuals.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 129 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Oshiro).

SCRep. 1429 Housing on H.R. No. 68

The purpose of this measure is to request the Hawaii Public Housing Authority (HPHA) to:

- (1) Document violations of the prohibitions in section 356D-6.5, Hawaii Revised Statutes, which relates to prohibition on smoking in and around public housing and state low-income housing projects; and
- (2) Permanently retain the documentation in a resident's record for HPHA to consider when it evaluates whether to continue any existing lease agreement or to enter into any new lease agreement with the resident.

An individual testified in support of this measure. HPHA opposed this measure.

Upon careful consideration, your Committee has amended this measure by:

- (1) Changing its title to read: "REQUESTING THE HAWAII PUBLIC HOUSING AUTHORITY TO CONTINUE TO DOCUMENT VIOLATIONS OF THE PROHIBITION ON SMOKING IN AND AROUND PUBLIC HOUSING";
- (2) Requesting that HPHA continue to document smoking violations of its tenants and requests;
- (3) Deleting language that tenant smoking violations should be factored into HPHA decisions granting or denying lease extensions or entering into new lease agreements with tenants who violate the smoking prohibition; and
- (4) Requesting HPHA to retain documentation of tenant smoking violations in a resident's record on a nonpermanent basis, to comply with HPHA rules.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 68, as amended herein, and recommends that it be referred to your Committee on Judiciary in the form attached hereto as H.R. No. 68, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1430 Housing on H.C.R. No. 114

The purpose of this measure is to request the Hawaii Public Housing Authority (HPHA) to:

- (1) Document violations of the prohibitions in section 356D-6.5, Hawaii Revised Statutes, which relates to prohibition on smoking in and around public housing and state low-income housing projects; and
- (2) Permanently retain the documentation in a resident's record for HPHA to consider when it evaluates whether to continue any existing lease agreement or to enter into any new lease agreement with the resident.

Several individuals testified in support of this measure. HPHA opposed this measure.

Upon careful consideration, your Committee has amended this measure by:

- (1) Changing its title to read: "REQUESTING THE HAWAII PUBLIC HOUSING AUTHORITY TO CONTINUE TO DOCUMENT VIOLATIONS OF THE PROHIBITION ON SMOKING IN AND AROUND PUBLIC HOUSING";
- (2) Requesting that HPHA continue to document smoking violations of its tenants and requests;
- (3) Deleting language that tenant smoking violations should be factored into HPHA decisions granting or denying lease extensions or entering into new lease agreements with tenants who violate the smoking prohibition; and
- (4) Requesting HPHA to retain documentation of tenant smoking violations in a resident's record on a nonpermanent basis, to comply with HPHA rules.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 114, as amended herein, and recommends that it be referred to your Committee on Judiciary in the form attached hereto as H.C.R. No. 114, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1431 Energy & Environmental Protection on H.R. No. 30

The purpose of this measure is to urge the Board of Education to create guidelines for the incorporation of climate change education into the curriculum of Hawaii's public schools.

Two individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 30 and recommends that it be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Kong).

SCRep. 1432 Energy & Environmental Protection on H.C.R. No. 59

The purpose of this measure is to urge the Board of Education to create guidelines for the incorporation of climate change education into the curriculum of Hawaii's public schools.

Sierra Club of Hawaii and many individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 59 and recommends that it be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Kong).

SCRep. 1433 Energy & Environmental Protection on H.R. No. 131

The purpose of this measure is to urge the Office of Environmental Quality Control, in cooperation with the Department of the Attorney General and the Legislative Reference Bureau, to prepare environmental and legal opinions of future state regulations and legislation that may be deemed necessary to combat climate change and prevent the regression of environmental protection.

Several individuals supported this measure. The Office of Environmental Quality Control supported the intent of this measure. The Legislative Reference Bureau provided comments.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 131 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Kong).

SCRep. 1434 Energy & Environmental Protection on H.C.R. No. 203

The purpose of this measure is to urge the Office of Environmental Quality Control, in cooperation with the Department of the Attorney General and the Legislative Reference Bureau, to prepare environmental and legal opinions of future state regulations and legislation that may be deemed necessary to combat climate change and prevent the regression of environmental protection.

Healthy Climate Communities, Sierra Club of Hawaii, and several individuals supported this measure. The Office of Environmental Quality Control supported the intent of this measure. The Legislative Reference Bureau and an individual provided comments.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 203 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Kong).

SCRep. 1435 Energy & Environmental Protection on H.C.R. No. 112

The purpose of this measure is to encourage the significant growth, development, intensification, and expansion of agriculture by encouraging the Governor to work with the Legislature to develop a Hawaii Green Initiative for Fuels Transition to coincide with increased local food production.

For purposes of a public hearing on this measure, your Committees circulated a Proposed H.C.R. No. 112, H.D. 1 (Proposed Draft), and notified the public that it would be accepting testimony on the Proposed Draft. The Proposed Draft amended this measure by:

- (1) Amending its title to read: "REQUESTING THE PUBLIC UTILITIES COMMISSION TO ESTABLISH PERFORMANCE BASED REVENUE MECHANISMS THAT DIRECTLY TIE AN ELECTRIC UTILITY'S REVENUES TO THE UTILITY'S ACHIEVEMENT ON PERFORMANCE METRICS.";
- (2) Deleting the contents of the measure; and
- (3) Inserting language requesting the Public Utilities Commission to:
 - (A) Establish performance incentive and penalty mechanisms that directly tie an electric utility's revenues to the utility's achievement on performance metrics; and

- (B) Submit a status report on the establishment of the performance incentive and penalty mechanisms and any proposed legislation to the legislature 20 days prior to the convening of the Regular Session of 2018.

Healthy Climate Communities and many individuals supported the Proposed Draft. One individual opposed the Proposed Draft. The Public Utilities Commission and Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs provided comments on the Proposed Draft.

Your Committee has amended this measure by adopting the Proposed Draft.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 112, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 112, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Kong).

SCRep. 1436 Energy & Environmental Protection on H.C.R. No. 118

The purpose of this measure is to urge the significant growth, development, intensification, and expansion of agriculture to incorporate dedicated food and biofuel feedstock growth to achieve the goals of food and fuel sustainability and security through a Hawaii Green Fuels Initiative.

The College of Tropical Agriculture and Human Resources of the University of Hawaii at Manoa, Clean Energy Solutions, The Maritime Group, LLC, and several individuals supported this measure. The Department of Agriculture supported the intent of this measure.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 118 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Kong).

SCRep. 1437 Energy & Environmental Protection on H.C.R. No. 172

The purpose of this measure is to request the Public Utilities Commission to reactivate and conclude Docket No. 2013-0141, relating to the development of performance incentive mechanisms, and submit a status report to the Legislature on the reactivation and conclusion of that docket.

Two individuals supported this measure. The Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs and Public Utilities Commission provided comments.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 172 and recommends that it be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Kong).

SCRep. 1438 Ocean, Marine Resources, & Hawaiian Affairs on H.R. No. 55

The purpose of this measure is to request the Auditor to conduct an impact assessment report of the social and financial impacts of mandating coverage for Native Hawaiian culture-based practices that have been empirically shown to be effective in the management of weight, cardiovascular health, diabetes, and chronic kidney disease and submit its findings and recommendations, including any proposed legislation, to the Legislature no later than 20 days prior to the convening of the Regular Session of 2018.

The Native Hawaiian Health Task Force and several individuals supported this measure. The Hawaiian Affairs Caucus of the Democratic Party of Hawaii and Office of Hawaiian Affairs provided comments.

As affirmed by the record of votes of the member of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 55 and recommends that it be referred to your Committees on Health and Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (DeCoite, Thielen).

SCRep. 1439 Ocean, Marine Resources, & Hawaiian Affairs on H.C.R. No. 93

The purpose of this measure is to request the Auditor to conduct an impact assessment report of the social and financial impacts of mandating coverage for Native Hawaiian culture-based practices that have been empirically shown to be effective in the management of weight, cardiovascular health, diabetes, and chronic kidney disease and submit its findings and recommendations, including any proposed legislation, to the Legislature no later than 20 days prior to the convening of the Regular Session of 2018.

The Native Hawaiian Health Task Force and several individuals supported this measure. The Hawaiian Affairs Caucus of the Democratic Party of Hawaii and Office of Hawaiian Affairs provided comments.

As affirmed by the record of votes of the member of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 93 and recommends that it be referred to your Committees on Health and Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (DeCoite, Thielen).

SCRep. 1440 Ocean, Marine Resources, & Hawaiian Affairs on H.C.R. No. 108

The purpose of this measure is to authorize the Board of Land and Natural Resources to issue a term, nonexclusive easement of sixty-five years, commencing on August 10, 1990, covering a portion of state submerged lands, fronting the property identified as tax map key number: (2)3-9-11:7, seaward of lot 7, Waiohuli-Keokea Homesteads and Beach Lots, Waiohuli-Keokea (Kihei) Wailuku, Maui, Hawaii for the maintenance and repair of the existing seawall constructed thereon, pursuant to section 171-53(c), Hawaii Revised Statutes.

The Department of Land and Natural Resources testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 108 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (DeCoite, Thielen).

SCRep. 1441 Ocean, Marine Resources, & Hawaiian Affairs on H.C.R. No. 146

The purpose of this measure is to declare 'awa as the official beverage of Hawaii.

Ho'omana Pono, LLC. and one individual supported this measure. One individual provided comments.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 146 and recommends that it be referred to your Committee on Veterans, Military, & International Affairs, & Culture and the Arts.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (DeCoite, Thielen).

SCRep. 1442 Ocean, Marine Resources, & Hawaiian Affairs on H.R. No. 134

The purpose of this measure is to urge the Department of Land and Natural Resources to establish the Papahānaumokuākea Marine National Monument program within the Department's Division of Aquatic Resources to coordinate and fulfill the State's role and responsibilities in co-managing the Papahānaumokuākea Marine National Monument.

The Department of Land and Natural Resources and several concerned individuals testified in support of this measure. The Office of Hawaiian Affairs provided comments.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 134 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (DeCoite, Thielen).

SCRep. 1443 Ocean, Marine Resources, & Hawaiian Affairs on H.C.R. No. 206

The purpose of this measure is to urge the Department of Land and Natural Resources to establish the Papahānaumokuākea Marine National Monument program within the Department's Division of Aquatic Resources to coordinate and fulfill the State's role and responsibilities in co-managing the Papahānaumokuākea Marine National Monument.

The Department of Land and Natural Resources and several concerned individuals testified in support of this measure. The Office of Hawaiian Affairs provided comments.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 206 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (DeCoite, Thielen).

SCRep. 1444 Ocean, Marine Resources, & Hawaiian Affairs on H.C.R. No. 98

The purpose of this measure is to urge the Department of Land and Natural Resources (Department) to work with stakeholders to develop guidelines for best practices for the operation of marine mammal tours.

The Ocean Tourism Coalition and two individuals testified in support of this measure. The Department provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 98 and recommends that it be referred to your Committee on Tourism.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (DeCoite, Thielen).

SCRep. 1445 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on H.C.R. No. 60

The purpose of this measure is to authorize the Board of Land and Natural Resources to issue an amended term, non-exclusive easement covering a portion of state submerged lands fronting the property identified as Tax Map Key: (1) 3-9-026: seaward of 044, 045, and 048, Maunaloa, Honolulu, Oahu, for the maintenance and repair of the existing channel, concrete surge break or breakwater, seawall, step, and filled land, and for use, repair, and maintenance of the existing improvements constructed thereon, pursuant to section 171-53, Hawaii Revised Statutes.

The Department of Land and Natural Resources testified in support of this measure. A concerned individual testified in opposition to this measure.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 60 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.
Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1446 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on H.C.R. No. 42

The purpose of this measure is to authorize the Board of Land and Natural Resources, pursuant to section 171-53, Hawaii Revised Statutes, to issue a term lease of fifty-five years and non-exclusive easement for approximately 331 square feet, subject to confirmation by the Department of Accounting and General Services, of the existing pier and portions of seawall fronting the property identified as Tax Map Key: (1) 3-6-001:036, Waikiki, Honolulu, Oahu, to resolve the pier encroachment and for the maintenance and repair of the existing pier and seawall.

The Department of Land and Natural Resources testified in support of this measure. A concerned individual testified in opposition to this measure.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 42 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.
Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1447 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on H.C.R. No. 27

The purpose of this measure is to authorize the Board of Land and Natural Resources to issue a term, non-exclusive easement covering a portion of state submerged lands identified as Tax Map Key: (1) 4-1-001: seaward of 011, Waimanalo, Koolau, Oahu, for the maintenance and repair of the existing pier, and for use, repair, and maintenance of the existing improvements constructed thereon pursuant to section 171-53, Hawaii Revised Statutes.

The Department of Land and Natural Resources testified in support of this measure. A concerned individual testified in opposition to this measure.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 27 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.
Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1448 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on H.C.R. No. 26

The purpose of this measure is to authorize the Board of Land and Natural Resources to amend a term, non exclusive easement covering a portion of state submerged lands fronting the property identified as Tax Map Key: (1) 4-3-005: seaward of 094, Kailua, Koolau, Oahu, for the maintenance and repair of the existing seawall and boat ramp, and for the use, repair, and maintenance of the existing improvements constructed thereon pursuant to section 171-53, Hawaii Revised Statutes.

The Department of Land and Natural Resources testified in support of this measure. A concerned individual testified in opposition to this measure.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 26 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.

Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1449 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on H.C.R. No. 97

The purpose of this measure is to authorize the Board of Land and Natural Resources to issue a term, non-exclusive easement covering a portion of state submerged and reclaimed (filled) lands identified as Tax Map Key: (2) 2-6-012: seaward of 026, at Kuau, Makawao, Paia, Maui, for the maintenance, repair, replacement, and removal of an existing seawall, rubble rock revetment, stairs, and lawn over, under, and across state-owned land.

The Department of Land and Natural Resources supported this measure. An individual opposed this measure.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 97 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.

Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1450 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on H.C.R. No. 152

The purpose of this measure is to authorize the Board of Land and Natural Resources to issue a 55-year term, non-exclusive easement covering a portion of state submerged lands identified as Tax Map Key: (4) 4-3-009: seaward of 001, at Waipouli, Kawaihau, Kauai, for the maintenance and repair of the existing seawall, and for the use, repair, and maintenance of the existing improvements constructed thereon.

The Department of Land and Natural Resources supported this measure. An individual opposed this measure.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 152 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.

Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1451 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on H.R. No. 12

The purpose of this measure is to authorize the Board of Land and Natural Resources to issue a term, non-exclusive easement covering a portion of state submerged lands fronting the property identified as Tax Map Key: (1) 4-4-018: seaward of 072, Kaneohe, Koolaupoko, Oahu, for the maintenance and repair of the existing seawall, boat ramp, and pier, and for use, repair, and maintenance of the existing improvements constructed thereon pursuant to section 171-53, Hawaii Revised Statutes.

The Department of Land and Natural Resources testified in support of this measure.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 12 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.

Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1452 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on H.C.R. No. 30

The purpose of this measure is to authorize the Board of Land and Natural Resources to issue a term, non-exclusive easement covering a portion of state submerged lands fronting the property identified as Tax Map Key: (1) 4-4-018: seaward of 072, Kaneohe, Koolaupoko, Oahu, for the maintenance and repair of the existing seawall, boat ramp, and pier, and for use, repair, and maintenance of the existing improvements constructed thereon pursuant to section 171-53, Hawaii Revised Statutes.

The Department of Land and Natural Resources testified in support of this measure. A concerned individual testified in opposition to this measure.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 30 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.

Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1453 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on H.C.R. No. 82

The purpose of this measure is to authorize the Board of Land and Natural Resources to issue a term, non-exclusive easement covering a portion of state submerged lands fronting the property identified as Tax Map Key: (2) 4-6-003: seaward of 007, Lahaina, Maui, for the maintenance and repair of the existing concrete seawall, and for the use, repair, and maintenance of the existing improvements constructed thereon pursuant to section 171-53, Hawaii Revised Statutes.

The Department of Land and Natural Resources testified in support of this measure. A concerned individual testified in opposition to this measure.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 82 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.

Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1454 Agriculture on H.R. No. 136

The purpose of this measure urge facilities in Hawaii to end captive breeding programs and to phase out captivity.

The Conservation Council for Hawaii, For the Fishes, The Humane Society of the United States, Hawaiian Humane Society, West Hawaii Humane Society, Belle Isle Review, 111k+Petition Supporters, Miracle March to Protect the Cetaceans, Raw Dog Hawaii, Maui Island Mermaids LLC, Marine Intelligent Action LLC, Water Inspired Conservation Group, One Ocean Diving, Cetacean Society International, Triumph Donnelly Studios LLC, Aloha Animal Advocates Org., Keiko Conservation, Luckydove Productions, Oceanic Preservation Society, Ojai Indivisible, SPARE Inc., VOTO and numerous individuals provided testimony in support of the measure.

Sea Life Park Hawaii, Dolphin Quest Hawaii, Dolphin Quest Oahu, Oceanographic Foundation, Animal Behavior Management Alliance, Chicago Zoological Society, American Humane, IMATA, Alliance of Marine mammal Parks & Aquariums and several individuals opposed this measure.

The Hawaii Department of Agriculture, Sea Shepherd, Humans for Oceans, DolphinProject.com, and several individuals provided comments.

Your Committee has amended this measure by providing an exception for scientific research and educational purposes and by making technical non-substantive changes.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 136, as amended herein, and recommends that it be referred to your Committee on Judiciary in the form attached hereto as H.R. No. 136, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, 1 (Thielen). Excused, none.

SCRep. 1455 Agriculture on H.C.R. No. 208

The purpose of this measure urge facilities in Hawaii to end captive breeding programs and to phase out captivity.

The Conservation Council for Hawaii, For the Fishes, The Humane Society of the United States, Hawaiian Humane Society, West Hawaii Humane Society, Belle Isle Review, 111k+Petition Supporters, Miracle March to Protect the Cetaceans, Raw Dog Hawaii, Maui Island Mermaids LLC, Marine Intelligent Action LLC, Water Inspired Conservation Group, One Ocean Diving, Cetacean Society International, Triumph Donnelly Studios LLC, Aloha Animal Advocates Org., Keiko Conservation, Luckydove Productions, Oceanic Preservation Society, Ojai Indivisible, SPARE Inc., VOTO and numerous individuals provided testimony in support of the measure.

Sea Life Park Hawaii, Dolphin Quest Hawaii, Dolphin Quest Oahu, Oceanographic Foundation, Animal Behavior Management Alliance, Chicago Zoological Society, American Humane, IMATA, Alliance of Marine mammal Parks & Aquariums and several individuals opposed this measure.

The Hawaii Department of Agriculture, Sea Shepherd, Humans for Oceans, DolphinProject.com, and several individuals provided comments.

Your Committee has amended this measure by providing an exception for scientific research and educational purposes and by making technical non-substantive changes.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 208, as amended herein, and recommends that it be referred to your Committee on Judiciary in the form attached hereto as H.C.R. No. 208, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Thielen). Excused, none.

SCRep. 1456 Agriculture on H.C.R. No. 120

The purpose of this measure is to urge the department of business, economic development and tourism to update the hawaii state planning act's economic objectives for agriculture.

The Ulupono initiative and Jessica Wooley testified in support of this measure. The Office of Environmental Quality Control provided comments and the Office of Planning took no position.

Your Committee has amended this measure by adopting the proposed HD1, Requesting the Office of Environmental Quality Control Apply Consistent Standards to All Applicants and Agencies, Follow Guidance Documents and Interpretations and Support the Environmental Council's Efforts to Update Hawaii Administrative Rules Chapter 11-200. Accordingly, your Committee has amended the proposed HD1 by:

- (1) Adding language to reflect the Office of Environmental Quality Control's testimony about their need to support the Environmental Council's efforts to update Hawaii Administrative Rules 11-200; and
- (2) Technical amendments.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 120, as amended herein, and recommends that it be referred to your Committee on Economic Development & Business in the form attached hereto as H.C.R. No. 120, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Gates, Ing).

SCRep. 1457 Judiciary on H.R. No. 70

The purpose of this measure is to request that the Office of Elections convene a task force on automatic voter registration.

Your Committee has amended this measure by requiring the task force to consider automatic absentee voter registration upon the application or renewal of a driver's license.

The Office of Elections, Common Cause Hawaii, the League of Women Voters of Hawaii, Americans for Democratic Action Hawaii, and several individuals testified in support of this measure. The Legislative Reference Bureau provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 70, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 70, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Lee, Oshiro).

SCRep. 1458 Judiciary on H.C.R. No. 116

The purpose of this measure is to request that the Office of Elections convene a task force on automatic voter registration.

Your Committee has amended this measure by requiring the task force to consider automatic absentee voter registration upon the application or renewal of a driver's license.

The Office of Elections, Common Cause Hawaii, the League of Women Voters of Hawaii, Americans for Democratic Action Hawaii, and several individuals testified in support of this measure. The Legislative Reference Bureau provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 116, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 116, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Lee, McDermott, Oshiro).

SCRep. 1459 Judiciary on H.R. No. 81

The purpose of this measure is to request that the Department of the Attorney General establish a working group to study forensic laboratories in the state.

Your Committee has amended this measure by adding that a member of the working group be from the Department of Transportation.

The Department of Transportation and the Department of the Attorney General testified in support of this measure. The Honolulu Police Department provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 81, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 81, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Lee, Oshiro).

SCRep. 1460 Judiciary on H.C.R. No. 131

The purpose of this measure is to request that the Department of the Attorney General establish a working group to study forensic laboratories in the state.

Your Committee has amended this measure by adding that a member of the working group be from the Department of Transportation.

The Department of Transportation and the Department of the Attorney General testified in support of this measure. The Honolulu Police Department provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 131, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 131, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Lee, Oshiro).

SCRep. 1461 Judiciary on H.C.R. No. 61

The purpose of this measure is to request that each of the several counties assess the roles and responsibilities of county police commissions, especially with regard to police misconduct issues.

One individual testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 61 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Lee, Oshiro).

SCRep. 1462 Judiciary on H.C.R. No. 64

The purpose of this measure is to urge the Office of Elections and the clerks of the counties to provide information factsheets about proposed county charter amendments, state constitutional amendments, and ballot initiatives that appear on the ballot in statewide and county elections.

The Office of Elections, Office of the City Clerk, Common Cause Hawaii, and League of Women Voters testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 64 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Lee, Oshiro).

SCRep. 1463 Judiciary on H.R. No. 23

The purpose of this measure is to request that the Department of the Attorney General conduct a study of police officer staffing levels in the Thirteenth Representative District.

One individual testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 23 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Lee, Oshiro).

SCRep. 1464 Judiciary on H.C.R. No. 48

The purpose of this measure is to request that the Department of the Attorney General conduct a study of police officer staffing levels in the Thirteenth Representative District.

One individual testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 48 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Lee, Oshiro).

SCRep. 1465 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on H.C.R. No. 78

The purpose of this measure is to authorize the Board of Land and Natural Resources to issue a term, non-exclusive easement covering a portion of state submerged land identified as Tax Map Key: (1) 4-5-058:121, Kaneohe, Koolaupoko, Oahu, for the maintenance and repair of the existing pier, and for use, repair, and maintenance of the existing improvements constructed thereon pursuant to section 171-53, Hawaii Revised Statutes.

The Department of Land and Natural Resources supported this measure. An individual opposed this measure.

Your Committees have amended this measure by changing the subject area from 284 square feet to 538 square feet.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 78, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.C.R. No. 78, H.D. 1.

Signed by the Chairs on behalf of the Committees.
Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.
Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1466 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on H.R. No. 38

The purpose of this measure is to urge the Department of Land and Natural Resources (Department) to conduct statewide public outreach to gather feedback on how a noncommercial marine fishing registry, permit, or license system would impact the State.

One individual testified in support of this measure. The Department provided comments on this measure.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 38 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.
Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1467 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on H.C.R. No. 73

The purpose of this measure is to urge the Department of Land and Natural Resources (Department) to conduct statewide public outreach to gather feedback on how a noncommercial marine fishing registry, permit, or license system would impact the State.

One individual testified in support of this measure. The Department provided comments on this measure.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 73 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.
Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1468 Economic Development & Business on H.C.R. No. 143

The purpose of this measure is to initiate the establishment and development of the Hilo International Aerospace and Technology Park (Park) by, among other things:

- (1) Requesting the Department of Business, Economic Development, and Tourism (DBEDT) to enter into an agreement with specified public agencies, and other agencies and organizations as determined by DBEDT, to develop a master plan for the Park;

- (2) Resolving that the Park be located on a site in Hilo identified by DBEDT; and
- (3) Requesting DBEDT to submit the master plan to the Legislature prior to the Regular Session of 2018.

The Pacific International Space Center for Exploration Systems and a concerned individual supported this measure. A concerned individual opposed this measure. The Department of Business, Economic Development, and Tourism and the High Technology Development Corporation submitted comments.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 143 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1469 Economic Development & Business on H.C.R. No. 170

The purpose of this measure is to express the Legislature's recognition and support of the subsidiaries of foreign companies in Hawaii for their positive economic impact to Hawaii's economy through their foreign direct investments.

A concerned individual opposed this measure.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 170 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1470 Economic Development & Business on H.C.R. No. 169

The purpose of this measure is to request the Department of Business, Economic Development, and Tourism to convene an Economic Development and Tax Reform Working Group (Working Group) to:

- (1) Study the economic outcome of:
 - (A) Transferring the real property taxing authority back to the State;
 - (B) Allocating a portion of the general excise tax revenues to the counties; and
 - (C) Adjusting the State's personal income tax structure to ease the economic burden on resident taxpayers;
- (2) Determine the current allocation of real property taxes and all state revenues for county and state services, respectively; and
- (3) Study the feasibility and economic impact of establishing tax benefits for state residents for purposes of offsetting real property taxes.

The measure also requests the Working Group to submit its findings and recommendations, including proposed legislation, to the Legislature prior to the convening of the Regular Session of 2018.

The County of Hawaii Department of Finance-Real Property Tax opposed this measure. The Department of Business, Economic Development, and Tourism, Department of Taxation, and College of Social Sciences of the University of Hawaii submitted comments.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 169 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1471 Economic Development & Business/Labor & Public Employment on H.C.R. No. 89

The purpose of this measure is to address income inequality and economic survival in a post-automation economy by, among other things:

- (1) Declaring that all families in Hawaii deserve basic financial security and it is in the public interest to ensure economic sustainability for Hawaii residents; and
- (2) Requesting that the Department of Labor and Industrial Relations and the Department of Business, Economic Development, and Tourism convene a Basic Economic Security Working Group (Working Group) to address the potential for significant economic disruption and ensure the economic sustainability of Hawaii's individuals and families in light of future automation, innovation, and disruption, and specifically:
 - (A) Assess Hawaii's job market exposure to automation, technologies, globalization, and disruptive innovation;

- (B) Assess Hawaii's existing spending on social safety net programs and other relevant expenditures;
- (C) Identify and analyze options to ensure economic security;
- (D) Monitor studies, trials, and efforts in Hawaii and other jurisdictions relevant to the Working Group;
- (E) Seek out partnerships to publish or fund relevant trials or studies to evaluate options; and
- (F) Report its findings and recommendations, including any proposed legislation, to the Legislature prior to the convening of each Regular Session.

Hawaii State AFL-CIO, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, The Chamber of Commerce Hawaii, UNITE HERE Local 5, International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO, and two concerned individuals supported this measure. The Department of Business, Economic Development, and Tourism and Department of Labor and Industrial Relations submitted comments.

As affirmed by the records of votes of the members of your Committees on Economic Development & Business and Labor & Public Employment that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 89 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
 Economic Development & Business: Ayes, 6. Noes, none. Excused, none.
 Labor & Public Employment: Ayes, 6. Noes, none. Excused, none.

SCRep. 1472 Labor & Public Employment on H.C.R. No. 167

The purpose of this measure is to request the Department of Labor and Industrial Relations to prepare and submit a proposal that delineates how it will increase the reimbursement rate to providers of rehabilitative treatment services for workers' compensation claimants.

The International Longshore and Warehouse Union Local 142, Hawaii Chapter of the American Physical Therapy Association, Work Injury Medical Association of Hawaii, and numerous individuals testified in support of this measure. The Department of Labor and Industrial Relations supported the intent of this measure. JACO Rehab Honolulu and numerous individuals provided comments.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 167 and recommends that it be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
 Ayes, 6. Noes, none. Excused, none.

SCRep. 1473 Labor & Public Employment on H.C.R. No. 29

The purpose of this measure is to request the Contractors License Board to:

- (1) Review C-68 classified specialist licenses and provide the opportunity for public review of classification definitions; and
- (2) Complete the review, modification, or incorporation of any or all of the C-68 classified specialist licenses or propose and adopt a new specialty license.

The Iron Workers Stabilization Fund testified in support of this measure. The Contractors License Board and Hawaii Laborers-Employers Cooperation and Education Trust testified in opposition. The General Contractors Association of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 29 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
 Ayes, 6. Noes, none. Excused, none.

SCRep. 1474 Labor & Public Employment on H.C.R. No. 105

The purpose of this measure is to request the Auditor to audit the performance of the Vocational Rehabilitation Unit in the Department of Labor and Industrial Relations, Disability Compensation Division, during calendar years 2015 and 2016.

The International Longshore and Warehouse Union Local 142; Vocational Management Consultants, Inc.; Hawaii Injured Workers Association; Case Management Works – Hawaii, Inc.; G&C Vocational Consultants; and numerous individuals testified in support of this measure. The Department of Labor and Industrial Relations and two individuals provided comments.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 105 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
 Ayes, 6. Noes, none. Excused, none.

SCRep. 1475 Labor & Public Employment on H.R. No. 100

The purpose of this measure is to designate April 28, 2017, as "Workers' Memorial Day" in Hawaii in memory of workers killed, injured, or disabled on the job.

The Department of Labor and Industrial Relations, Pacific Resource Partnership, Hawaii Construction Alliance, International Longshore and Warehouse Union Local 142, and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 100 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1476 Labor & Public Employment on H.C.R. No. 154

The purpose of this measure is to designate April 28, 2017, as "Workers' Memorial Day" in Hawaii in memory of workers killed, injured, or disabled on the job.

The Department of Labor and Industrial Relations, Pacific Resource Partnership, Hawaii Construction Alliance, International Longshore and Warehouse Union Local 142, and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 154 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1477 Labor & Public Employment on H.C.R. No. 168

The purpose of this measure is to help control the cost of the State's workers' compensation system by requesting the Auditor to study and assess the impact of medical bill review costs on the State's workers' compensation system.

Work Injury Medical Association of Hawaii and two individuals testified in support of this measure. Automated HealthCare Solutions supported the intent of this measure. The Department of Labor and Industrial Relations and Office of the Auditor provided comments.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 168 and recommends that it be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1478 Water & Land/Ocean, Marine Resources, & Hawaiian Affairs on H.C.R. No. 80

The purpose of this measure is to request the Department of Land and Natural Resources to establish a working group to study the potential transfer of management and maintenance of the Royal Mausoleum at Mauna 'Ala to one or more appropriate nonprofit organizations.

Kamehameha Schools, Association of Hawaiian Civic Clubs, and two individuals testified in support of this measure. The Center for Hawaiian Sovereignty Studies testified in opposition to this measure. The Department of Land and Natural Resources commented on this measure.

Your Committees have amended this measure by adding the Association of Hawaiian Civic Clubs and the Royal Societies – 'Aha Hipu'u to the list of participants in the working group, and specifying that the Department of Land and Natural Resources will be the State representative in issues regarding land management. Technical, nonsubstantive amendments were also made for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Water & Land and Ocean, Marine Resources, & Hawaiian Affairs that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 80, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.C.R. No. 80, H.D. 1.

Signed by the Chairs on behalf of the Committees.
Water & Land: Ayes, 6. Noes, none. Excused, 3 (Ichiyama, Say, Fukumoto).
Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 6. Noes, none. Excused, 1 (DeCoite).

SCRep. 1479 Water & Land on H.R. No. 71

The purpose of this measure is to request various agencies to work with community stakeholders to identify and establish off-leash dog parks in Windward Oahu.

The Hawaiian Humane Society testified in support of this measure. The Department of Land and Natural Resources testified in opposition to this measure.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 71 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Lowen).

SCRep. 1480 Water & Land on H.C.R. No. 117

The purpose of this measure is to request various agencies to work with community stakeholders to identify and establish off-leash dog parks in Windward Oahu.

The Hawaiian Humane Society, Windward Dog Park Hui, Hui 'Ilio Hawai'i, Animal Rights Hawai'i, and numerous individuals testified in support of this measure. The Department of Land and Natural Resources testified in opposition to this measure.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 117 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Lowen).

SCRep. 1481 Water & Land on H.C.R. No. 99

The purpose of this measure is to request the Department of Land and Natural Resources (DLNR) to establish the Remnant Parcel Task Force to create an inventory of remnant parcels owned by the State that are suitable for sale, and to determine a process for the evaluation and disposition of suitable remnant parcels.

The Office of Hawaiian Affairs testified in support of this measure. The Department of Land and Natural Resources testified in opposition to this measure.

Your Committee has amended this measure by:

- (1) Requesting that the Speaker of the House of Representatives establish the Remnant Parcel Task Force under the House Committee on Water and Land, rather than requesting that the DLNR establish the Task Force;
- (2) Amending the Task Force's composition to include at least one representative each of the DLNR and the Office of Hawaiian Affairs; and
- (3) Directing the Task Force to submit its report to the House of Representatives, rather than the Legislature.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 99, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 99, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Lowen).

SCRep. 1482 Water & Land on H.C.R. No. 24

The purpose of this measure is to request the review and approval of an action taken by the Board of Land and Natural Resources on a land exchange between the Parker Land Trust and the State of Hawaii.

The Department of Education, Department of Land and Natural Resources, and Parker Ranch testified in support of this measure. The Office of Hawaiian Affairs commented on this measure.

Your Committee has amended this measure to reflect the contents of its companion measure, S.C.R. No. 30, S.D. 1. Specifically, your Committee has amended this measure by:

- (1) Amending its title to read as follows: "SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW AND APPROVAL OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON A LAND EXCHANGE";
- (2) Clarifying that a copy of the draft resolution was transmitted to the Office of Hawaiian Affairs on September 23, 2016, and the Office of Hawaiian Affairs does not oppose the land exchange; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 24, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 24, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 4 (Evans, Ichiyama, Lee, Lowen).

SCRep. 1483 Energy & Environmental Protection on H.R. No. 67

The purpose of this measure is to encourage the federal government and all states to lower costs for consumers, create more jobs, and reduce the impacts of climate change on the economy by replacing fossil fuels with renewable energy.

An individual supported this measure. The Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs provided comments.

Your Committee has amended this measure by:

- (1) Further encouraging the federal government and all states to assist with retraining and meaningful support for workers in the fossil fuel sector to ensure their future as the market transitions from fossil fuels to cheaper renewable energy; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 67, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 67, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Kong).

SCRep. 1484 Energy & Environmental Protection on H.C.R. No. 113

The purpose of this measure is to encourage the federal government and all states to lower costs for consumers, create more jobs, and reduce the impacts of climate change on the economy by replacing fossil fuels with renewable energy.

Several individuals supported this measure. The Department of Transportation supported the intent of this measure. The Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs provided comments.

Your Committee has amended this measure by:

- (1) Further encouraging the federal government and all states to assist with retraining and meaningful support for workers in the fossil fuel sector to ensure their future as the market transitions from fossil fuels to cheaper renewable energy; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 113, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 113, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Kong).

SCRep. 1485 Housing on H.R. No. 108

The purpose of this measure is to urge:

- (1) The State to establish a statewide goal to develop 57,000 affordable housing units for occupancy by December 31, 2025; and
- (2) The Governor and the Mayor of the City and County of Honolulu and their respective planning and permitting agencies to work together to establish production benchmarks and significantly increase the issuance of permits for the development of affordable housing within the urban core to achieve this goal.

Several individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Clarifying provisions in the measure for consistency with Act 127, Session Laws of Hawaii 2016, Relating to Rental Housing, to read:
 - (A) For the period from 2015 to 2025, it will require an additional 64,700 housing units by 2025 to meet projected long-term housing demands, and of this amount, 22,247 households of all income levels will require rental units; and
 - (B) The State is urged to establish a statewide goal to develop 64,700 housing units for occupancy by December 31, 2026; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 108, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 108, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1486 Housing on H.C.R. No. 184

The purpose of this measure is to urge:

- (1) The State to establish a statewide goal to develop 57,000 affordable housing units for occupancy by December 31, 2025; and
- (2) The Governor and the Mayor of the City and County of Honolulu and their respective planning and permitting agencies to work together to establish production benchmarks and significantly increase the issuance of permits for the development of affordable housing within the urban core to achieve this goal.

The Chamber of Commerce Hawaii, Building Industry Association of Hawaii, and three individuals testified in support of this measure. The Office of Planning and Hawaii Construction Alliance provided comments on this measure.

Your Committee has amended this measure by:

- (1) Clarifying provisions in the measure for consistency with Act 127, Session Laws of Hawaii 2016, Relating to Rental Housing, to read:
 - (A) For the period from 2015 to 2025, it will require an additional 64,700 housing units by 2025 to meet projected long-term housing demands, and of this amount, 22,247 households of all income levels will require rental units; and
 - (B) The State is urged to establish a statewide goal to develop 64,700 housing units for occupancy by December 31, 2026; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 184, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 184, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1487 Transportation/Housing on H.R. No. 33

The purpose of this measure is to:

- (1) Urge the City and County of Honolulu to refrain from approving interim planned development-transit projects that allow cash payments in lieu of affordable housing requirements; and
- (2) Request the Chair of the Honolulu City Council to submit a report to the Legislature that provides the rationale and justification for the cash payment in lieu of the affordable housing requirement provided in Resolution 16-172, C.D. 1, F.D. 1, adopted on October 5, 2016.

Housing Now and an individual supported this measure. The Department of Planning and Permitting of the City and County of Honolulu provided comments.

As affirmed by the records of votes of the members of your Committees on Transportation and Housing that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 33 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Transportation: Ayes, 7. Noes, none. Excused, none.
Housing: Ayes, 7. Noes, none. Excused, none.

SCRep. 1488 Transportation/Housing on H.C.R. No. 66

The purpose of this measure is to:

- (1) Urge the City and County of Honolulu to refrain from approving interim planned development-transit projects that allow cash payments in lieu of affordable housing requirements; and
- (2) Request the Chair of the Honolulu City Council to submit a report to the Legislature that provides the rationale and justification for the cash payment in lieu of the affordable housing requirement provided in Resolution 16-172, C.D. 1, F.D. 1, adopted on October 5, 2016.

Housing Now, FACE/Housing Now Coalition, and two individuals supported this measure. The Department of Planning and Permitting of the City and County of Honolulu provided comments.

As affirmed by the records of votes of the members of your Committees on Transportation and Housing that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 66 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
 Transportation: Ayes, 7. Noes, none. Excused, none.
 Housing: Ayes, 7. Noes, none. Excused, none.

SCRep. 1489 Transportation on H.R. No. 125

The purpose of this measure is to urge the Department of Transportation, in conjunction with the Department of Transportation Services and Department of Emergency Management of the City and County of Honolulu, and the Honolulu Police Department, to conduct an analysis of roads in the Waianae Coast Emergency Access Road System.

No testimony was submitted for this measure.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 125 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
 Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 1490 Transportation on H.C.R. No. 197

The purpose of this measure is to urge the Department of Transportation, in conjunction with the Department of Transportation Services and Department of Emergency Management of the City and County of Honolulu, and the Honolulu Police Department, to conduct an analysis of roads in the Waianae Coast Emergency Access Road System.

No testimony was submitted for this measure.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 197 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
 Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 1491 Transportation on H.R. No. 34

The purpose of this measure is to request the Department of Transportation to construct a roundabout at the intersection of Kamehameha Highway and Kahekili Highway in Kahalu'u on the island of Oahu.

The Department of Transportation opposed this measure.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 34 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
 Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 1492 Transportation on H.C.R. No. 67

The purpose of this measure is to request the Department of Transportation to construct a roundabout at the intersection of Kamehameha Highway and Kahekili Highway in Kahalu'u on the island of Oahu.

The Department of Transportation opposed this measure.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 67 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
 Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 1493 Transportation on H.R. No. 60

The purpose of this measure is to request the Department of Transportation to conduct quarterly sweeps of Liliuokalani Botanical Garden under the School Street overpass.

It also requests the Department of Transportation to coordinate the scheduling of its quarterly sweeps of Liliuokalani Botanical Garden under the School Street overpass with the following agencies and individuals: City and County of Honolulu Department of Facility Maintenance, Governor's Homeless

Coordinator, and any other agency deemed necessary to maximize efforts in removing individuals from the homeless encampment and placing them in homeless shelters or with homeless service providers.

No testimony was received on this measure.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 60 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 1494 Transportation on H.C.R. No. 101

The purpose of this measure is to request the Department of Transportation to conduct quarterly sweeps of Liliuokalani Botanical Garden under the School Street overpass.

It also requests the Department of Transportation to coordinate the scheduling of its quarterly sweeps of Liliuokalani Botanical Garden under the School Street overpass with the following agencies and individuals: City and County of Honolulu Department of Facility Maintenance, Governor's Homeless Coordinator, and any other agency deemed necessary to maximize efforts in removing individuals from the homeless encampment and placing them in homeless shelters or with homeless service providers.

Two individuals testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 101 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 1495 Transportation on H.C.R. No. 121

The purpose of this measure is to request the Department of Transportation to allow single occupancy vehicles to utilize both high occupancy vehicle lanes and the contra-flow Zipper Lane after 8:30 a.m. on each day that the high occupancy vehicle restrictions apply.

This measure also requests the Department of Transportation to construct a west-bound shoulder lane between Kunia and Kualakai Parkway to help alleviate evening rush hour traffic.

An individual testified in support of this measure. The Department of Transportation supported the intent of this measure.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 121 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 1496 Transportation on H.C.R. No. 122

The purpose of this measure is to request the City and County of Honolulu to widen Farrington Highway between Fort Weaver Road and Kapolei Golf Course Road to ensure the highway is able to accommodate the traffic volume associated with the future East Kapolei High School.

An individual supported the measure. The Department of Transportation offered comments.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 122 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 1497 Transportation on H.C.R. No. 144

The purpose of this measure is to urge the Department of Transportation to place barriers along the length of the parking lot at Laniakea Beach between Kamehameha Highway and the parking lot and to place signs encouraging people to cross Kamehameha Highway using the bridge underpass.

The Department of Transportation supported the intent of the measure and one individual opposed the measure.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 144 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 1498 Transportation on H.R. No. 124

The purpose of this measure is to urge the Oahu Metropolitan Planning Organization to expedite its feasibility study on the realignment of Farrington Highway.

No testimony was submitted for this measure.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 124 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 1499 Transportation on H.C.R. No. 196

The purpose of this measure is to urge the Oahu Metropolitan Planning Organization to expedite its feasibility study on the realignment of Farrington Highway.

No testimony was submitted for this measure.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 196 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (McDermott).

SCRep. 1500 Education on H.C.R. No. 81

The purpose of this measure is to strengthen public charter schools in Hawaii by requesting the Department of Budget and Finance (B&F) to study the per-pupil funding system for public charter schools to determine whether the system ensures equitable funding among all public schools and whether an alternative system may achieve greater funding parity and financial and long-term operational sustainability for public charter schools.

The Office of Hawaiian Affairs, Hawaii Public Charter Schools Network, Kamehameha Schools, Na Lei Naauao Alliance, and several concerned individuals supported this measure. The State Public Charter School Commission supported the intent of the measure. A concerned individual opposed the measure. The Department of Education and B&F submitted comments.

Your Committee has amended this measure by:

- (1) Extending from June 30, 2017, to December 1, 2017, the deadline by which the Department of Education and State Public Charter School Commission are requested to provide specified data to B&F, to permit B&F to focus its study and complete it in a timely manner; and
- (2) Requesting B&F to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than 20 days prior to the convening of the Regular Session of 2020, rather than the Regular Session of 2019.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 81, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 81, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ing, McKelvey).

SCRep. 1501 Education/Higher Education on H.R. No. 54

The purpose of this measure is to strengthen public education in Hawaii by requesting the Department of Education and University of Hawaii to develop programming and educational supports, including stipend funding, for educational assistants and long-term substitute teachers to earn teaching degrees and become full-time certified teachers.

The Hawaii State Teachers Association and three concerned individuals supported this measure. The Department of Education supported the intent of the measure. The University of Hawaii submitted comments.

As affirmed by the records of votes of the members of your Committees on Education and Higher Education that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 54 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Education: Ayes, 7. Noes, none. Excused, 2 (Ing, McKelvey).
Higher Education: Ayes, 7. Noes, none. Excused, 2 (Ing, McKelvey).

SCRep. 1502 Education/Higher Education on H.C.R. No. 92

The purpose of this measure is to strengthen public education in Hawaii by requesting the Department of Education and University of Hawaii to develop programming and educational supports, including stipend funding, for educational assistants and long-term substitute teachers to earn teaching degrees and become full-time certified teachers.

The Hawaii State Teachers Association and three concerned individuals supported this measure. The Department of Education supported the intent of the measure. The University of Hawaii submitted comments.

As affirmed by the records of votes of the members of your Committees on Education and Higher Education that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 92 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
 Education: Ayes, 7. Noes, none. Excused, 2 (Ing, McKelvey).
 Higher Education: Ayes, 7. Noes, none. Excused, 2 (Ing, McKelvey).

SCRep. 1503 Education on H.R. No. 103

The purpose of this measure is to request the Auditor to perform a fiscal and management audit of the Office of School Facilities and Support Services of the Department of Education.

The Auditor submitted comments.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 103 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
 Ayes, 7. Noes, none. Excused, 2 (Ing, McKelvey).

SCRep. 1504 Education on H.C.R. No. 178

The purpose of this measure is to request the Auditor to perform a fiscal and management audit of the Office of School Facilities and Support Services of the Department of Education.

The Auditor submitted comments.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 178 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
 Ayes, 7. Noes, none. Excused, 2 (Ing, McKelvey).

SCRep. 1505 Education on H.R. No. 123

The purpose of this measure is to support Hawaiian-language education by requesting the Department of Education to establish a task force to locate potential, viable properties along the Wai'anae coast, with a preference for a location in Mā'ili, on which to establish a Hawaiian-language immersion school to educate students from kindergarten through grade 12.

The Department of Education, Kamehameha Schools, and several concerned individuals supported this measure. The Office of Hawaiian Affairs submitted comments.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 123 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
 Ayes, 7. Noes, none. Excused, 2 (Ing, McKelvey).

SCRep. 1506 Education on H.C.R. No. 195

The purpose of this measure is to support Hawaiian-language education by requesting the Department of Education to establish a task force to locate potential, viable properties along the Wai'anae coast, with a preference for a location in Mā'ili, on which to establish a Hawaiian-language immersion school to educate students from kindergarten through grade 12.

The Department of Education, Kamehameha Schools, and several concerned individuals supported this measure. The Office of Hawaiian Affairs submitted comments.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 195 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ing, McKelvey).

SCRep. 1507 Education on H.R. No. 20

The purpose of this measure is to urge all school administrators, teachers, parents, and students to be educated about the potential health impact of heavy backpacks and to take proactive measures to avoid injury.

No testimony was submitted on this measure.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 20 and recommends that it be referred to your Committee on Health.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ing, McKelvey).

SCRep. 1508 Education on H.C.R. No. 44

The purpose of this measure is to urge all school administrators, teachers, parents, and students to be educated about the potential health impact of heavy backpacks and to take proactive measures to avoid injury.

The Department of Education and two individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 44 and recommends that it be referred to your Committee on Health.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ing, McKelvey).

SCRep. 1509 Education on H.R. No. 43

The purpose of this measure is to:

- (1) Request the Department of Education to prepare and submit to the Legislature a report on titled, formula driven, discretionary federal funds available for public education and for which the State was eligible, and whether the federal funds were obtained or used by the State; and
- (2) Request the Board of Education to examine the efficient utilization of federal resources available to Hawaii to ensure that funding follows students and is used within appropriate and expected timelines.

The Hawaii State Teachers Association supported this measure.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 43 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ing, McKelvey).

SCRep. 1510 Education on H.C.R. No. 77

The purpose of this measure is to:

- (1) Request the Department of Education to prepare and submit to the Legislature a report on titled, formula driven, discretionary federal funds available for public education and for which the State was eligible, and whether the federal funds were obtained or used by the State; and
- (2) Request the Board of Education to examine the efficient utilization of federal resources available to Hawaii to ensure that funding follows students and is used within appropriate and expected timelines.

The Hawaii State Teachers Association and an individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 77 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ing, McKelvey).

SCRep. 1511 Education on H.C.R. No. 173

The purpose of this measure is to request that the Auditor, in accordance with section 26H-6, Hawaii Revised Statutes, conduct a sunrise analysis of S.B. No. 224, S.D. 2, H.D. 2, introduced during the Regular Session of 2017, relating to the licensure of school psychologists.

The Department of Education supported this measure. The Department of Commerce and Consumer Affairs and a concerned individual submitted comments.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 173 and recommends that it be referred to your Committees on Intrastate Commerce and Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ing, McKelvey).

SCRep. 1512 Education on H.C.R. No. 9

The purpose of this measure is to urge the Department of Education to carry on its work to better engage community groups in the education of children and youth in Hawaii's public schools.

The Department of Education, Hawaii Youth Services Network, Family Voices of Hawaii, and two individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 9 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ing, McKelvey).

SCRep. 1513 Health/Human Services on H.R. No. 74

The purpose of this measure is to request that the Department of Health convene a task force, co-chaired by the Director of Health and Director of Human Services, to examine issues relating to funding, regulation, and oversight of state licensed or certified residential care facilities that serve adults.

The State Council on Developmental Disabilities and Department of Health submitted comments on this measure.

Your Committees have amended this measure by:

- (1) Including representatives of additional stakeholders representing the care facilities affected by the work of the task force and the communities of individuals served by these facilities; and
- (2) Making nonsubstantive technical amendments for the purpose of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Health and Human Services that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 74, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.R. No. 74, H.D. 1.

Signed by the Chairs on behalf of the Committees.
Health: Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).
Human Services: Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).

SCRep. 1514 Health/Human Services on H.C.R. No. 123

The purpose of this measure is to request that the Department of Health convene a task force, co-chaired by the Director of Health and Director of Human Services, to examine issues relating to funding, regulation, and oversight of state licensed or certified residential care facilities that serve adults.

The State Council on Developmental Disabilities and Department of Health submitted comments on this measure.

Your Committees have amended this measure by:

- (1) Including representatives of additional stakeholders representing the care facilities affected by the work of the task force and the communities of individuals served by these facilities; and
- (2) Making nonsubstantive technical amendments for the purpose of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Health and Human Services that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 123, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.C.R. No. 123, H.D. 1.

Signed by the Chairs on behalf of the Committees.
Health: Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).

Human Services: Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).

SCRep. 1515 Health/Human Services on H.C.R. No. 161

The purpose of this measure is to request that the MedQUEST Administrator convene and chair a working group composed of representatives of health care and health insurance providers to consider solutions, including incentive or add-on payments, to encourage the transfer of patients with complex and long-term health needs out of acute care hospitals and into more appropriate long-term care settings.

Healthcare Association of Hawaii and The Queen's Health Systems submitted testimony in support of this measure.

As affirmed by the records of votes of the members of your Committees on Health and Human Services that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 161 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Health: Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).
Human Services: Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).

SCRep. 1516 Health/Labor & Public Employment on H.C.R. No. 159

The purpose of this measure is to encourage all state agencies and departments to implement worksite wellness programs consistent with the Department of Human Resources Development's Policy No. 801.001, including by appointing a manager to serve as wellness leader to create a worksite wellness infrastructure, oversee the implementation of wellness policies, and provide ongoing monitoring and assessment of worksite wellness program effectiveness.

Your Committees received testimony in support of this measure from the Department of Health, Hawaii Medical Service Association, American Diabetes Association, American Heart Association, WYAO Hawaii Corporate Wellness, LLC, Hawai'i Public Health Institute, and numerous individuals. The Hawaii Employer-Union Health Benefits Trust Fund submitted comments.

As affirmed by the records of votes of the members of your Committees on Health and Labor & Public Employment that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 159 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Health: Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).
Labor & Public Employment: Ayes, 5. Noes, none. Excused, 1 (Nakashima).

SCRep. 1517 Health on H.C.R. No. 201

The purpose of this measure is to request that the Insurance Commissioner assist the Legislature in its consideration of health care and health insurance policy by asking the Insurance Commissioner to investigate and report on the anticipated effects of changes to provider reimbursement procedures by the State's largest health insurer. This measure requests that the Commissioner both provide a written report and participate in an informational briefing on the impacts of these changes to the cost and availability of health care in the State.

Your Committee received testimony in support of this measure from Hawaii Medical Association and an individual. The Department of Commerce and Consumer Affairs and Hawaii Medical Service Association submitted comments.

Your Committee has amended this measure by:

- (1) Amending its title to read, "REQUESTING THE INSURANCE COMMISSIONER TO REPORT ON ALTERNATIVE PAYMENT MODELS BY MEDICARE AND HEALTHCARE INSURANCE PLANS.";
- (2) Broadening the scope of the request to the Insurance Commissioner to include evaluation of and reporting on a broader range of alternative payment models initiated by Medicare and any other healthcare insurance plans in the State rather than limiting the requested evaluation and report to the effects of a capitated payment model implemented by a single insurer;
- (3) Deleting language requesting that the Insurance Commissioner's report include analysis of the effect of new payment models on independent competition within the healthcare sector, cost for the Employer-Union Health Benefits Trust Fund, and cost for the single insurer;
- (4) Deleting language recommending postponing implementation of the capitated payment model pending the outcome of the Commissioner's report; and
- (5) Making technical, nonsubstantive amendments for clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 201, as amended herein, and recommends that it be referred to your Committee on Consumer Protection & Commerce in the form attached hereto as H.C.R. No. 201, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).

SCRep. 1518 Veterans, Military, & International Affairs, & Culture and the Arts on H.R. No. 104

The purpose of this measure is to recognize and celebrate Hawaii's ethnic diversity and rich multicultural heritage by establishing within the State Foundation on Culture and the Arts a task force to plan and coordinate the celebration of the 150th anniversary of the arrival of the first Japanese immigrants to Hawaii.

The State Foundation on Culture and the Arts submitted comments.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 104 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Ward).

SCRep. 1519 Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 179

The purpose of this measure is to recognize and celebrate Hawaii's ethnic diversity and rich multicultural heritage by establishing within the State Foundation on Culture and the Arts a task force to plan and coordinate the celebration of the 150th anniversary of the arrival of the first Japanese immigrants to Hawaii.

The State Foundation on Culture and the Arts submitted comments.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 179 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Ward).

SCRep. 1520 Veterans, Military, & International Affairs, & Culture and the Arts on H.R. No. 127

The purpose of this measure is to encourage the State Foundation on Culture and the Arts to commission permanent exhibits and display information relating to art, culture, history, and the humanities at the Hawaii State Capitol, which may coincide with the celebration of the fiftieth anniversary of the Hawaii State Capitol.

The State Foundation on Culture and the Arts and Legislative Reference Bureau submitted comments.

Your Committee has amended this measure by deleting provisions that requested:

- (1) The State Foundation on Culture and the Arts to study whether statutory authorization to sell works of art that the Foundation already owns and to use those proceeds to acquire other works of art that can be readily displayed for public appreciation would further facilitate the Foundation's mission; and
- (2) Requested the Legislative Reference Bureau, at the request of the State Foundation on Culture and the Arts, to assist with this study.

Your Committee has also made technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 127, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 127, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Ward).

SCRep. 1521 Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 199

The purpose of this measure is to encourage the State Foundation on Culture and the Arts to commission permanent exhibits and display information relating to art, culture, history, and the humanities at the Hawaii State Capitol, which may coincide with the celebration of the fiftieth anniversary of the Hawaii State Capitol.

The State Foundation on Culture and the Arts and Legislative Reference Bureau submitted comments.

Your Committee has amended this measure by deleting provisions that requested:

- (1) The State Foundation on Culture and the Arts to study whether statutory authorization to sell works of art that the Foundation already owns and to use those proceeds to acquire other works of art that can be readily displayed for public appreciation would further facilitate the Foundation's mission; and
- (2) Requested the Legislative Reference Bureau, at the request of the State Foundation on Culture and the Arts, to assist with this study.

Your Committee has also made technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 199, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 199, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Ward).

SCRep. 1522 Veterans, Military, & International Affairs, & Culture and the Arts/Health on H.C.R. No. 176

The purpose of this measure is to urge Hawaii's Congressional delegation to work closely with the United States Department of Veterans Affairs to develop a program or pass legislation to provide veterans from Compact of Free Association nations with access to high-quality medical care within their respective communities.

The Office of Veterans Services and a few concerned individuals supported this measure.

As affirmed by the records of votes of the members of your Committees on Veterans, Military, & International Affairs, & Culture and the Arts and Health that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 176 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 7. Noes, none. Excused, 1 (Woodson).
Health: Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).

SCRep. 1523 Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 25

The purpose of this measure is to strongly urge the Hawaii Community Development Authority to keep, in perpetuity, the Ehime Maru Memorial at its present location at Kakaako Waterfront Park, including requesting the Authority's Executive Director to provide written assurance to the Legislature.

The Honolulu City Councilmember representing District 6 and the Executive Director of the Hawaii Community Development Authority submitted comments.

Your Committee has amended this measure by:

- (1) Requesting the Hawaii Community Development Authority not to permit any alcohol-dispensing venue to be located on the mound on which the Ehime Maru Memorial is located;
- (2) Changing its title to read: "STRONGLY URGING THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO KEEP, IN PERPETUITY, THE EHIME MARU MEMORIAL AT ITS PRESENT LOCATION AT KAKAAKO WATERFRONT PARK AND REQUESTING THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY NOT TO PERMIT ANY ALCOHOL-DISPENSING VENUE TO BE LOCATED ON THE MOUND ON WHICH THE EHIME MARU MEMORIAL IS LOCATED."; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 25, as amended herein, and recommends that it be referred to your Committee on Water & Land in the form attached hereto as H.C.R. No. 25, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Onishi).

SCRep. 1524 Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 58

The purpose of this measure is to request the Governor to authorize the establishment of a sister state-province relationship between the State of Hawaii and the Province of Henan of the People's Republic of China.

An individual supported this measure. The Department of Business, Economic Development, and Tourism provided comments.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 58 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Onishi).

SCRep. 1525 Veterans, Military, & International Affairs, & Culture and the Arts on H.R. No. 36

The purpose of this measure is to request the United States Postal Service to issue a commemorative stamp in honor of the great Hawaiian vocalist Alfred Apaka on March 19, 2019, and to release the commemorative stamp in Waikiki first.

The Hawaii Lodging & Tourism Association and a concerned individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 36 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Onishi).

SCRep. 1526 Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 70

The purpose of this measure is to request the United States Postal Service to issue a commemorative stamp in honor of the great Hawaiian vocalist Alfred Apaka on March 19, 2019, and to release the commemorative stamp in Waikiki first.

The Hawaii Lodging & Tourism Association and a concerned individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 70 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Onishi).

SCRep. 1527 Veterans, Military, & International Affairs, & Culture and the Arts on H.R. No. 37

The purpose of this measure is to provide continued maintenance for the statue of King Kamehameha the Great in North Kohala by requesting the Department of Accounting and General Services to:

- (1) Meet with the County of Hawaii to determine who is responsible for the maintenance of the statue; and
- (2) Determine the costs associated with proper care of the statue.

Three concerned individuals supported this measure. The Department of Accounting and General Services submitted comments.

Your Committee has amended this measure by:

- (1) Changing its title to read: "REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES AND THE COUNTY OF HAWAII TO DETERMINE THE RIGHTFUL OWNER OF THE KING KAMEHAMEHA THE GREAT STATUE IN NORTH KOHALA";
- (2) Requesting the Department of Accounting and General Services to meet with the County of Hawaii to determine the rightful owner of the statue;
- (3) Clarifying that if it is determined that the State of Hawaii is the rightful owner of the statue, the Department of Accounting and General Services is requested to determine the costs associated with the proper care of the statue; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 37, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 37, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Onishi).

SCRep. 1528 Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 71

The purpose of this measure is to provide continued maintenance for the statue of King Kamehameha the Great in North Kohala by requesting the Department of Accounting and General Services to:

- (1) Meet with the County of Hawaii to determine who is responsible for the maintenance of the statue; and
- (2) Determine the costs associated with proper care of the statue.

Three concerned individuals supported this measure. The Department of Accounting and General Services submitted comments.

Your Committee has amended this measure by:

- (1) Changing its title to read: "REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES AND THE COUNTY OF HAWAII TO DETERMINE THE RIGHTFUL OWNER OF THE KING KAMEHAMEHA THE GREAT STATUE IN NORTH KOHALA";
- (2) Requesting the Department of Accounting and General Services to meet with the County of Hawaii to determine the rightful owner of the statue;
- (3) Clarifying that if it is determined that the State of Hawaii is the rightful owner of the statue, the Department of Accounting and General Services is requested to determine the costs associated with the proper care of the statue; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 71, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 71, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Onishi).

SCRep. 1529 Veterans, Military, & International Affairs, & Culture and the Arts on H.R. No. 80

The purpose of this measure is to request the Judiciary to adopt guidelines to prohibit the courts, in making a disposition of property relating to the dissolution of marriage, from indemnifying or awarding any other income or property of a veteran to the veteran's spouse or former spouse for any pre-judgment or post-judgment waiver or reduction in military retirement or retainer pay related to service-connected disability pay received by the veteran.

An individual opposed this measure. The Judiciary provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 80 and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Ward).

SCRep. 1530 Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 130

The purpose of this measure is to request the Judiciary to adopt guidelines to prohibit the courts, in making a disposition of property relating to the dissolution of marriage, from indemnifying or awarding any other income or property of a veteran to the veteran's spouse or former spouse for any pre-judgment or post-judgment waiver or reduction in military retirement or retainer pay related to service-connected disability pay received by the veteran.

An individual opposed this measure. The Judiciary provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 130 and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Ward).

SCRep. 1531 Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 177

The purpose of this measure is to promote the relationship between Hawaii and the Philippine province of Aklan by requesting the Hawaii Sister-state Committee to:

- (1) Evaluate the sister-state application of the Province of Aklan of the Republic of the Philippines; and
- (2) Upon approval of the application, proceed with the establishment of a sister-province relationship between the State of Hawaii and the Province of Aklan for the economic, social, cultural, educational, and environmental benefit of the people of both places.

The Consulate General of the Republic of the Philippines in Honolulu; The Filipino Community Center, Inc.; Aklan State University; Congress of Visayan Organizations; Aklan Cultural Society of Hawaii; and several concerned individuals supported this measure. The Department of Business, Economic Development, and Tourism and a concerned individual supported the intent of the measure.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 177 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Ward).

SCRep. 1532 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on H.C.R. No. 106

The purpose of this measure is to request the Auditor to conduct a performance audit of the Department of Land and Natural Resources' Division of Boating and Ocean Recreation, in light of the public's concerns regarding lack of effective communication with the boating community, inconsistency in interpreting and enforcing administrative rules, Division management, and ongoing issues of employee misconduct complaints and ethics violations.

Pacific Boats & Yachts, LLC, and two concerned individuals testified in support of this measure. The Department of Land and Natural Resources commented on this measure.

Your Committees have amended this measure by specifying the required contents of the performance audit, to improve accountability and efficiency. Technical, nonsubstantive amendments were also made for purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 106, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.C.R. No. 106, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.

Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1533 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on H.C.R. No. 6

The purpose of this measure is to:

- (1) Recognize the historic success of community stewardship under the traditional konohiki fishing rights system in sustaining an abundant nearshore environment and a thriving population and culture throughout the State; and
- (2) Urge the Department of Land and Natural Resources to support the development, adoption, and implementation of culturally-grounded, community-driven fishery management proposals to steward, restore, and perpetuate nearshore resources and maintain and protect associated cultural traditions and values.

The Department of Land and Natural Resources, Office of Hawaiian Affairs, Conservation Council for Hawaii, The Nature Conservancy of Hawaii, Kipahulu Ohana, Inc., Ho'omana Pono, LLC., Kua'aina Ulu 'Auamo, Sierra Club of Hawaii, and several individuals testified in support of this measure. One concerned individual testified in opposition to this measure.

Your Committees have amended this measure by:

- (1) Urging the Department of Land and Natural Resources and the Office of Hawaiian Affairs to support and administer the development, adoption, and implementation of culturally-grounded, community-driven fishery management proposals; and
- (2) Amending its title to more accurately reflect what it aims to accomplish once adopted.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 6, as amended herein, and recommend that it be referred to your Committee on Judiciary, in the form attached hereto as H.C.R. No. 6, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7; Ayes with Reservations (DeCoite). Noes, none. Excused, none.

Water & Land: Ayes, 7; Ayes with Reservations (Say). Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1534 Ocean, Marine Resources, & Hawaiian Affairs/Veterans, Military, & International Affairs, & Culture and the Arts on H.R. No. 120

The purpose of this measure is to request:

- (1) The Governor to issue a proclamation designating January 2018 to January 2019 as the Year of the Hawaiian; and
- (2) The Office of Hawaiian Affairs to:
 - (A) Study and recommend to the Legislature a plan to celebrate the Year of the Hawaiian, including celebratory and commemoration events and fund raising, and submit the plan, along with any proposed legislation to the Legislature no later than twenty days prior to the Regular Session of 2018; and
 - (B) Coordinate, collaborate, and communicate with the Native Hawaiian community to organize, plan, and raise funds for the celebratory events and commemoration activities that will occur over the course of the Year of the Hawaiian in various venues and locales.

The Office of Hawaiian Affairs, Kamehameha Schools, Native Hawaiian Education Council, Ho‘omana Pono, LLC., and two concerned individuals testified in support of this measure. A concerned individual opposed this measure.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Veterans, Military, & International Affairs, & Culture and the Arts that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 120 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 6. Noes, none. Excused, 1 (Creagan).

Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 7. Noes, none. Excused, 1 (Ohno).

SCRep. 1535 Ocean, Marine Resources, & Hawaiian Affairs/Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 192

The purpose of this measure is to request:

- (1) The Governor to issue a proclamation designating January 2018 to January 2019 as the Year of the Hawaiian; and
- (2) The Office of Hawaiian Affairs to:
 - (A) Study and recommend to the Legislature a plan to celebrate the Year of the Hawaiian, including celebratory and commemoration events and fund raising, and submit the plan, along with any proposed legislation to the Legislature no later than twenty days prior to the Regular Session of 2018; and
 - (B) Coordinate, collaborate, and communicate with the Native Hawaiian community to organize, plan, and raise funds for the celebratory events and commemoration activities that will occur over the course of the Year of the Hawaiian in various venues and locales.

The Office of Hawaiian Affairs, Kamehameha Schools, Native Hawaiian Education Council, Ho‘omana Pono, LLC., and two concerned individuals testified in support of this measure. A concerned individual opposed this measure.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Veterans, Military, & International Affairs, & Culture and the Arts that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 192 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 6. Noes, none. Excused, 1 (Creagan).

Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 7. Noes, none. Excused, 1 (Ohno).

SCRep. 1536 Ocean, Marine Resources, & Hawaiian Affairs on H.R. No. 122

The purpose of this measure is to urge the United States Army Corps of Engineers and the Department of Land and Natural Resources (DLNR) to work collaboratively to research and develop a plan for increasing water circulation in Pokai Bay on Oahu's Leeward Coast to improve water quality and mitigate environmental and health risks caused by pollution and contaminants in the water.

Two concerned individuals testified in support of this measure. The DLNR testified in opposition to this measure.

Your Committee has amended this measure by:

- (1) Including the Department of Health (DOH), the City and County of Honolulu (City), and the University of Hawaii (UH) to join the United States Army Corps of Engineers and the DLNR to research and develop a plan for increasing water circulation in Pokai Bay;
- (2) Changing the title of the Resolution to include DOH, the City, and UH;
- (3) Requesting the groups to conduct a study of Pokai Bay and the activities running to Pokai Bay to investigate whether there are any land-based sources of marine contaminants or pollutants coming from the land to the ocean; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 122, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 122, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (DeCoite, Thielen).

SCRep. 1537 Ocean, Marine Resources, & Hawaiian Affairs on H.C.R. No. 194

The purpose of this measure is to urge the United States Army Corps of Engineers and the Department of Land and Natural Resources (DLNR) to work collaboratively to research and develop a plan for increasing water circulation in Pokai Bay on Oahu's Leeward Coast to improve water quality and mitigate environmental and health risks caused by pollution and contaminants in the water.

Two concerned individuals testified in support of this measure. The DLNR testified in opposition to this measure.

Your Committee has amended this measure by:

- (1) Including the Department of Health (DOH), the City and County of Honolulu (City), and the University of Hawaii (UH) to join the United States Army Corps of Engineers and the DLNR to research and develop a plan for increasing water circulation in Pokai Bay;
- (2) Changing the title of the Resolution to include DOH, the City, and UH;
- (3) Requesting the groups to conduct a study of Pokai Bay and the activities running to Pokai Bay to investigate whether there are any land-based sources of marine contaminants or pollutants coming from the land to the ocean; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 194, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 194, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (DeCoite, Thielen).

SCRep. 1538 Ocean, Marine Resources, & Hawaiian Affairs on H.R. No. 137

The purpose of this measure is to urge the Department of Land and Natural Resources to support the goal of effectively managing 30 per cent of nearshore waters by 2030.

The Department of Land and Natural Resources and a concerned individual testified in support of this measure.

Your Committee has amended this measure by requesting the Department of Land and Natural Resources, by 2019, to establish benchmarks for the effective management of 30 per cent of nearshore waters by 2030, and to provide an annual report to the Legislature each year, rather than only next year. Technical, nonsubstantive amendments were also made for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 137, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 137, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (DeCoite, Thielen).

SCRep. 1539 Ocean, Marine Resources, & Hawaiian Affairs on H.C.R. No. 209

The purpose of this measure is to urge the Department of Land and Natural Resources to support the goal of effectively managing 30 per cent of nearshore waters by 2030.

The Department of Land and Natural Resources, The Nature Conservancy of Hawaii, and two concerned individuals testified in support of this measure. One concerned individual testified in opposition to this measure.

Your Committee has amended this measure by requesting the Department of Land and Natural Resources, by 2019, establish benchmarks for the effective management of 30 per cent of nearshore waters by 2030, and to provide an annual report to the Legislature each year, rather than only next year. Technical, nonsubstantive amendments were also made for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 209, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 209, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (DeCoite, Thielen).

SCRep. 1540 Judiciary on H.R. No. 62

The purpose of this measure is to express the support of the State of Hawaii for the rights of the indigenous people of North Dakota to preserve their cultural heritage and access to clean water.

The We Are One, Inc., Young Progressives Demanding Action, IMUAlliance, and numerous individuals testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 62 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (McDermott). Noes, none. Excused, 2 (Lee, Oshiro).

SCRep. 1541 Judiciary on H.C.R. No. 104

The purpose of this measure is to express the support of the State of Hawaii for the rights of the indigenous people of North Dakota to preserve their cultural heritage and access to clean water.

The We Are One, Inc., Young Progressives Demanding Action, IMUAlliance, and numerous individuals testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 104 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (McDermott). Noes, none. Excused, 2 (Lee, Oshiro).

SCRep. 1542 Judiciary on H.R. No. 114

The purpose of this measure is to request that the United States Customs and Border Protection establish a crewmember's visa for foreign citizens working in the commercial fishing industry.

IMUAlliance and several individuals testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 114 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Lee, Oshiro, McDermott).

SCRep. 1543 Judiciary on H.C.R. No. 187

The purpose of this measure is to request that the United States Customs and Border Protection establish a crewmember's visa for foreign citizens working in the commercial fishing industry.

IMUAlliance and several individuals testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 187 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Lee, Oshiro, McDermott).

SCRep. 1544 Judiciary on H.R. No. 76

The purpose of this measure is to declare Hawaii a ho'okipa (welcoming) state.

Your Committee amended this measure by:

- (1) Clarifying that the enforcement of federal immigration laws is a function that is reserved to the federal government;
- (2) Clarifying that the costs associated with enforcement of federal immigration laws should not be borne by local law enforcement;
- (3) Clarifying the State of Hawaii is encouraged to advocate for the protection of all its residents; and
- (4) Removing the request that the Governor appoint a Ho'okipa Commission.

Young Progressives Demanding Action, Planned Parenthood Votes, Hawaii J-20+, American Civil Liberties Union of Hawaii, IMUAlliance, Aloha Dream Team, the Filipino-American Advocacy Network, the Hawaii Friends of Civil Rights, the American Immigration Lawyers Association of Hawaii, the Muslim Association of Hawaii, the Filipino American Citizens League, Nursing Advocates and Mentors Inc., and several individuals testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 76, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 76, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, 1 (McDermott). Excused, 2 (Lee, Oshiro).

SCRep. 1545 Judiciary on H.C.R. No. 125

The purpose of this measure is to declare Hawaii a ho'okipa (welcoming) state.

Your Committee amended this measure by:

- (1) Clarifying that the enforcement of federal immigration laws is a function that is reserved to the federal government;
- (2) Clarifying that the costs associated with enforcement of federal immigration laws should not be borne by local law enforcement;
- (3) Clarifying the State of Hawaii is encouraged to advocate for the protection of all its residents; and
- (4) Removing the request that the Governor appoint a Ho'okipa Commission.

Young Progressives Demanding Action, Planned Parenthood Votes, Hawaii J-20+, American Civil Liberties Union of Hawaii, IMUAlliance, Aloha Dream Team, the Filipino-American Advocacy Network, the Hawaii Friends of Civil Rights, the American Immigration Lawyers Association of Hawaii, the Muslim Association of Hawaii, the Filipino American Citizens League, Nursing Advocates and Mentors Inc., and several individuals testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 125, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 125, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, 1 (McDermott). Excused, 2 (Lee, Oshiro).

SCRep. 1546 Education on H.R. No. 16

The purpose of this measure is to urge private schools in Hawaii to consider offering or continue offering Hawaiian-language instruction as an option or an elective in their academic curriculum, including by surveying interest in learning the Hawaiian language and requesting private schools to look for ways to incorporate Hawaiian language into their curriculum and instruction.

'Aha Pūnana Leo, Hawaii Association of Independent Schools, Ka Lāhui Hawaii Political Action Committee, and numerous concerned individuals supported this measure. The Department of Education and a concerned individual submitted comments.

Your Committee has amended this measure by deleting the provision requesting the Department of Education to support the curriculum and instruction of the Hawaiian language in private schools in Hawaii that express interest in adding Hawaiian to their curriculum and instruction.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 16, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 16, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ing, McKelvey).

SCRep. 1547 Education on H.C.R. No. 37

The purpose of this measure is to urge private schools in Hawaii to consider offering or continue offering Hawaiian-language instruction as an option or an elective in their academic curriculum, including by surveying interest in learning the Hawaiian language and requesting private schools to look for ways to incorporate Hawaiian language into their curriculum and instruction.

'Aha Pūnana Leo, Hawaii Association of Independent Schools, Ka Lāhui Hawaii Political Action Committee, and numerous concerned individuals supported this measure. The Department of Education and a concerned individual submitted comments.

Your Committee has amended this measure by deleting the provision requesting the Department of Education to support the curriculum and instruction of the Hawaiian language in private schools in Hawaii that express interest in adding Hawaiian to their curriculum and instruction.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 37, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 37, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ing, McKelvey).

SCRep. 1548 Higher Education on H.C.R. No. 35

The purpose of this measure is to request the University of Hawaii Center on Aging to convene a task force to:

- (1) Review the current elder and kupuna care services situation and anticipated demand for those services and determine requirements for adequate training, workforce expansion, service expansion, and financing to correct the current situation and meet anticipated demand; and
- (2) Submit a report of its findings and recommendations to the Legislature prior to the convening of the Regular Session of 2018.

The University of Hawaii Myron B. Thompson School of Social Work, AARP, and a concerned individual supported this measure. The Executive Office on Aging submitted comments.

Your Committee has amended this measure by:

- (1) Requesting the Center on Aging to invite the Dean of the University of Hawaii Myron B. Thompson School of Social Work, or the Dean's designee, to become a member of the task force; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 35, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 35, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Har).

SCRep. 1549 Consumer Protection & Commerce on S.B. No. 584

The purpose of this measure is to allow an extended or hanai family member to act as a co-mortgagor to assist a qualified resident in securing a mortgage to purchase a dwelling unit from the Hawaii Housing Finance and Development Corporation (HHFDC).

HHFDC testified in support of the intent of this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 584, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Ichiyama).

SCRep. 1550 Consumer Protection & Commerce on S.B. No. 392

The purpose of this measure is to clarify that if a proxy is a standard proxy form authorized by a condominium association, and the proxy is returned with no quorum or proxy designation box checked or more than one quorum or proxy designation box checked, the proxy shall be counted for quorum purposes only.

Associa, Hawaii State Association of Parliamentarians, Hawaii Council of Associations of Apartment Owners, Hui Malama O Hale, Hui 'Oia'i'o, and a few individuals testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 392, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Ichiyama).

SCRep. 1551 Consumer Protection & Commerce on S.B. No. 609

The purpose of this measure is to require that peer reviews of public accountancy firms be governed by the Statements on Standards for Attestation Engagements adopted by the American Institute of Certified Public Accountants in its entirety.

The Board of Public Accountancy testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 609, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Say). Noes, none. Excused, 2 (Aquino, Ichiyama).

SCRep. 1552 Consumer Protection & Commerce on S.B. No. 185

The purpose of this measure is to require child care providers licensed or registered by the Department of Human Services to obtain and maintain liability insurance coverage beginning January 1, 2019.

Numerous concerned individuals testified in support of this measure. The Department of Human Services provided comments.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 185, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Say). Excused, 2 (Aquino, Ichiyama).

SCRep. 1553 Consumer Protection & Commerce on S.B. No. 119

The purpose of this measure is to provide additional consumer protections for tenants by:

- (1) Requiring landlords to disclose in writing a tenant's ability to establish a new due date for rent payment, if the tenant receives public assistance; and
- (2) Establishing a cap of five percent on late rent payment fees.

The Office of Consumer Protection of the Department of Commerce and Consumer Affairs testified in support of this measure. The Hawaii Association of Realtors provided comments.

Your Committee has amended this measure by increasing the cap on late rent payment fees from five percent of the amount of rent due to ten percent of the amount of rent due.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 119, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 119, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Say). Noes, none. Excused, 2 (Aquino, Ichiyama).

SCRep. 1554 Consumer Protection & Commerce on S.B. No. 1264

The purpose of this measure is to help security guard agencies maintain adequate numbers of licensed security guards to meet client expectations without compromising consumer protection by:

- (1) Amending security guard registration, license renewal, instruction, and training requirements; and
- (2) Requiring the Board of Private Detectives and Guards to conduct a study to:
 - (A) Review current laws, administrative rules, and procedures governing the registration of security guards;
 - (B) Analyze whether prices charged by training instructors should be regulated by the Board; and
 - (C) Analyze whether security guard agencies should be prohibited from denying their employees from taking outside supplemental employment.

The Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations and Associa testified in support of this measure. The Board of Private Detectives and Guards provided comments.

Your Committee has amended this measure by:

- (1) Deleting language allowing security guard applicants to begin working immediately as long as they meet all registration, instruction, and training requirements within thirty days of the first day of employment;
- (2) Clarifying that the required national criminal history record check shall be conducted by the Federal Bureau of Investigation;
- (3) Deleting the requirement that the Board conduct a study and make recommendations to the Legislature; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1264, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1264, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Aquino, Ichiyama).

SCRep. 1555 Consumer Protection & Commerce on S.B. No. 611

The purpose of this measure is to extend by five years the June 30, 2017, sunset date of Act 83, Session Laws of Hawaii (SLH) 2012, which prohibits a county from requiring the installation of automatic fire sprinklers or an automatic fire sprinkler system in detached one- or two-family dwelling units that do not require access road or water supply variances and non-residential agricultural and aquacultural buildings and structures located outside an urban area.

The Office of the Mayor of the City and County of Honolulu, Building Industry Association of Hawaii, The Chamber of Commerce of Hawaii, Complete Construction Services Corp., General Contractors Association of Hawaii, Graham Builders, Hawaii Association of Realtors, and numerous concerned individuals testified in support of this measure. The Hawaii Laborers-Employers Cooperation and Education Trust and Pacific Resource Partnership testified in support of the intent of this measure. The Hawaii State Fire Council, Honolulu Fire Department, and Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO testified in opposition to this measure. The Office of the Mayor of the County of Hawaii provided comments.

Your Committee has amended this measure by extending the sunset date of Act 83, SLH 2012, by an additional five years to June 30, 2027.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 611, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 611, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Ichiyama).

SCRep. 1556 Consumer Protection & Commerce on S.B. No. 514

The purpose of this measure is to authorize pharmacists to administer human papillomavirus, Tdap (tetanus, diphtheria, pertussis), meningococcal, and influenza vaccines to eleven- through seventeen-year-old patients pursuant to a valid prescription.

The Department of Health, Board of Pharmacy, Daniel K. Inouye College of Pharmacy at the University of Hawaii at Hilo, Planned Parenthood Votes Northwest and Hawaii, American Congress of Obstetricians and Gynecologists, The CHOW Project, Hawaii Pharmacists Association, Hawaii Medical Service Association, CVS Health, Walgreen Co., Times Pharmacy, American Cancer Society Cancer Action Network, and numerous concerned individuals testified in support of this measure. Several concerned individuals testified in opposition to this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2059, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 514, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 514, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Ichiyama).

SCRep. 1557 Consumer Protection & Commerce on S.B. No. 984

The purpose of this measure is to amend the definition of "physician" under the Workers' Compensation Law to include advanced practice registered nurses.

The Department of Labor and Industrial Relations, Board of Nursing, Hawaii Association of Professional Nurses, Hawaii State Center for Nursing, International Longshore and Warehouse Union Local 142, Hawaii Pacific Health, and Hawaii Government Employees Association, AFSCME, Local 152, AFL-CIO testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 984, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 4 (Aquino, Ichiyama, Yamane, Fukumoto).

SCRep. 1558 Consumer Protection & Commerce on S.B. No. 376

The purpose of this measure is to repeal chapter 269, part VIII, Hawaii Revised Statutes, relating to the interisland transmission system.

The Office of the Mayor of the County of Hawaii, Friends of Lanai, and several concerned individuals testified in support of this measure. Ulupono Initiative testified in opposition to this measure. The Department of Business, Economic Development, and Tourism, Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs, and Public Utilities Commission provided comments.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 376, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 4 (Aquino, Ichiyama, Yamane, Fukumoto).

SCRep. 1559 Consumer Protection & Commerce on S.B. No. 865

The purpose of this measure is to protect the public and promote worker safety by requiring electrical contractors and electronic systems contractors to possess a trade license to perform electrical work in Hawaii or an electrical engineering degree from a duly accredited college.

The Hawaii Electricians Market Enhancement Program Fund, Hawaiian Electric Company, Inc. and its subsidiaries, Hawaii Electric Light Company, Maui Electric Company, Limited, International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO, and International Brotherhood of Electrical Workers Local Union 1186 testified in support of this measure. The Contractors License Board testified in opposition to this measure. The General Contractors Association of Hawaii and Power Contracting LLC provided comments.

Your Committee has amended this measure by including an exemption from trade license or electrical engineering degree requirements for pole and line contractors and high voltage electrical contractors.

Technical, nonsubstantive amendments were also made for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 865, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 865, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 4 (Aquino, Ichiyama, Yamane, Fukumoto).

SCRep. 1560 Consumer Protection & Commerce on S.B. No. 627

The purpose of this measure is to:

- (1) Clarify that any violation of a mandatory provision of the State's condominium law by a condominium board or its officers and members is a per se violation of the board's fiduciary duty, but provide a safe harbor from liability for a board member who votes against the action that constitutes a violation;
- (2) Authorize a condominium board to establish rules for owner participation in any deliberation or discussion at board meetings, other than executive sessions, and provides that all owners shall be notified of these rules;
- (3) Require the notice for condominium board meetings to include a list of business items expected to be on the meeting agenda; and
- (4) Require unapproved final drafts of the minutes of a condominium board meeting to be available within fourteen days after the board meeting.

Associa, Hui Malama O Hale, Hui 'Oia'i'o, and several individuals supported this measure. The Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations supported the intent of this measure. An individual opposed this measure. Anderson Lahne & Fujisaki LLP, Royal Vista AOA, and many individuals provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2059, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 627, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 627, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Aquino, Ichiyama).

SCRep. 1561 Consumer Protection & Commerce on S.B. No. 505

The purpose of this measure is to establish additional safeguards for the use of prescription opioids to reduce instances of dependency, overdose, and death.

Specifically, this measure:

- (1) Requires execution of an informed consent process agreement, subject to administration and monitoring by the Department of Health, between a patient and prescribing practitioner in circumstances that carry an elevated risk of creating dependency;
- (2) Establishes quantitative limits on opioid and benzodiazepine prescriptions, subject to specified exceptions; and
- (3) Clarifies the Board of Nursing's authority to enforce compliance with the Uniform Controlled Substances Act.

Early Childhood Action Strategy testified in support of this measure. The Department of Public Safety testified in support of the intent of this measure. The Department of Health, The Drug Policy Forum, American Congress of Obstetricians and Gynecologists, Hawaii Society of Pain Physicians, and a concerned individual testified in opposition to this measure. The Hawaii Medical Board, The Queen's Health Systems, Hawaii Medical Association, Hawaii College of Emergency Physicians, and American Cancer Society Cancer Action Network provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that providers authorized to prescribe opioids shall adopt and maintain informed consent policies that include execution of a written agreement to engage in an informed consent process between the provider and qualified opioid therapy patient;
- (2) Specifying that the Department of Health, rather than the Harm Reduction Services Branch of the Department of Health, shall develop and make available an opioid therapy informed consent process agreement template;
- (3) Deleting language requiring the Harm Reduction Services Branch of the Department of Health to administer and monitor the informed consent process;

- (4) Deleting redundant language regarding disciplinary action against licensed doctors and nurses for a violation of the informed consent process requirements; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 505, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 505, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Say). Excused, 2 (Aquino, Ichiyama).

SCRep. 1562 Judiciary on S.B. No. 1227

The purpose of this measure is to make permanent the requirement that an attorney acting on behalf of a mortgagee who is seeking to foreclose on a residential property under a judicial foreclosure action shall file an affirmation pursuant to a prescribed form and under penalty of perjury that the attorney has verified all relevant documents and the mortgagee has standing to foreclose.

The Office of Consumer Protection of the Department of Commerce and Consumer Affairs testified in support of the measure.

Your Committee has amended this measure by:

- (1) Extending the repeal date for the attorney's affirmation requirement from 2017 to 2022 instead of making it permanent; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1227, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1227, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Nakashima, McDermott).

SCRep. 1563 Judiciary on S.B. No. 420

The purpose of this measure is to make it a criminal offense to intentionally or knowingly direct a beam of light from a laser or laser scope that produces over five milliwatts of energy at an occupied aircraft, provided that this does not apply to activities conducted for the Department of Defense, Department of Homeland Security, or police officers acting in their official capacity for research governed by certain accepted standards.

The Department of Transportation and Honolulu Police Department testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 420, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 420, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Nakashima, McDermott).

SCRep. 1564 Judiciary on S.B. No. 655

The purpose of this measure is to allow the news media to access closed emergency areas under certain circumstances.

Among other things, this measure:

- (1) Allows a duly authorized representative of any news service, newspaper, radio station, television station, or online news distribution network, under certain conditions, to enter an area closed pursuant to the emergency management powers of the Governor or Mayors, if providing media access is reasonable, safe, and does not hinder ongoing response and recovery activities;
- (2) Limits the liability of the State and counties arising from media representatives entering a closed emergency area; and
- (3) Specifies that the State, counties, and designated emergency management officials are not responsible for providing logistical support to news media accessing closed emergency areas.

The Office of the Mayor of the County of Hawaii, Department of Emergency Management of the City and County of Honolulu, and an individual supported this measure. The Hawaii Emergency Management Agency supported the intent of this measure. The Hawaii Association for Justice provided comments.

Your Committee has amended this measure by deleting the provision specifying that the State and counties shall not be held liable for any injury or damage to a person or property resulting from media representatives entering a closed emergency area.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 655, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 655, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Oshiro). Noes, none. Excused, 2 (Nakashima, McDermott).

SCRep. 1565 Judiciary on S.B. No. 1171

The purpose of this measure is to identify the circumstances in which the State has a compelling interest in the use, disclosure, and production of de-identified protected health information under the Health Care Privacy Harmonization Act.

Specifically, this measure provides that de-identified protected health information may be disclosed or used in this State for purposes of research, protecting patient or public safety, ensuring proper operations of medical facilities, and health care operations, subject to federal security and privacy requirements.

The Hawaii Health Systems Corporation, Queen's Health Systems, Hawaii Pacific Health, and The Chamber of Commerce Hawaii supported this measure. The Department of Commerce and Consumer Affairs provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1171, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1171, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Nakashima, McDermott).

SCRep. 1566 Judiciary on S.B. No. 174

The purpose of this measure is to add lupus, epilepsy, multiple sclerosis, arthritis, and autism to the list of debilitating medical conditions that qualify for the legal use of medical marijuana in the State.

The Drug Policy Forum of Hawaii, Community Alliance on Prisons, Hawaii Educational Association for Licensed Therapeutic Healthcare, Drug Policy Action Group, and several individuals testified in support of this measure. The Department of Health, City and County of Honolulu Department of the Prosecuting Attorney, and Coalition for a Drug-Free Hawaii opposed this measure. An individual submitted comments on this measure.

Your Committee has amended this measure by:

- (1) Deleting autism from the list of debilitating medical conditions that qualify for the legal use of medical marijuana in the State; and
- (2) Making conforming amendments and other technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 174, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 174, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Oshiro). Noes, none. Excused, 2 (Nakashima, McDermott).

SCRep. 1567 Judiciary on S.B. No. 895

The purpose of this measure is to establish the offense of criminal trespass on state lands, and to clarify that the offenses of criminal trespass in the second degree apply to government agricultural property, regardless of whether it is fenced, enclosed, or otherwise secured.

The Department of Transportation, Department of Education, Hawaii Community Development Authority, Agribusiness Development Corporation, Department of Accounting and General Services, Governor's Coordinator on Homelessness, Natural Energy Laboratory of Hawaii Authority, Department of Public Safety, University of Hawaii, Department of Agriculture, Department of Taxation, Department of Health, Department of Human Services, Honolulu Police Department, and We Are One, Inc. testified in support of this measure. Office of Hawaiian Affairs, Halau Na Mamo o Pu'uanahulu, Ohana Farms, American Civil Liberties Union of Hawaii, Pratt Law Hawaii, LLLC, Ka Lahui Hawaii Political Action Committee, Halau Na Mamo O Ka Liko Maile O Kohala, The John Munn Kahikina Kelekona Foundation, Sierra Club of Hawaii, 'Ilio'ulaokalani, and numerous individuals testified in opposition. The Department of the Attorney General, Department of Land and Natural Resources, and a few individuals provided comments.

Your Committee has amended this measure by:

- (1) Clarifying and specifying the requirements for the placement of signs that provide notice of government property and no trespassing;
- (2) Clarifying that this measure does not affect native Hawaiian traditional and customary rights as set forth in the State's Constitution; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that the new offense of criminal trespass onto state lands established by this measure would be considered a conviction for the purposes of subjecting the offender to the class C felony penalty levied on habitual property crime perpetrators. Should this measure advance to Conference Committee, your Committee respectfully requests the Conference Committee to consider exempting criminal trespass onto state lands from the offense of habitual property crime.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 895, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 895, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Oshiro, Thielen). Noes, none. Excused, 2 (Nakashima, McDermott).

SCRep. 1568 Consumer Protection & Commerce on S.B. No. 1150

The purpose of this measure is to protect coral reefs and marine life in Hawaii's marine life conservation districts by:

- (1) Prohibiting the use or application of non-prescription sunscreen, sunblock, or cosmetics containing oxybenzone or other chemicals harmful to coral reefs in marine life conservation districts and prohibits the sale of such sunscreen, sunblock, or cosmetics by concessionaires serving marine conservation districts and nature preserves;
- (2) Requiring commercial use permittees operating in marine life conservation districts to inform their customers of the prohibition; and
- (3) Allowing the Department of Land and Natural Resources to adopt rules prohibiting the use of sunscreen, sunblock, or cosmetics containing oxybenzone in any area as needed to conserve marine resources.

The Office of Hawaiian Affairs, The Nature Conservancy of Hawaii, The Humane Society of the United States, Humane Society International, Sustainable Kohala, Surfriider Foundation, Stream2Sea, Sierra Club of Hawaii, Sea & Summit, LLC, Quest Global Management/Dolphin Quest, Green Party of Maui, Malama O Puna, EKW Research Development, Haereticus Environmental Laboratory, Friends of Hanauma Bay, Fearless Fund, For the Fishes, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, Democratic Party of Hawaii, Animal Rights Hawaii, Americans for Democratic Action, All Good, Ban Toxic Sunscreens Hawaii, and numerous concerned individuals testified in support of this measure. The Environmental Caucus of the Democratic Party of Hawaii, Trilogy Corporation dba Trilogy Excursions, Raw Elements USA, Ocean Tourism Coalition, Valley Isle Excursions, Maui Surf Lessons, LLC, Maui Stand Up Paddle Boarding, Maui Marketing, Maui Kayak Adventures, Sea Life Trust, Hawaiian Paddle Sports, Hawaii Mermaid Adventures, and a concerned individual testified in support of the intent of this measure. The Department of Land and Natural Resources, The Chamber of Commerce Hawaii, Sailing Maui Inc., Quicksilver Charters, Personal Care Products Council, Hawaii Food Industry Association, Excellence Charters, Inc., American Academy of Dermatology Association, and Consumer Healthcare Products Association testified in opposition to this measure. The Department of Health and Office of the Mayor of the County of Hawaii provided comments.

Your Committee has amended this measure by deleting its contents and replacing it with the substance of H.B. No. 450 H.D. 1 S.D. 1, which requires the University of Hawaii to conduct a study on the effects of sunscreen used by swimmers and other ocean users on the coral reefs located in Hawaii waters and provides funds for the study.

Further, your Committee requests that the University of Hawaii, in conducting its study, also look at other factors that negatively impact coral reef systems, with particular consideration given to Kaneohe Bay, on the island of Oahu, which has been plagued by invasive algae and runoff that has had detrimental effects to the coral reef system.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1150, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1150, S.D. 2, H.D. 3.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 4 (Aquino, Ichiyama, Yamane, Fukumoto).

SCRep. 1569 Consumer Protection & Commerce on S.B. No. 513

The purpose of this measure is to authorize pharmacists to independently prescribe and dispense self-administered hormonal contraceptive supplies without a prior prescription and subject to specified education and procedural requirements. This measure also authorizes insurance reimbursements to pharmacists for contraceptive supplies prescribed and dispensed.

The Board of Pharmacy, Daniel K. Inouye College of Pharmacy at the University of Hawaii at Hilo, Hawaii Pharmacists Association, Times Pharmacy, Walgreen Company, and several concerned individuals testified in support of this measure. The Hawaii Section of the American Congress of Obstetricians and Gynecologists, American Osteopathic Association, and Hawaii Association of Osteopathic Physicians and Surgeons testified in opposition to this measure. The Department of Commerce and Consumer Affairs and Planned Parenthood Votes Northwest and Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Deleting language requiring reimbursements to pharmacists for contraceptive supplies prescribed and dispensed; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 513, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 513, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 4 (Aquino, Ichiyama, Yamane, Fukumoto).

SCRep. 1570 Judiciary on S.B. No. 314

The purpose of this measure is to ensure that parties to arbitration proceedings are timely informed of known facts that may affect the impartiality of the arbitrator.

Specifically, this measure clarifies an arbitrator's duty to disclose to the parties:

- (1) Any financial or personal interest in the outcome of the proceeding which is direct and material; and
- (2) Any existing or past relationship with any of the parties, their counsel, a witness, or another arbitrator which is substantial.

Additionally, rather than statutorily providing that an arbitrator's failure to so disclose is presumed to constitute evident partiality, this measure leaves the determination of evident partiality to the courts.

Kobayashi, Sugita & Goda, LLP and several individuals testified in support of this measure. Alston Hunt Floyd & Ing opposed this measure.

Your Committee has amended this measure by making a technical, nonsubstantive amendment for clarity.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 314, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 314, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Nakashima, McDermott).

SCRep. 1571 Judiciary on S.B. No. 322

The purpose of this measure is to provide that:

- (1) Circuit courts have concurrent jurisdiction with the family court over certain felonies when multiple offenses are charged and at least one of the offenses is a violation of the offense of endangering the welfare of a minor in the first degree, endangering the welfare of a minor in the second degree, or endangering the welfare of an incompetent person; and
- (2) District courts have concurrent jurisdiction with the family court over any violation of the offense of endangering the welfare of a minor in the second degree or endangering the welfare of an incompetent person when multiple offenses are charged and at least one other offense is a criminal offense under the jurisdiction of the district courts.

The Department of the Prosecuting Attorney of the County of Maui testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 322, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 322, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Nakashima, McDermott).

SCRep. 1572 Judiciary on S.B. No. 478

The purpose of this measure is to amend the Sunshine Law, Chapter 92, Hawaii Revised Statutes (HRS), to permit a board member to share certain government records with other board members, where no commitment relating to a vote on the matter is made or sought; provided that the board member:

- (1) Does not express a position relating to a matter of official board business; and
- (2) Files the transmittal and government record in the board's office for public inspection.

The Chairperson of the Maui County Council, a Council member of the Maui County Council, Hawaii State Association of Counties, and The Civil Beat Law Center for the Public Interest testified in support of the measure. The League of Women Voters of Hawaii testified in opposition. The Office of Information Practices provided comments.

Your Committee has amended this measure by:

- (1) Amending the definition of "board" to include county councils;
- (2) Reducing the scope of the measure from board members to county council members;
- (3) Providing that the government record must be created by a third-party, other than an officer or employee of the county council;
- (4) Requiring that no additional discussion is added to the record, other than a neutral statement in the transmittal that identifies the government record and the issue before the board that it pertains to;
- (5) Providing that the transmission of the government record occurs during business hours, the transmittal document, and government record are filed for inspection on the same day in the county council office; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 478, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 478, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Belatti, Lee, Morikawa).

SCRep. 1573 Judiciary on S.B. No. 572

The purpose of this measure is to authorize the Office of Information Practices, rather than each state or county agency, to adopt administrative rules regarding protection of agency records subject to disclosure and other rules necessary for administration of the Uniform Information Practices Act.

The Department of Public Safety, Office of Information Practices, Animal Rights Hawaii, and an individual testified in support of this measure. The Society of Professional Journalists Hawaii Chapter opposed this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 572, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 572, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Nakashima, McDermott).

SCRep. 1574 Judiciary on S.B. No. 947

The purpose of this measure is to improve the regulation of beauty culture licensees and permittees by:

- (1) Authorizing the Department of Commerce and Consumer Affairs to issue citations for certain violations of laws and administrative rules that apply to beauty culture licensees and permittees; and
- (2) Establishing a process for beauty culture licensees and permittees to contest the citation and providing for assessment of fines for each violation.

The Department of Commerce and Consumer Affairs and Board of Barbering and Cosmetology supported this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 947, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Nakashima, McDermott).

SCRep. 1575 Judiciary on S.B. No. 305

The purpose of this measure is to require that security surveillance video monitoring and recordings of medical marijuana production centers and retail dispensing locations be retained for a period of 45 days.

Cure Oahu, Hawaii Educational Association for Licensed Therapeutic Healthcare, and an individual testified in support of this measure. The Department of Health opposed this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 305, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Nakashima, McDermott).

SCRep. 1576 Judiciary on S.B. No. 786

The purpose of this measure is to replace all references to "medical marijuana" or similar terms with references to "medical cannabis" and similar terms in state statutes and administrative rules and Department of Health documents, letterhead, websites, and other items.

The Department of Health, The Drug Policy Forum of Hawaii, The Drug Policy Action Group, Community Alliance on Prisons, and two individuals supported this measure. The Department of Taxation provided comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 786, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Nakashima, McDermott).

SCRep. 1577 Finance on S.B. No. 103

The purpose of this measure is to implement the amendment to the Hawaii State Constitution authorizing the Legislature to expend excess general fund revenues to pre-pay the State's debt service and to pre-pay the State's pension and other post-employment benefits liability, pursuant to S.B. No. 2554, Regular Session of 2016, and ratification by the electorate at the 2016 general election.

The Department of Budget and Finance supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 103, S.D. 2, and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Keohokalole, Tupola).

SCRep. 1578 Finance on S.B. No. 939

The purpose of this measure is to update and clarify sections of the Hawaii Revised Statutes relating to the investment and funds management functions of the Department of Budget and Finance. Specifically, this measure repeals the Director of Finance's authority to invest in student loan-backed notes, bonds, and other securities and clarifies that moneys collected by public accountants on behalf of the state shall be treated equally regardless of the collector's state of residency.

The Department of Budget and Finance and a concerned individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 939, S.D. 1, and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Keohokalole, Tupola).

SCRep. 1579 Finance on S.B. No. 942

The purpose of this measure is to resolve a conflict in statutory language by amending section 328L-3, Hawaii Revised Statutes, which establishes the Emergency and Budget Reserve Fund (Fund), to leave unspecified the portion of Hawaii Tobacco Settlement Special Fund moneys that are to be deposited into the Fund.

The Department of Budget and Finance supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 942 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Keohokalole, Tupola).

SCRep. 1580 Finance on S.B. No. 1007

The purpose of this measure is to promote effective tax administration and mitigate burdens on employers by changing the frequency of filing income tax withholding returns from monthly to quarterly.

The Department of Taxation and The Chamber of Commerce Hawaii supported this measure. The Tax Foundation of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1007, S.D. 1, and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Keohokalole, Tupola).

SCRep. 1581 Finance on S.B. No. 100

The purpose of this measure is to amend the requirements for ongoing review of various tax exemptions, exclusions, credits, and deductions.

Specifically, this measure:

- (1) Requires the Department of Taxation (Department) to provide the Auditor with access to tax records;
- (2) Clarifies the standards to be used by the Auditor in the reviews;
- (3) Delays the review schedules by one year; and
- (4) Adds the organic foods production tax credit to the tax credits that shall be reviewed by the Auditor.

The Office of the Auditor supported this measure. The Department of Taxation; Taxation Foundation of Hawaii; and Island Energy Services, LLC provided comments.

Your Committee has amended this measure by:

- (1) Requiring the Department, rather than the Auditor, to review the various tax exemptions, exclusions, credits, and deductions as required by Acts 245 and 261, Session Laws of Hawaii 2016;
- (2) Repealing parts VI and VII of Chapter 23, Hawaii Revised Statutes, which codified Acts 245 and 261, Session Laws of Hawaii 2016;
- (3) Removing the provisions that authorized the Auditor to access certain tax records and other information to conduct required reviews;
- (4) Amending the list of exemptions, exclusions, deductions, and credits to be reviewed, and the manner in which the reviews are conducted;
- (5) Granting the Department the discretion to determine the suitability of new and existing tax exemptions, exclusions, credits, or deductions for review;
- (6) Authorizing the Department to require any taxpayer claiming any exemption, exclusion, deduction, or credit to submit supporting information to the Department and providing an unspecified penalty for noncompliance;
- (7) Changing the effective date to July 1, 2030, to encourage further discussion; and
- (8) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 100, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 100, S.D. 2, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Keohokalole, Tupola).

SCRep. 1582 Finance on S.B. No. 102

The purpose of this measure is to address the federal funding policy study mandated by Act 225, Session Laws of Hawaii 2016.

More specifically, this measure amends Act 225, Session Laws of Hawaii 2016, by:

- (1) Changing the agency responsible for preparing the federal funding policy study from the Office of the Governor to the Department of Budget and Finance;
- (2) Specifying the fiscal period to be covered by the study and the deadline for the study's submission to the Governor and Legislature; and
- (3) Amending the appropriation to conform to the change of agency and applicable fiscal year.

The Department of Budget and Finance supported this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2030, to facilitate further discussion;

- (2) Changing the appropriation to an unspecified amount; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 102, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 102, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Keohokalole, Tupola).

SCRep. 1583 Finance on S.B. No. 407

The purpose of this measure is to broaden the types of short-term investment options available to the counties, including certain money market funds.

The Department of Budget and Fiscal Services of the City and County of Honolulu, Department of Finance of the County of Maui, Chair of the Maui County Council, Department of Finance of the County of Hawaii, Department of Finance of the County of Kauai, and two concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2030, to encourage further discussion; and
- (2) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 407, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 407, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Keohokalole, Tupola).

SCRep. 1584 Finance on S.B. No. 712

The purpose of this measure is to require the inclusion of additional information in the variance report submitted annually by the Governor to the Legislature to allow the Legislature to better align its budget decisions with the actual needs and expenditures of the departments.

More specifically, this measure requires inclusion of the following information in the variance report, commencing with the Regular Session of 2019:

- (1) Means of financing information and cost element breakdowns for comparison:
 - (A) Budgeted appropriations and actual expenditures; and
 - (B) Position ceiling and filled positions; and
- (2) A summary by department of:
 - (A) Cost element breakdowns of expenditures; and
 - (B) The position ceiling in comparison to total positions filled.

The Department of Budget and Finance provided comments.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2030, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 712, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 712, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Keohokalole, Tupola).

SCRep. 1585 Finance on S.B. No. 713

The purpose of this measure is to require inclusion in the state six-year program and financial plan and budget of information on tax expenditures, which are the amount of revenue lost due to tax credits, exemptions, deductions, and abatements.

United Public Workers, AFSCME, Local 646, AFL-CIO supported this measure. The Department of Budget and Finance, Department of Taxation, and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2030, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 713, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 713, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Keohokalole, Tupola).

SCRep. 1586 Finance on S.B. No. 719

The purpose of this measure is to establish a strategy to adequately maintain the State's buildings, facilities, and other improvements.

Specifically, this measure addresses the State's deferred maintenance backlog by:

- (1) Requiring the Governor to:
 - (A) Prepare a deferred maintenance plan to gradually eliminate the deferred maintenance costs of state-owned buildings, facilities, and other improvements; and
 - (B) Submit an initial plan to the Legislature for the fiscal biennium 2019-2021 and prepare annual updates thereafter; and
- (2) Imposing the same requirements on the Chief Justice for buildings, facilities, and other improvements owned by the Judiciary.

One concerned individual supported this measure. The Judiciary, Department of Budget and Finance, and Department of Accounting and General Services provided comments.

Your Committee has amended this measure by:

- (1) Removing the preamble; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 719, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 719, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Keohokalole, Tupola).

SCRep. 1587 Finance on S.B. No. 722

The purpose of this measure is to recommence the efficiency measures pilot project established under Act 67, Session Laws of Hawaii 2015, and to appropriate funds for the recommended pilot project.

The Department of Budget and Finance provided comments.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to July 1, 2030, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 722, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 722, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Keohokalole, Tupola).

SCRep. 1588 Finance on S.B. No. 724

The purpose of this measure is to require the Department of Budget and Finance to issue annual reports on non-discretionary costs for the purpose of providing indicators to the Legislature of the budgetary situation of the State.

Specifically, this measure establishes reporting requirements concerning the following general fund costs:

- (1) Debt service for general obligation bonds;
- (2) Medicaid service costs; and
- (3) Employer contributions for pension, retirement, and health benefits for state employees and retirees.

The Department of Budget and Finance provided comments.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2030, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 724, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 724, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Keohokalole, Tupola).

SCRep. 1589 Finance on S.B. No. 941

The purpose of this measure is to clarify that Automated Clearing House transactions that debit the State's bank account may be considered electronic funds transfers if authorized by the Director of Finance.

The Department of Budget and Finance supported this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2030, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 941, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 941, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Keohokalole, Tupola).

SCRep. 1590 Finance on S.B. No. 1002

The purpose of this measure is to conform Hawaii's income and estate and generation-skipping transfer tax laws to the Internal Revenue Code of 1986, as amended.

The Department of Taxation supported this measure. The Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Changing the effective date to upon its approval;
- (2) Providing that the portions of the measure relating to the income tax law apply to taxable years beginning after December 31, 2016;
- (3) Providing that the portions of the measure relating to the estate and generation-skipping transfer tax apply to decedents dying or taxable transfers occurring after December 31, 2016; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1002, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1002, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Keohokalole, Tupola).

SCRep. 1591 Finance on S.B. No. 1200

The purpose of this measure is to appropriate funds to create a master plan and environmental impact statement for the construction of a new Aloha Stadium.

The Stadium Authority and IMU Alliance testified in support of this measure.

Your Committee has amended this measure by changing fiscal year 2017-2018 to an unspecified fiscal year.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1200, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1200, S.D. 2, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15; Ayes with Reservations (LoPresti). Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1592 Finance on H.C.R. No. 143

The purpose of this measure is to request the Department of Business, Economic Development, and Tourism to develop a master plan for the Hilo International Aerospace and Technology Park.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 143 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1593 Finance on H.C.R. No. 169

The purpose of this measure is to request the Department of Business, Economic development, and Tourism to convene an economic development and tax reform working group to study the economic outcome of transferring the authority to tax real property back to the state, and allocating a portion of general excise tax revenues to the counties.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 169 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1594 Finance on H.C.R. No. 89

The purpose of this measure is to request the Department of Labor and Industrial Relations and the Department of Business, Economic Development, and Tourism to convene a basic economic security working group.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 89 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1595 Finance on H.R. No. 11

The purpose of this measure is to request additional funding for education from the United States Department of Education.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 11 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1596 Finance on H.C.R. No. 28

The purpose of this measure is to request additional funding for education from the United States Department of Education.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 28 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1597 Finance on H.R. No. 50

The purpose of this measure is to request the establishment of a Philippines-Hawaii Tourism College Student Exchange Program Compact.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 50 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1598 Finance on H.C.R. No. 88

The purpose of this measure is to request the establishment of a Philippines-Hawaii Tourism College Student Exchange Program Compact.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 88 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1599 Finance on H.C.R. No. 129

The purpose of this measure is to request the Department of Health to convene a working group to develop recommendations to increase colorectal cancer screening rates in the state.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 129 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1600 Finance on H.C.R. No. 163

The purpose of this measure is to designate October 13, 2017 as Metastatic Breast Cancer Awareness Day.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 163 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1601 Finance on H.R. No. 74

The purpose of this measure is to request the Department of Health to convene a task force to examine issues related to state-licensed and state-certified care homes.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 74, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1602 Finance on H.C.R. No. 123

The purpose of this measure is to request the Department of Health to convene a task force to examine issues related to state-licensed and state-certified care homes.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 123, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1603 Finance on H.C.R. No. 161

The purpose of this measure is to request the convening of a working group relating to complex patients.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 161 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1604 Finance on H.C.R. No. 159

The purpose of this measure is to encourage state departments and agencies to implement worksite wellness programs.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 159 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1605 Finance on H.C.R. No. 7

The purpose of this measure is to urge the Department of Human Services to examine the application process for the preschool open doors program to ensure accessibility for all who qualify.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 7, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1606 Finance on H.R. No. 32

The purpose of this measure is to urge the Department of Human Services to not consider certain benefits under Title II of the Social Security Act as income when determining Medicaid eligibility.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 32 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1607 Finance on H.C.R. No. 65

The purpose of this measure is to urge the Department of Human Services to not consider certain benefits under Title II of the Social Security Act as income when determining Medicaid eligibility.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 65 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1608 Finance on H.R. No. 58

The purpose of this measure is to request the Department of Budget and Finance to provide a status report on the Hawaii Able Savings Program.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 58 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1609 Finance on H.C.R. No. 96

The purpose of this measure is to request the Department of Budget and Finance to provide a status report on the Hawaii Able Savings Program.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 96 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1610 Finance on H.R. No. 81

The purpose of this measure is to request the Department of the Attorney General to establish a working group to study forensic laboratories in the State.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 81, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1611 Finance on H.C.R. No. 131

The purpose of this measure is to request the Department of the Attorney General to establish a working group to study forensic laboratories in the State.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 131, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1612 Finance on H.C.R. No. 29

The purpose of this measure is to request the Contractors License Board to either eliminate or reclassify interim specialty license.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 29 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1613 Finance on H.R. No. 67

The purpose of this measure is to call on the federal government and states to lower costs for consumers, create more jobs, and reduce the impacts of climate change on the economy by replacing fossil fuels with renewable energy.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 67, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1614 Finance on H.C.R. No. 113

The purpose of this measure is to call on the federal government and states to lower costs for consumers, create more jobs, and reduce the impacts of climate change on the economy by replacing fossil fuels with renewable energy.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 113, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1615 Finance on H.C.R. No. 105

The purpose of this measure is to request the Auditor to conduct an audit of the vocational rehabilitation unit in the Department of Labor and Industrial Relations, Disability Compensation Unit.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 105 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1616 Finance on H.R. No. 122

The purpose of this measure is to urge the United States Army Corps of Engineers, Department of Land and Natural Resources, Department of Health, City and County of Honolulu, and University of Hawaii to collaborate in the creation of a mechanism for generating water circulation in Pokai Bay on Leeward Oahu.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 122, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1617 Finance on H.C.R. No. 194

The purpose of this measure is to urge the United States Army Corps of Engineers, Department of Land and Natural Resources, the Department of Health, City and County of Honolulu, and University of Hawaii to collaborate to create a mechanism for generating water circulation in Pokai Bay on Leeward Oahu.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 194, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1618 Finance on H.C.R. No. 26

The purpose of this measure is to authorize the amendment of a term, non-exclusive easement covering a portion of state submerged lands at Kailua, Koolaupoko, Oahu, for the seawall and boat ramp, and for the use, repair, and maintenance of the existing improvements constructed thereon.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 26 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1619 Finance on H.C.R. No. 27

The purpose of this measure is to authorize the issuance of a term, non-exclusive easement covering a portion of state submerged lands at Waimanalo, Koolaupoko, Oahu for the maintenance and repair of the existing pier, and for use, repair, and maintenance of the existing improvements constructed thereon.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 27 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1620 Finance on H.C.R. No. 60

The purpose of this measure is to authorize the amendment of a term, non-exclusive easement covering an area of state submerged lands at Maunaloa, Honolulu, Oahu for maintenance and repair. Areas included are portions of the existing channel, concrete surge break or breakwater, seawall, step, filled land, and portions of existing improvements constructed thereon.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 60 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1621 Finance on H.C.R. No. 78

The purpose of this measure is to authorize the issuance of a term, non-exclusive easement covering a portion of state submerged lands at Kaneohe, Koolaupoko, Oahu, for the maintenance and repair of the existing pier, and for use, repair, and maintenance of the existing improvements constructed thereon.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 78, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1622 Finance on H.C.R. No. 97

The purpose of this measure is to authorize the issuance of a term, non-exclusive easement, covering a portion of state submerged and reclaimed lands at Kuau, Makawao, Paia, Maui, for rockwall, revetment stairway, and lawn maintenance purposes.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 97 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1623 Finance on H.C.R. No. 106

The purpose of this measure is to request the Auditor to conduct a performance audit on the Department of Land and Natural Resources' Division of Boating and Ocean Recreation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 106, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1624 Finance on H.C.R. No. 152

The purpose of this measure is to authorize the issuance of a fifty-five year term, non-exclusive easement covering a portion of state submerged land at Waipouli, Kawaihau, Kauai, for a portion of a seawall and for the use, repair, and maintenance of existing improvements constructed thereon.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 152 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1625 Finance on H.R. No. 125

The purpose of this measure is to urge the Department of Transportation to work in conjunction with the Departments of Transportation and Emergency Management of the City and County of Honolulu and the Honolulu Police Department to analyze the Waianae Coast Emergency Access Road System.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 125 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1626 Finance on H.C.R. No. 197

The purpose of this measure is to urge the Department of Transportation to work in conjunction with the Departments of Transportation Services and Emergency Management of the City and County of Honolulu and the Honolulu Police Department to analyze the Waianae Coast Emergency Access Road System.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 197 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1627 Finance on H.R. No. 22

The purpose of this measure is to request that the Department of Transportation conduct a study on the need and feasibility of establishing a government-subsidized ferry service between the islands of Maui and Molokai.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 22 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1628 Finance on H.C.R. No. 47

The purpose of this measure is to request the Department of Transportation to conduct a study on the need and feasibility of establishing a government-subsidized ferry service between the islands of Maui and Molokai.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 47 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1629 Finance on H.R. No. 34

The purpose of this measure is to request the Department of Transportation to construct a roundabout at the intersection of Kamehameha Highway and Kahekili Highway in Kahalu'u on the island of Oahu.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 34 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1630 Finance on H.C.R. No. 67

The purpose of this measure is to request the Department of Transportation to construct a roundabout at the intersection of Kamehameha Highway and Kahekili Highway in Kahalu'u on the island of Oahu.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 67 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1631 Finance on H.R. No. 37

The purpose of this measure is to request the Department of Accounting and General Services and the County of Hawaii to determine the rightful owner of the King Kamehameha the Great statue in North Kohala.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 37, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1632 Finance on H.C.R. No. 71

The purpose of this measure is to request the Department of Accounting and General Services and the County of Hawaii to determine the rightful owner of the King Kamehameha the Great statue in North Kohala.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 71, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1633 Finance on H.C.R. No. 80

The purpose of this measure is to request the Department of Land and Natural Resources to establish a working group to study the potential transfer of management and maintenance of the Royal Mausoleum at Mauna ʻAla.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 80, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1634 Finance on H.R. No. 15

The purpose of this measure is to request the Department of Taxation to adopt rules to require that any assessment of penalty or interest on taxes be accompanied by an explanation, including calculations, of how the amount of the penalty or interest was determined.

Your Committee received testimony in support of this measure from an individual. The Department of Taxation provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 15 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1635 Finance on H.C.R. No. 31

The purpose of this measure is to request the Department of Taxation to adopt rules requiring any assessment of penalty or interest on taxes be accompanied by an explanation, including calculations, of how the amount of the penalty or interest was determined.

Your Committee received testimony in support of this measure from an individual. The Department of Taxation provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 31 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1636 Finance on H.R. No. 99

The purpose of this measure is to recognize April 15 through April 22 2018, as Volunteer Week in the State of Hawaii.

Your Committee received testimony in support of this measure from a member of the Kauai County Council, Kanu Hawaii and an individual.

Your Committee has amended this measure by making

- (1) Modifying the certified copy recipient list; and
- (2) Making technical, nonsubstantive amendments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 99, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 99, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1637 Finance on H.C.R. No. 153

The purpose of this measure is to recognize April 15 through April 22 2018, as Volunteer Week in the State of Hawaii.

Your Committee received testimony in support of this measure from a member of the Kauai County Council, Kanu Hawaii and an individual.

Your Committee has amended this measure by making

- (1) Modifying the certified copy recipient list; and

- (2) Making technical, nonsubstantive amendments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 153, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 153, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1638 Finance on H.R. No. 72

The purpose of this measure is to request the City and County of Honolulu to rename West Loch Community Shoreline Park in Ewa Beach, Oahu, to Kapapahu Point Park.

Your Committee received testimony in support of this measure from Hui O Ho'ohonua and several individuals.

Your Committee has amended this measure by

- (1) Modifying the certified copy recipient list; and
(2) Making technical, nonsubstantive amendments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 72, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 72, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Gates, Quinlan, Ward).

SCRep. 1639 Public Safety on H.R. No. 126

The purpose of this measure is to request that the Office of Hawaiian Affairs:

- (1) Convene stakeholders on capacity building, training, and the perpetuation of hooponopono to strengthen integrative public safety programs that can incorporate Native Hawaiian values, practices, families, and communities into public safety and other appropriate state government programming;
(2) Develop models that support hooponopono as a traditional Native Hawaiian system of well-being and improve state prevention, intervention, or reintegration programs targeting Native Hawaiians; and
(3) Submit its findings and recommendations, including any proposed legislation, to the Legislature no later than 20 days before the convening of the Regular Session of 2018.

The Office of Hawaiian Affairs and an individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 126 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (DeCoite, Ing).

SCRep. 1640 Public Safety on H.C.R. No. 198

The purpose of this measure is to request that the Office of Hawaiian Affairs:

- (1) Convene stakeholders on capacity building, training, and the perpetuation of hooponopono to strengthen integrative public safety programs that can incorporate Native Hawaiian values, practices, families, and communities into public safety and other appropriate state government programming;
(2) Develop models that support hooponopono as a traditional Native Hawaiian system of well-being and improve state prevention, intervention, or reintegration programs targeting Native Hawaiians; and
(3) Submit its findings and recommendations, including any proposed legislation, to the Legislature no later than 20 days before the convening of the Regular Session of 2018.

The Office of Hawaiian Affairs and two concerned individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 198 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (DeCoite, Ing).

SCRep. 1641 Education on H.R. No. 30

The purpose of this measure is to urge the Board of Education to create guidelines for the incorporation of climate change education into the curriculum of Hawaii's public schools.

Several concerned individuals supported this measure.

Your Committee notes that the testifiers, many of whom were students attending a public charter school on the island of Hawaii, shared their thoughts and testimony very effectively.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 30 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Har, McKelvey).

SCRep. 1642 Education on H.C.R. No. 59

The purpose of this measure is to urge the Board of Education to create guidelines for the incorporation of climate change education into the curriculum of Hawaii's public schools.

Several concerned individuals supported this measure.

Your Committee notes that the testifiers, many of whom were students attending a public charter school on the island of Hawaii, shared their thoughts and testimony very effectively.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 59 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Har, McKelvey).

SCRep. 1643 Labor & Public Employment on H.R. No. 86

The purpose of this measure is to request the Auditor to conduct a performance audit of the Department of Agriculture's hiring process for fiscal years 2015-2016 and 2016-2017.

Animal Rights Hawaii testified in support of this measure. The Department of Agriculture provided comments.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 86 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1644 Labor & Public Employment on H.C.R. No. 137

The purpose of this measure is to request the Auditor to conduct a performance audit of the Department of Agriculture's hiring process for fiscal years 2015-2016 and 2016-2017.

Animal Rights Hawaii testified in support of this measure. The Department of Agriculture provided comments.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 137 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, none.

SCRep. 1645 Energy & Environmental Protection on H.C.R. No. 120

The purpose of this measure is to request the Office of Environmental Quality Control to:

- (1) Apply consistent standards to all applicants and agencies that file documents for review pursuant to chapter 343, Hawaii Revised Statutes, and follow the statutory intent of the Legislature;
- (2) Provide a briefing for all legislators on guidance documents and current Office interpretations of the law; and
- (3) Support the Environmental Council's efforts to update Hawaii Administrative Rules title 11, chapter 200.

Ulupono Initiative and an individual supported this measure. The Office of Environmental Quality Control provided comments.

Your Committee has amended this measure by:

- (1) Amending its title to read: "REQUESTING THAT THE ENVIRONMENTAL COUNCIL UPDATE HAWAII ADMINISTRATIVE RULES TITLE 11 CHAPTER 200 AND THAT THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL SUPPORT THE ENVIRONMENTAL COUNCIL IN THIS ENDEAVOR, AND TO UPDATE LEGISLATORS ON GUIDANCE UPDATES AND INTERPRETATIONS."; and
- (2) Deleting its contents and inserting new language that:
 - (A) Requests that the Environmental Council update Hawaii Administrative Rules title 11, chapter 200 to reflect legislative amendments to chapter 343, Hawaii Revised Statutes, made since the Rules were last updated in 1996;
 - (B) Requests that the Office of Environmental Quality Control issue updated guidance based on the updated Rules and seek engagement from the stakeholder community in this endeavor;
 - (C) Requests that the Office of Environmental Quality Control issue a report of its findings and recommendations to the Legislature prior to the 2018 Regular Session; and
 - (D) Directs the transmission of certified copies of this measure to the Director of Health, Director of the Office of Environmental Quality Control, and Chairperson of the Environmental Council.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 120, H.D. 1, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 120, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Say). Noes, none. Excused, 2 (Ichiyama, Yamane).

SCRep. 1646 Consumer Protection & Commerce on H.C.R. No. 164

The purpose of this measure is to request that the Department of Health convene a working group with representatives of the pharmacy and health insurance sectors to review and recommend best practices for a medication synchronization program, including pharmacist continuing education requirements, and draft proposed legislation to create a medication synchronization program in this State.

Your committee received testimony in support of this measure from CVS Health/Longs Drugs and Walgreen Co. The Department of Health submitted comments on this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 164 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Say).

SCRep. 1647 Judiciary on H.C.R. No. 56

The purpose of this measure is to request that the Department of the Attorney General to conduct a study on surrogacy and gestational carrier agreements.

There was one individual who testified on this measure

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 56 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Oshiro).

SCRep. 1648 Judiciary on H.C.R. No. 6

The purpose of this measure is to recognize the historic success of community stewardship under the traditional konohiki fishing rights system in sustaining an abundant nearshore environment and a thriving population and culture, and urge the state to support and administer the development, adoption, and implementation of culturally-grounded, community-driven fisheries management proposals to steward, restore, and perpetuate our nearshore resources and maintain and protect associated cultural traditions and values.

The Office of Hawaiian Affairs and three concerned individuals testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 6, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (Morikawa). Noes, none. Excused, 2 (Belatti, Oshiro).

SCRep. 1649 Judiciary on H.C.R. No. 55

The purpose of this measure is to request that the Department of the Attorney General to conduct a study on surrogacy and gestational carrier agreements.

There was one individual who testified on this measure

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 56 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Oshiro).

SCRep. 1650 Judiciary on H.R. No. 68

The purpose of this measure is to request that the Hawaii Public Housing Authority continue to document violations of the prohibition on smoking in and around public housing.

The Progressive Democrats of Hawaii and an individual testified in support of this measure. The Hawaii Public Housing Authority and an individual offered comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 68, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Oshiro).

SCRep. 1651 Judiciary on H.C.R. No. 114

The purpose of this measure is to request that the Hawaii Public Housing Authority continue to document violations of the prohibition on smoking in and around public housing.

The Progressive Democrats of Hawaii and an individual testified in support of this measure. The Hawaii Public Housing Authority and an individual offered comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 114, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Oshiro).

SCRep. 1652 Judiciary on H.R. No. 83

The purpose of this measure is to urge law enforcement agencies to follow the guidelines developed by the Malama Kakou project for the testing of sexual assault evidence collection kits and requesting an annual report from the Department of the Attorney General on the testing of sexual assault evidence collection kits in the state.

The Community Alliance on Prisons, Hawaii Women's Coalition and an individual testified in support of this measure. The Honolulu Police Department offered comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 83 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Oshiro).

SCRep. 1653 Judiciary on H.C.R. No. 133

The purpose of this measure is to urge law enforcement agencies to follow the guidelines developed by the Malama Kakou project for the testing of sexual assault evidence collection kits and request an annual report from the Department of the Attorney General on the testing of sexual assault evidence collection kits in the state.

The Community Alliance on Prisons, Hawaii Women's Coalition and a concerned individual testified in support of this measure. The Honolulu Police Department offered comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 133 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Oshiro).

SCRep. 1654 Judiciary on H.R. No. 95

The purpose of this measure is to request the convening of a working group to examine and develop recommendations to address the issue of squatting in the state.

The Hawaii Association of Realtors testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 95 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Oshiro).

SCRep. 1655 Judiciary on H.C.R. No. 148

The purpose of this measure is to request the convening of a working group to examine and develop recommendations to address the issue of squatting in the state.

The Hawaii Association of Realtors testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 148 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Oshiro).

SCRep. 1656 Judiciary on H.C.R. No. 157

The purpose of this measure is to request that the Correctional Justice task force continue its study of effective incarceration policies to reduce the detainee and inmate population while preserving public safety, lower recidivism, and improve Hawaii's correctional system.

The Legislative Reference Bureau, the Hawaii State Judiciary, the Office of Hawaiian Affairs, the Department of Public Safety, the Community Alliance on Prisons, the American Civil Liberties Union, the Hawaii Friends of Restorative Justice, the CHOW Project, and numerous concerned individuals testified in support of this measure. The Sex Abuse Treatment Center offered comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 157, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Oshiro).

SCRep. 1657 Judiciary on H.C.R. No. 158

The purpose of this measure is to encourage the continuation and expansion of community-based work furlough programs to assist female inmates transition back into society.

The Hawaii State Commission on the Status of Women, Office of Hawaiian Affairs, Department of Public Safety, Community Alliance on Prisons, YWCA Oahu and many concerned individuals testified in support of this measure. One concerned individual offered comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 158 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Oshiro).

SCRep. 1658 Judiciary on H.C.R. No. 134

The purpose of this measure is to request that the Judiciary convene a task force to examine and make recommendations regarding criminal pretrial practices and procedures to maximize public safety, maximize court appearances, and maximize pretrial release of the accused and presumed innocent.

Your Committee has amended this measure by clarifying that the representative from the Department of Public Safety be from one of the Department's various Intake Service Centers.

The Department of Public Safety offered comments. The Hawaii State Judiciary, the Community Alliance on Prisons, and three individuals offered testimony in support.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 134, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 134, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Oshiro).

SCRep. 1659 Judiciary on H.R. No. 25

The purpose of this measure is to urge the United States Congress to restore free and fair elections.

Your Committee amended this measure by:

- (1) Clarifying the title;
- (2) Clarifying that Hawaii have an equal number of delegates to the convention as any other state;
- (3) Removing the option that delegates be elected from each congressional district;
- (4) Removing the condition that two-thirds of the several states must apply, for said convention, for this application to take effect; and
- (5) Making technical, non-substantive, changes, for clarity, consistency, and style.

The Department of the Attorney General, the Convention of States, and one individual offered comments. We Are One Inc., the Kauai Women's Caucus, Wolf-Pac, and numerous individuals offered testimony in support. Common Cause Hawaii offered testimony in opposition.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 25, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 25, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (McDermott). Noes, none. Excused, 2 (Belatti, Oshiro).

SCRep. 1660 Judiciary on H.C.R. No. 50

The purpose of this measure is to urge the United States Congress to restore free and fair elections.

Your Committee amended this measure by:

- (1) Clarifying the title;
- (2) Clarifying that Hawaii have an equal number of delegates to the convention as any other state;
- (3) Removing the option that delegates be elected from each congressional district;
- (4) Removing the condition that two-thirds of the several states must apply, for said convention, for this application to take effect; and
- (5) Making technical, non-substantive, changes, for clarity, consistency, and style.

The Department of the Attorney General, the Convention of States, and one individual offered comments. We Are One Inc., the Kauai Women's Caucus, Wolf-Pac, and numerous individuals offered testimony in support. Common Cause Hawaii offered testimony in opposition.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 50, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 50, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (McDermott). Noes, none. Excused, 2 (Belatti, Oshiro).

SCRep. 1661 Judiciary on H.R. No. 128

The purpose of this measure is to urge President Donald J. Trump to restore his administration's proposed \$1,300,000,000 cut to the United States Coast Guard's budget.

There was no testimony on this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 128 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Belatti, Oshiro).

SCRep. 1662 Finance on S.B. No. 1073

The purpose of this measure is to appropriate funds to the State Foundation on Culture and the Arts Artist Fellowship Program for the awarding of one-time fellowships to promising local artists.

The State Foundation on Culture and the Arts and one individual testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1073, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1663 Finance on S.B. No. 1074

The purpose of this measure is to plan and coordinate the celebration of the 50th anniversary of the Hawaii State Capitol by appropriating funds to the State Foundation on Culture and the Arts to assist the task force in charge of the celebration.

The State Foundation on Culture and the Arts and International Longshore and Warehouse Union Local 142 testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1074, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1664 Finance on S.B. No. 272

The purpose of this measure is to appropriate funds to the University of Hawaii at Hilo for programs, studies, and activities related to the prevention and eradication of rat lungworm disease.

The Hawaii Invasive Species Council, East Hawaii Region of the Hawaii Health Systems Corporation, Kauai Invasive Species Committee, Big Island Invasive Species Committee, Hawaii Farm to School and School Garden Hui, Farm to Keiki, Sustainable Kohala, Hawaii Island School Garden Network, Hawaii Farm Bureau, Coordinated Group on Alien Pest Species, and numerous individuals testified in support of this measure. The Department of Agriculture, Department of Land and Natural Resources, Department of Health, University of Hawaii at Hilo, and Mayor of the County of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 272, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1665 Finance on S.B. No. 612

The purpose of this measure is to support the livestock industry by:

- (1) Making housekeeping amendments to the Livestock Revitalization Program;
- (2) Appropriating funds to the Department of Agriculture for the feed developer grant program and reimbursements to qualified producers for feed costs; and
- (3) Authorizing general obligation bonds for the planning, designing, and purchasing of a livestock feed mill.

The Department of Agriculture, Agribusiness Development Corporation, Land Use Research Foundation of Hawaii, Hawaii Farm Bureau, Maui County Farm Bureau, and Ulupono Initiative testified in support of this measure. The Department of the Attorney General and Meadow Gold Dairies provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 612, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1666 Finance on S.B. No. 773

The purpose of this measure is to amend the Industrial Hemp Pilot Program by:

- (1) Establishing an industrial hemp special fund to be administered by the Department of Agriculture;
- (2) Requiring each county to recognize the cultivation of industrial hemp or industrial hemp cultivated for the purposes of the Pilot Program as an agricultural product, use, and activity;
- (3) Specifying that any agricultural land used for the cultivation of industrial hemp for the purposes of the Pilot Program shall qualify for the minimum dedication period and be assessed at the lowest percentage of fair market value;
- (4) Allowing applicants for an industrial hemp license to apply at any time during the year in which the applicant plans to grow industrial hemp;
- (5) Requiring Pilot Program licensees to submit additional reports as required by the Board of Agriculture;
- (6) Repealing the requirement for a movement permit to transport industrial hemp grain or plant material;
- (7) Restricting cultivation of industrial hemp under the pilot project to agricultural product, use, or activity by licensed owners, lessees, or occupiers on state agricultural land use districts; and
- (8) Amending license application and physical facility requirements.

The Department of Agriculture and Kihei Community Association testified in support of this measure. The Department of Budget and Finance provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 773, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1667 Finance on S.B. No. 776

The purpose of this measure is to mitigate the threats and impacts of invasive species in the State by:

- (1) Restructuring the Hawaii Invasive Species Council into a new entity, the Hawaii Invasive Species Authority (Authority), to be attached administratively to the Department of Agriculture; and
- (2) Appropriating funds for the operation of the Authority and for relevant interagency invasive species projects and research.

The Department of Land and Natural Resources, Department of Transportation, Department of Agriculture, College of Tropical Agriculture and Human Resources of the University of Hawaii at Manoa, Hawaii Invasive Species Council, Kauai Invasive Species Committee, Conservation Council for Hawaii, Democratic Party of Hawaii, The Nature Conservancy of Hawaii, Local Food Coalition, Coordinating Group on Alien Pest Species, Hawaii Green Growth, and several individuals testified in support of this measure. The Mayor of the County of Hawaii and Hawaii Farm Bureau provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 776, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1668 Finance on S.B. No. 900

The purpose of this measure is to support and improve the Hawaii Community-based Economic Development Technical and Financial Assistance Program (Program) that assists in the establishment and development of community-based enterprises in the State by:

- (1) Deleting the requirement that a "community-based organization" must be membership-based;
- (2) Reducing the membership of the Community-based Economic Development Advisory Council to 10 members from 12 members;
- (3) Allowing grants to be made for the provision of technical assistance to community-based organizations;
- (4) Deleting the requirement that an applicant for a grant must show that the grant is consistent with the purposes of the Program for a continuous period of at least five years; and
- (5) Clarifying that the applicant for a grant shall comply with all state and federal laws prohibiting discrimination, which includes, among other things, discrimination on the basis of sexual orientation, disability, or any other protected characteristic.

The Department of Business, Economic Development and Tourism and Hawaii Alliance for Community-Based Economic Development testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 900, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1669 Finance on S.B. No. 423

The purpose of this measure is to prohibit public schools from denying a student a meal solely for failure to pay. This prohibition applies for a specified number of days while the student's application for free or reduced lunch is being processed or when a student's meal fund account reaches a zero or negative balance. This measure also requires the Department of Education to submit a report to the Legislature on the issue of students being denied a meal solely for failure to pay.

Hawaii Children's Action Network and two concerned individuals supported this measure. The Department of Education and Hawaii State Teachers Association provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 423, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1670 Finance on S.B. No. 723

The purpose of this measure is to address changing workforce demands in the State by:

- (1) Tasking the University of Hawaii community colleges with providing occupational training and certification programs designed to rapidly qualify persons to fill new and hard-to-fill classes of positions in the State that require technical skills;
- (2) Requiring the University of Hawaii to submit a report to the Legislature on the results of the rapid occupational training and certification programs; and
- (3) Appropriating funds for the occupational training and certification programs.

The Department of Human Resources Development and University of Hawaii supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 723, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1671 Finance on S.B. No. 1040

The purpose of this measure is to require the University of Hawaii System to develop a campus master plan that includes academic and facilities plans and five- and ten-year timelines for each University of Hawaii campus.

The University of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1040, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1672 Finance on S.B. No. 387

The purpose of this measure is to specify requirements for the inclusion of adequate numbers of various types of medical service providers in health insurance provider networks, as well as requirements for contracts, disclosure, continuity of care, and publication of directory information, to ensure that individuals covered under a health benefits plan have adequate access to appropriate healthcare.

Kaiser Permanente Hawaii, Hawaii Pacific Health, and an individual testified in support of this measure. The Department of Commerce and Consumer Affairs, Hawaii Medical Service Association, Hawaii Association of Health Plans, Hawaii Psychiatric Medical Association, and an individual provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 387, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1673 Finance on S.B. No. 976

The purpose of this measure is to increase from \$100 to \$200 the annual Tier II filing fee collected pursuant to the Hawaii Emergency Planning and Community Right-to-Know Act from facilities where hazardous substances, pollutants, or contaminants are located.

The Department of Health, Department of Business, Economic Development and Tourism, Department of Emergency Management of the City and County of Honolulu, Hawaii Fire Department, Lanai Water Company, Island Energy Services, and Meadow Gold Dairies testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 976, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1674 Finance on S.B. No. 715

The purpose of this measure is to expand the membership of the temporary Special Action Team on Affordable Rental Housing, established by Act 127, Session Laws of Hawaii 2016, by including the Executive Director of the Hawaii Community Development Authority and the Executive Director of the Hawaii Public Housing Authority.

The Hawaii Public Housing Authority and Office of Planning supported this measure. The Hawaii Community Development Authority submitted comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 715, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1675 Finance on S.B. No. 911

The purpose of this measure is to assist residents in obtaining affordable rental housing through the Housing Loan and Mortgage Program, also known as the Hula Mae Multifamily Bond Program, by increasing the Hawaii Housing Finance and Development Corporation's revenue bond authorization ceiling. This measure also requires the Hawaii Housing Finance and Development Corporation to submit an annual report to the Legislature prior to each regular session on multifamily revenue bond activity.

The Hawaii Housing Finance and Development Corporation; Department of Business, Economic Development and Tourism; Hawaii Association of REALTORS; and Land Use Research Foundation of Hawaii supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 911, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1676 Finance on S.B. No. 912

The purpose of this measure is to modernize the Hawaii Housing Finance and Development Corporation's (HHFDC) Downpayment Loan Program to assist low- and moderate-income households by providing greater assistance to eligible borrowers to become first-time homebuyers.

Specifically, this measure:

- (1) Increases the amount of downpayment assistance that may be granted;
- (2) Authorizes the HHFDC to establish and collect fees, premiums, and charges;
- (3) Authorizes HHFDC to secure the services of nonprofit organizations to originate downpayment loans; and
- (4) Requires downpayment assistance recipients to successfully complete a homeownership counseling program.

The Hawaii Housing Finance and Development Corporation; Department of Business, Economic Development, and Tourism; Hawaii Association of REALTORS; Land Use Research Foundation of Hawaii; and a Councilmember of the Maui Council supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 912, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1677 Finance on S.B. No. 1148

The purpose of this measure is to foster community development along the Honolulu rail corridor by requiring the Hawaii Community Development Authority to develop a transit-oriented development zone improvement program to invest in public facilities.

The Office of Planning supported this measure. The Hawaii Community Development Authority, Hawaii Public Housing Authority, Department of Transportation, and Stadium Authority provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1148, S.D. 2, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Cachola, Ward). Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1678 Finance on S.B. No. 396

The purpose of this measure is to:

- (1) Require a mortgagee or record assignee to provide to a mortgagor or borrower, upon full satisfaction of a mortgage and discharge of the secured debt, a reassignment or release of the security interests in leases or rents that served as additional security for the mortgage;
- (2) Authorize title insurers or underwritten title companies to reassign or release mortgagees' security interests in leases and rents on behalf of the mortgagee or record assignee under certain conditions; and
- (3) Authorize certain entities to institute an action in any circuit court to obtain the appropriate release or reassignment instrument in the absence of compliance of a mortgagee or record assignee.

The Department of Land and Natural Resources, Title Guaranty of Hawaii, Inc., First Hawaii Title Corporation, dba Nextitle, a Title & Escrow Co., Hawaii Financial Services Association, and an individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 396, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1679 Finance on S.B. No. 946

The purpose of this measure is to update the authority of the Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs (DCCA) to increase or decrease fees or nontax revenues for:

- (1) Six new licensing areas, subject to approval by the Governor, that relate to athletic trainers, behavior analysts, mixed martial arts, respiratory therapists, uniform athlete agents, and veterinary technicians; and
- (2) Any new board, commission, program, or entity created pursuant to title 25, Hawaii Revised Statutes, and assigned to the DCCA or placed within the DCCA for administrative purposes.

DCCA testified in support of the measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 946, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, 1 (Tupola).

SCRep. 1680 Finance on S.B. No. 948

The purpose of this measure is to increase the efficiency and capacity of the Division of Financial Institutions (Division) of the Department of Commerce and Consumer Affairs (DCCA) by allowing the Division to employ or retain attorneys without limiting the Division's hiring authority to only actions involving the Mortgage Loan Recovery Fund.

DCCA submitted testimony in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 948, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 1681 Finance on S.B. No. 949

The purpose of this measure is to update Hawaii's Money Transmitters Act to be more responsive to current market conditions and to enable effective oversight of the money transmitter industry by the Division of Financial Institutions.

Specifically, this measure:

- (1) Clarifies that transactions related to decentralized virtual currency are not currently subject to the Money Transmitters Act and establishes a working group to make recommendations for regulation of these transactions; and
- (2) Clarifies requirements for permissible investments by licensees, licensure and change in control applications, reporting of extraordinary events, and criminal background checks of individuals who exercise control of licensees.

Your Committee received testimony in support of this measure from an individual. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 949, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 1682 Finance on S.B. No. 950

The purpose of this measure is to update regulatory statutes for mortgage servicers. Specifically, this measure:

- (1) Requires mortgage servicer licensees to submit an application requesting approval of a proposed change of control of the licensee to the Commissioner of Financial Institutions and pay an application fee of \$500;
- (2) Establishes requirements for approval of an application requesting a change of control;
- (3) Clarifies which persons associated with a mortgage servicer are presumed to exercise control and are subject to interviews, examinations, and disclosure requirements by the Commissioner of Financial Institutions; and
- (4) Clarifies that a mortgage servicer shall not act as a mortgage loan originator without a license as such.

The Department of Commerce and Consumer Affairs supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 950, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 1683 Finance on S.B. No. 951

The purpose of this measure is to clarify, increase the efficacy, improve compliance, and enhance regulatory oversight and enforcement of Hawaii's mortgage loan origination industry by:

- (1) Clarifying which personnel of a mortgage loan origination company (MLOC) are presumed to control the MLOC and therefore, are subject to regulation and supervision, including background checks, by the Commissioner of Financial Institutions (Commissioner);
- (2) Requiring exempt sponsoring MLOCs to designate a qualified individual to fulfill the duties and responsibilities set forth under the State's Secure and Fair Enforcement for Mortgage Licensing Act (Licensing Act);
- (3) Requiring a nonprofit organization to designate an employee to directly manage and supervise the mortgage loan origination activity of the organization;
- (4) Requiring exempt sponsoring MLOCs to have and maintain a principal place of business in Hawaii;
- (5) Clarifying the requirements for approval by the Commissioner of a request for change of control of a licensee; and
- (6) Making additional updates and housekeeping amendments to the Licensing Act in conformity with federal law.

The Department of Commerce and Consumer Affairs supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 951, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 1684 Finance on S.B. No. 718

The purpose of this measure is to address the many nonviolent offenses that overburden the criminal justice system by establishing and funding the operations of the Community Court Outreach Project to help nonviolent, nonfelony offenders who face problems such as drug abuse and mental health challenges to obtain basic services and necessities, like food and shelter.

The Governor's Coordinator on Homelessness, Office of the Public Defender, Department of the Prosecuting Attorney of the City and County of Honolulu, Hawaii Substance Abuse Coalition, The Drug Policy Forum of Hawaii, Community Health Outreach Work Project, PHOCUSED, and two concerned individuals supported this measure. The Judiciary, Department of Public Safety, Community Alliance on Prisons, and a concerned individual submitted comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 718, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1685 Finance on S.B. No. 410

The purpose of this measure is to clarify the scope of collective bargaining negotiations regarding the rights and obligations of a public employer.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; University of Hawaii Professional Assembly; United Public Workers, AFSCME, Local 646, AFL-CIO; Hawaii State Teachers Association; and Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO testified in support of this measure. The Office of Collective Bargaining, Department of Human Resources Development, Department of Education, University of Hawaii, and Honolulu Police Department testified in opposition. The County of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 410, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1686 Finance on S.B. No. 714

The purpose of this measure is to stabilize the workforce and ensure the transfer of essential skills and institutional knowledge as employees retire and transition out of the workforce by:

- (1) Establishing a Supervisory and Professional Job Shadowing Pilot Project (Pilot Project) under the Department of Human Resources Development for leadership and supervisory training; and
- (2) Appropriating funds for the Pilot Project.

The Department of Human Services, Department of Human Resources Development, and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 714, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1687 Finance on S.B. No. 914

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for collective bargaining unit (2) and their excluded counterparts.

The Department of Budget and Finance, University of Hawaii, Hawaii Health Systems Corporation, and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 914, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1688 Finance on S.B. No. 915

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for collective bargaining unit (3) and their excluded counterparts.

The Department of Budget and Finance, University of Hawaii, Hawaii Health Systems Corporation, and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 915, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1689 Finance on S.B. No. 916

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for collective bargaining unit (4) and their excluded counterparts.

The Department of Budget and Finance, University of Hawaii, Hawaii Health Systems Corporation, and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 916, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1690 Finance on S.B. No. 917

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (5) and their excluded counterparts.

The Department of Budget and Finance and Hawaii State Teachers Association supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 917, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1691 Finance on S.B. No. 918

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (6) and their excluded counterparts.

The Department of Budget and Finance and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 918, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1692 Finance on S.B. No. 920

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (8) and their excluded counterparts.

The Department of Budget and Finance, University of Hawaii, and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 920, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1693 Finance on S.B. No. 921

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for collective bargaining unit (9) and their excluded counterparts.

The Department of Budget and Finance, University of Hawaii, Hawaii Health Systems Corporation, and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 921, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1694 Finance on S.B. No. 925

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for collective bargaining unit (13) and their excluded counterparts.

The Department of Budget and Finance, Hawaii Health Systems Corporation, and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 925, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1695 Finance on S.B. No. 926

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (14) and their excluded counterparts.

The Department of Budget and Finance and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 926, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1696 Finance on S.B. No. 936

The purpose of this measure is to update statutes relating to the Employees' Retirement System (ERS).

Specifically, this measure:

- (1) Extends the benefit finalization period for December 31 retirements;
- (2) Changes the interest rate applicable to late benefit finalizations;
- (3) Extends the deadline for employer payments relating to significant non-base pay increases for certain employees;
- (4) Allows an entity designated by the ERS Board of Trustees to certify a member's mental or physical incapacity for purposes of determining the member's eligibility for an ordinary disability retirement allowance, service-connected disability benefits, or accidental death benefits; and
- (5) Incrementally increases the rates for employer contributions to the Employees' Retirement System.

The Department of Budget and Finance, Employees' Retirement System, and Finance Department of the County of Hawaii supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 936, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1697 Finance on S.B. No. 1068

The purpose of this measure is to:

- (1) Prohibit the disqualification or rejection of a bid that includes a listed subcontractor whose license is not valid at the time of the bid due to a lapse in continuous insurance and bond coverage if the subcontractor meets certain conditions; and

- (2) Require procurement officers to report any unlicensed activity to the Contractors License Board if a bid is disqualified or rejected because the subcontractor failed to meet certain licensing requirements.

The General Contractors Association of Hawaii supported this measure. The State Procurement Office and Iron Workers Stabilization Fund opposed this measure. The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs, Department of Transportation, Subcontractors Association of Hawaii, and Plumbing and Mechanical Contractors Association of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1068, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1698 Finance on S.B. No. 992

The purpose of this measure is to clarify actions the Department of Land and Natural Resources (DLNR) can take when responding to grounded vessels.

Specifically, this measure clarifies that DLNR may assume immediate control of:

- (1) A vessel that is grounded on state submerged land, a shoreline, or a coral reef, or in imminent danger of breaking up, if the vessel cannot be removed by the owner within 24 hours of grounding; and
- (2) A vessel not in imminent danger of breaking up that is grounded on a sand beach, sand bar, or mudflat, after the owner or owner's representative has been given 72 hours of notice to remove the vessel and has not done so in a reasonably safe manner, unless the owner of the vessel receives notice from DLNR and has commenced effective salvage operations.

DLNR, the Office of Hawaiian Affairs, and Ocean Tourism Coalition testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 992, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1699 Finance on S.B. No. 808

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources for the operational expenses and staffing costs of the Hawaii Association of Conservation Districts.

The Hawaii Association of Conservation Districts, East Kauai Soil and Water Conservation District, West Kauai Soil and Water Conservation District, South Oahu Soil and Water Conservation District, Hawaii Farm Bureau, Maui Chamber of Commerce, Local Food Coalition, Edmund C. Olson Trust II, Ka'u Soil and Water Conservation District, Waiakea Soil and Water Conservation District, Land Use Research Foundation of Hawaii, Maui County Farm Bureau, and several individuals testified in support of this measure. The Department of Land and Natural Resources, Department of Agriculture, and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 808, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1700 Finance on S.B. No. 987

The purpose of this measure is to:

- (1) Expand the application and uses of the transaction fee for Board of Conveyances filings related to deregistered land authorized under Act 120, Session Laws of Hawaii 2009; and
- (2) Set a deadline for establishment of a fee through adoption of administrative rules by the Department of Land and Natural Resources of July 1, 2022, subject to repeal of the fee.

The Department of Land and Natural Resources; Board of Water Supply; Title Guaranty of Hawaii, Inc.; and several individuals testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 987, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1701 Finance on S.B. No. 658

The purpose of this measure is to establish the Hawaii Airport Corporation, to be operational on July 1, 2018, to develop, manage, and operate the State's airports and aeronautical facilities.

The Chair of the Maui County Council, Hawaii Lodging & Tourism Association, The Chamber of Commerce Hawaii, Maui Chamber of Commerce, Hawaiian Airlines, Building Industry Association of Hawaii, Airport Concessionaires Committee, Land Use Research Foundation of Hawaii, Pacific Resource Partnership, Enterprise Holdings, Hawaii Business Roundtable, Outrigger Hotels Hawaii, Kohala Coast Resort Association, and an individual testified in support of this measure. The Office of Hawaiian Affairs, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, United Public Workers, AFSCME, Local 646, AFL-CIO, and a concerned individual testified in opposition. The Department of the Attorney General, Department of Budget and Finance, Department of Transportation, Hawaii Tourism Authority, Airlines Committee of Hawaii, and an individual provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 658, S.D. 2, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1702 Finance on S.B. No. 994

The purpose of this measure is to expand the powers and duties of the Aloha Stadium Authority to develop the Aloha Stadium property and establish a stadium complex area.

The Office of the Lieutenant Governor, Aloha Stadium Authority, Hawaii Lodging & Tourism Association, and IMUAlliance testified in support of this measure. The Department of Accounting and General Services provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 994, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14; Ayes with Reservations (Cachola, Kobayashi). Noes, 1 (LoPresti). Excused, 2 (Quinlan, Tupola).

SCRep. 1703 Finance on S.B. No. 382

The purpose of this measure is to require the Auditor to conduct a management audit to evaluate the efficiency and effectiveness of the Public Utilities Commission and aid in the Commission's transition to a better functioning entity.

The Hawaii Government Employees Association, AFSCME, Local 152, AFL-CIO and one individual testified in support of this measure. The Office of the Auditor, Public Utilities Commission, and Ulupono Initiative provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 382, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 1704 Finance on S.B. No. 952

The purpose of this measure is to:

- (1) Provide the Insurance Commissioner with express prior approval authority over long-term care insurance rates; and
- (2) Make various housekeeping amendments to the Insurance Code.

The Department of Commerce and Consumer Affairs supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 952, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 1705 Finance on S.B. No. 953

The purpose of this measure is to make various housekeeping amendments to the State's Insurance Code. Specifically, this measure clarifies insurer responsibility for tax and fees in total loss motor vehicle claims, application procedures for certificates of authority, requirements for nonresident adjusters in a disaster event, requirements for appointment and termination of an insurance producer, and the Insurance Commissioner's authority to issue summary orders for supervision of an insurer for the protection of the public.

Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, National Association of Insurance and Financial Advisors, American Council of Life Insurers, and USAA.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 953, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 1706 Judiciary on S.B. No. 1218

The purpose of this measure is to amend various provisions of the Hawaii Revised Statutes and the Session Laws of Hawaii for the purposes of correcting errors and references, clarifying language, and deleting obsolete or unnecessary provisions.

Your Committee received testimony in support of this measure from the Legislative Reference Bureau and one individual. Your Committee received comments on this measure from the Department of Taxation.

Your Committee finds that this statutory revision measure is submitted by the Legislative Reference Bureau pursuant to chapter 23G, Hawaii Revised Statutes.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1218, S.D. 1, and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Morikawa).

SCRep. 1707 Judiciary on S.B. No. 339

The purpose of this measure is to authorize institution of all class B and class C felony charges by written information, subject to specified exceptions.

The Department of the Attorney General, County of Maui Department of the Prosecuting Attorney, County of Hawaii Office of the Prosecuting Attorney, County of Kauai Office of the Prosecuting Attorney, and City and County of Honolulu Department of the Prosecuting Attorney testified in support of this measure.

Your Committee has amended this measure by specifying an additional seven class C felonies and three class B felonies that are excluded from written information charging.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 339, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 339, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Belatti, Brower, Oshiro).

SCRep. 1708 Judiciary on S.B. No. 562

The purpose of this measure is to extend until June 30, 2021, the limited liability protection established under Act 170, Session Laws of Hawaii 2002, as amended, for county lifeguard services.

The Hawaii Council of Mayors, Mayor of the County of Kauai, Mayor of the County of Maui, Council Chair of the County of Maui, Hawaii State Association of Counties, Kauai Fire Department, Hawaii Fire Department, Honolulu Emergency Services Department, Kauai Lifeguard Association, Hawaiian Lifeguard Association, Department of Land and Natural Resources, and one individual testified in support of this measure. The Department of Health and Hawaii Association for Justice provided comments.

Upon careful consideration, your Committee has amended this measure by deleting its contents and inserting provisions requiring the Attorney General to defend any civil action based on the negligence, wrongful act, or omission of a county lifeguard for services at a designated State beach park under an agreement between the State and a county.

In addition, this measure has been amended to take effect upon its approval.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 562, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 562, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Johanson).

SCRep. 1709 Judiciary on S.B. No. 1163

The purpose of this measure is to replace criminal penalties for the violation of statutes and administrative rules relating to certain aviation safety measures, practices, or requirements and the licensing and regulation of commercial activities at public airports with civil penalties.

The General Aviation Council of Hawaii, Novictor Helicopters, Larry Jefts Farms, LLC, and many individuals testified in support of the measure. The Judiciary, Department of Transportation, and one individual provided comments.

Your Committee has amended this measure by:

- (1) Specifying that the amended penalty shall be a fine, rather than a civil penalty; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes its intent that offenses punishable as a misdemeanor or a violation related to section 261-21(a), Hawaii Revised Statutes (HRS), shall continue to be adjudicated by the Judiciary, rather than by the Department of Transportation in an administrative hearing.

Therefore, successful implementation of this measure requires that the Department of Transportation's Airports Division amend its administrative rules that are enabled by section 261-21(a), HRS, to segregate the offenses into categories that are related to safety, licensing or regulation of commercial activities, or security, and specify the penalty for each offense as a misdemeanor or a violation. The Airports Division's failure to amend the rules may render the statute and rules unenforceable because an individual will not be able to reasonably distinguish between the offenses that are punishable as a misdemeanor from those punishable as a violation, which may constitute a violation of the individual's due process rights for inadequate notice.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1163, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1163, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Belatti, Brower, Oshiro).

SCRep. 1710 Education on S.B. No. 882

The purpose of this measure is to designate the month of October as "Farm to School Month in Hawaii".

The Department of Agriculture, Department of Education, Department of Health, University of Hawaii, Hawaii Farm Bureau, Hawaii Farm to School and School Garden Hui, Kokua Hawaii Foundation, and three concerned individuals supported this measure. A concerned individual submitted comments.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 882 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Har, McKelvey).

SCRep. 1711 Finance on S.B. No. 511

The purpose of this measure is to:

- (1) Require the Department of Human Services to post reports of all child care facility inspections beginning on January 1, 2019, on its website;
- (2) Require the Department to include in its annual report to the Legislature all actions that involve complaints of suspected or actual violations, including the Department's findings and corrective actions; and
- (3) Appropriate funds to implement and comply with the reporting requirements for child care facilities.

Numerous individuals supported this measure. The Department of Human Services, Hawaii Children's Action Network, and several individuals provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 511, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 1712 Finance on S.B. No. 522

The purpose of this measure is to strengthen the Safe Sleep Policy with respect to child care facilities registered or licensed by the Department of Human Services (DHS) by requiring these facilities to:

- (1) Place any child less than a year old on the child's back to sleep unless an alternate sleep position is authorized by written instruction on file at the facility;
- (2) Discuss the Safe Sleep Policy with the child's parent or legal guardian before the child is enrolled in the facility;
- (3) Ensure all employees, household members, and volunteers of the facility complete training in safe sleep practices upon hire and annually thereafter; and
- (4) Report the death of a child, employee, or household member, and any illness or injury received at the facility that results in a child's hospitalization to DHS within one working day of the occurrence.

Several individuals testified in support of this measure. The Department of Health, DHS, and Hawaii Children's Action Network commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 522, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 1713 Finance on S.B. No. 276

The purpose of this measure is to:

- (1) Increase the number of district court judges of the Second Circuit to four judges from three judges;
- (2) Clarify that the Chief Justice of the Supreme Court may establish in each judicial circuit a district family court; and
- (3) Make housekeeping amendments to laws relating to the composition of judges of the circuit courts and district courts of the State.

The Judiciary opposed this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 276, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 1714 Finance on S.B. No. 469

The purpose of this measure is to appropriate funds for the operating and capital improvement costs of the Judicial Branch for fiscal year 2017-2018 and fiscal year 2018-2019, including general obligation bond funds for security improvements at Hoapili Hale on the island of Maui.

The Judiciary, Office of the Prosecuting Attorney of the County of Hawaii, Office of the Public Defender, and several concerned individuals supported this measure. The Delivery of Legal Services to the Public Committee of the Hawaii State Bar Association and a concerned individual opposed this measure. The Hawaii Access to Justice Commission, Legal Aid Society of Hawaii, Volunteer Legal Services Hawaii, West Hawaii Bar Association, Hawaii County Bar Association, Mothers Against Drunk Driving Hawaii, The National Crittenton Foundation, Schlueter & Kwiat, LLLP, Friends of the Big Island Drug and Veteran's Court, and several concerned individuals submitted comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 469, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 1715 Finance on S.B. No. 292

The purpose of this measure is to eliminate confusion in the State's condominium laws, which are currently maintained under two chapters within the Hawaii Revised Statutes (HRS) by placing these laws into only one chapter in the HRS.

Specifically, this measure:

- (1) Repeals chapter 514A, HRS, relating to condominium property regimes that were created before July 1, 2006, but not yet brought to market for sale;
- (2) Establishes chapter 514B, HRS, as the governing law for all condominiums in the State regardless of age while preserving the validity of developers' reserved rights under existing condominium documents; and
- (3) Removes various statutory references to the repealed chapter 514A, HRS.

The Hawaii Council of Associations of Apartment Owners, Associa, and three individuals testified in support of this measure. The Hawaii Real Estate Commission and ARDA Hawaii provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 292, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Quinlan, Tupola, Ward).

SCRep. 1716 Finance on S.B. No. 665

The purpose of this measure is to:

- (1) Address renewable energy tax incentives by replacing the current income tax credit for renewable energy technology systems with tax credits for solar energy or wind property and energy storage property; and
- (2) Establish and appropriate funds for a building energy efficiency demonstration project within the Department of Transportation to set building energy efficiency standards that assist the State in reaching net zero emissions.

The Distributed Energy Resources Council, Ulupono Initiative, Green Charge, and Stem, Inc. supported this measure. The Department of Transportation, Department of Business, Economic Development and Tourism, Department of Taxation, The Alliance for Solar Choice, Tax Foundation of Hawaii, Kaua'i Island Utility Cooperative, Hawaii Solar Energy Association, American Chemistry Council, and Tesla provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 665, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Quinlan, Tupola, Ward).

SCRep. 1717 Finance on S.B. No. 1104

The purpose of this measure is to authorize the issuance of special purpose revenue bonds to assist Maui All Natural Alternative, LLC, with the development, financing, and construction of a project to provide municipal sludge processing and renewable energy at the Wailuku-Kahului wastewater reclamation facility on Maui.

The Mayor of the County of Maui; Maui All Natural Alternative LLC; Alexander & Baldwin, Inc.; and Ulupono Initiative testified in support of this measure. The Department of Budget and Finance submitted comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1104, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Quinlan, Tupola, Ward).

SCRep. 1718 Finance on S.B. No. 149

The purpose of this measure is to facilitate the procurement of health and human services, particularly by new providers entering the service system, by repealing certain Hawaii Public Procurement Code requirements applicable to qualifying for an award of a health and human services contract.

Specifically, this measure:

- (1) Allows a contract proposal to be accepted even if the applicant does not possess a license necessary to conduct the applicable business; and
- (2) Repeals the requirement that all contracts for health and human services include all costs, fees, and taxes reflected on the face of the proposal.

The Department of Human Services supported this measure. The Department of Health and State Procurement Office provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 149, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 1719 Finance on S.B. No. 859

The purpose of this measure is to amend the workers' compensation law to:

- (1) Allow an employee to have a chaperone present during an independent medical examination relating to a work injury and, with the examining physician or surgeon's approval, to record the examination; and
- (2) Specify that if the employee's designated chaperone obstructs the examination, the employee's right to compensation shall be suspended as long as the obstruction continues.

The ILWU Local 142, Hawaii Medical Association, and Hawaii Injured Workers Association supported this measure. The Hawaii Insurers Council, The Chamber of Commerce Hawaii, and an individual opposed this measure. The Department of Human Resources Development, Department of Labor and Industrial Relations, Department of Human Resources of the City and County of Honolulu, and two individuals provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 859, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17; Ayes with Reservations (Tupola). Noes, none. Excused, none.

SCRep. 1720 Finance on S.B. No. 919

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (7) and their excluded counterparts.

The Department of Budget and Finance, University of Hawaii, and University of Hawaii Professional Assembly supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 919, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 1721 Finance on S.B. No. 923

The purpose of this measure is to appropriate and authorize funds for fiscal biennium 2017-2019 for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (11) and their excluded counterparts.

The Department of Budget and Finance and Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 923, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 1722 Finance on S.B. No. 930

The purpose of this measure is to provide a mechanism for the Hawaii Employer-Union Health Benefits Trust Fund (EUTF) to void claims for insignificant amounts of unclaimed property.

Specifically, this measure authorizes the EUTF to void claims for reimbursement of Medicare part B premiums or any other debt payable, if the employee-beneficiary or other person or entity that is entitled to payment cannot be located and the claim or debt is older than ten years and totals less than a specified dollar amount. For unclaimed benefits or payments in existence on June 30, 2017, the ten-year time limitation will commence on July 1, 2017.

The Hawaii Employer-Union Health Benefits Trust Fund supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 930, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 1723 Finance on S.B. No. 935

The purpose of this measure is to authorize the Hawaii Employer-Union Health Benefits Trust Fund (EUTF) to employ certain staff through the civil service system and appropriate funds for that purpose.

The EUTF Board of Trustees and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 935, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 1724 Finance on S.B. No. 944

The purpose of this measure is to appropriate funds to the Department of Budget and Finance for collective bargaining cost items related to the transition of affected Maui region hospital employees to employment with Maui Health System, a Kaiser Foundation Hospitals LLC.

The Department of Budget and Finance, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, and United Public Workers, AFSCME, Local 646, AFL-CIO testified in support of this measure. Hawaii Health Systems Corporation provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 944, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Quinlan, Tupola, Ward).

SCRep. 1725 Finance on S.B. No. 221

The purpose of this measure is to establish a Photo Red Light Imaging Detector Systems Program (Program) to be implemented by the counties, to improve enforcement of traffic signal laws, and to establish a Special Fund, administered by the Department of Transportation, to fund the Program through collection and distribution of fines. This measure also requires the Department of Transportation to establish a Red Light Running Committee to review the Program and make further recommendations to the Legislature prior to its implementation, amends existing statewide Traffic Code fines, and appropriates general funds to the counties for establishing the Program.

The Department of Transportation, Honolulu Police Department, Mothers Against Drunk Driving Hawaii, Hawaii Bicycling League, and several individuals supported this measure. The Office of the Public Defender and an individual opposed this measure. The Judiciary, Department of Budget and Finance, Mayor of the County of Hawaii, and American Automobile Association Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 221, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14; Ayes with Reservations (Gates). Noes, none. Excused, 3 (Quinlan, Tupola, Ward).

SCRep. 1726 Finance on S.B. No. 683

The purpose of this measure is to propose amendments to Articles VII and X of the Constitution of the State of Hawaii to authorize the Legislature to establish a surcharge on residential investment property and visitor accommodations to advance the State's goal of providing a public education for the children of Hawaii.

Testimony in support of this measure was received from the Board of Education, Hawaii Teacher Standards Board, Hawaii Women's Coalition, Hawaii Public Charter Schools Network, Hawaii State Teachers Association, Democratic Party of Hawaii, Parents for Public Schools of Hawaii, IMUAlliance, Hui for Excellence in Education, Americans for Democratic Action, Hawaii Alliance for Progressive Action, and numerous individuals. Testimony in opposition to this measure was received from the Mayor of the County of Hawaii; Mayor of the County of Maui; Council Chair of the County of Maui; County of Hawaii Department of Finance – Real Property Tax; County of Maui Department of Finance – Real Property Assessment Division; The Chamber of Commerce Hawaii; The Westin Princeville; Aqua-Aston Hospitality, LLC; Hilton; Hilton Hawaii; Waikiki Resort Hotel; Hawaii Lodging & Tourism Association; Coalition for Equal Taxation; American Resort Development Association Hawaii; Rental By Owner Awareness Association; Wyndham Vacation Ownership; Kohala Coast Resort Association; Marriott Vacations Worldwide Corporation; Soleil Management Hawaii, LLC; Maui Hotel & Lodging Association; Hawaii Association of Realtors; and several individuals. The Department of Budget and Finance, Department of Education, City and County of Honolulu, Special Education Advisory Council, Tax Foundation of Hawaii, League of Women Voters of Hawaii, Autism Society of Hawaii, and an individual provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 683, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14; Ayes with Reservations (Cachola, Tokioka). Noes, none. Excused, 3 (Quinlan, Tupola, Ward).

SCRep. 1727 Finance on S.B. No. 99

The purpose of this measure is to prohibit any county from disqualifying a legal nonconforming dwelling unit from the Housing Choice Voucher Program if the unit meets zoning and building code requirements and other program standards such as health and safety standards.

The Hawaii Alliance for Progressive Action and several individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 99, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Quinlan, Tupola, Ward).

SCRep. 1728 Finance on S.B. No. 1266

The purpose of this measure is to direct the Hawaii Housing Finance and Development Corporation or any appropriate entity of the State to initiate negotiations to keep the units of the Front Street Apartments on Maui affordable or for the State to acquire the Front Street Apartments property by condemnation.

The Mayor of the County of Maui, two councilmembers of the Maui County Council, Department of Housing and Human Concerns of the County of Maui, Hawaii Appleseed Center for Law and Economic Justice, Front Street Affordable Apartments Committee, and numerous individuals testified in support of this measure. The Front Street Affordable Housing Partners testified in opposition to this measure. The Hawaii Housing Finance and Development Corporation, Land Use Research Foundation of Hawaii, and several concerned individuals commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1266, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Quinlan, Tupola, Ward).

SCRep. 1729 Finance on S.B. No. 1146

The purpose of this measure is to increase the supply of affordable housing by exempting the following types of housing development from school impact fee requirements:

- (1) Housing units reserved for persons or families with incomes up to 80 percent of the area median income located in a county with a population greater than 500,000;
- (2) Housing projects certified or approved for a general excise tax exemption under section 201H-36, Hawaii Revised Statutes (HRS), and government housing projects and projects processed pursuant to sections 46-15.1 and 201H-38, HRS; and
- (3) State or federal public housing projects as defined in section 356D-1 or 356D-91, HRS, or a state low-income housing project as defined in section 356D-51, HRS.

The Hawaii Public Housing Authority, Hawaii Rental Housing Coalition, Hui for Excellence in Education, Hawaii Construction Alliance, and Pacific Resource Partnership testified in support of this measure. The Department of Education, The Chamber of Commerce Hawaii, and Building Industry Association of Hawaii opposed this measure. The Office of Planning, Hawaii Housing Finance and Development Corporation, Department of Planning and Permitting of the City and County of Honolulu, Tax Foundation of Hawaii, and Hawaii Community Development Authority provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1146, S.D. 2, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16; Ayes with Reservations (Tupola). Noes, none. Excused, 1 (LoPresti).

SCRep. 1730 Finance on S.B. No. 110

The purpose of this measure is to authorize the Department of Land and Natural Resources to use in-lieu fee mitigation to restore, create, enhance, or preserve aquatic habitats or resources as compensatory mitigation.

The Nature Conservancy Hawaii and two concerned individuals supported this measure. The Department of Land and Natural Resources, Conservation Council for Hawaii, and Tax Foundation of Hawaii submitted comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 110, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1731 Finance on S.B. No. 1240

The purpose of this measure is to protect aquatic life within the State's reef ecosystems by:

- (1) Requiring the Department of Land and Natural Resources to submit proposed legislation prior to the Regular Session of 2019, for sustainable collection practices of nearshore aquatic life and limits on aquatic life collection; and
- (2) Prohibiting the issuance of new aquarium fishing permits and the transfer of existing permits.

Kihei Community Association, The Humane Society of the United States, Humane Society International, Conservation Council for Hawaii, Ocean Tourism Coalition, Environmental Caucus of the Democratic Party of Hawai'i, Keiko Conservation, Turtle Island, Kauai Sea Tours, Kai Palaoa, Mauna Kea Anaina Hou, Snorkel Bob's Hawaii, For The Fishes, Maui Island Mermaids LLC, ORCa, Endangered Habitats League, Save the Turtles, Nakawe Project, Turtle Island Restoration Network, Maui Nui Marine Resource Council, Keiko Conservation Japan, and many concerned individuals supported this measure. The Pet Industry Joint Advisory Council, Coral Fish Hawaii, Tropical Fish Emporium, Salty Waters LLC, Live Tanks Aquarium, Kaiohi Tropical Fish, and many concerned individuals opposed this measure. The Department of Land and Natural Resources, West Hawaii Humane Society, Association of Zoos and Aquariums, and many concerned individuals offered comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1240, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 13; Ayes with Reservations (DeCoite, Gates, Holt, Kobayashi). Noes, 1 (Tokioka). Excused, 3 (Quinlan, Tupola, Ward).

SCRep. 1732 Finance on S.B. No. 545

The purpose of this measure is to establish a temporary commission to plan for the 13th Festival of Pacific Arts to be held in Honolulu from June 11 to June 27, 2020.

The Department of Business, Economic Development and Tourism; Hawaii Tourism Authority; State Foundation on Culture and the Arts; Kamehameha Schools; Democratic Party of Hawaii, Hawaiian Affairs Caucus; and one individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Adding a repeal date of June 30, 2022; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 545, S.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 545, S.D. 2, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1733 Finance on S.B. No. 602

The purpose of this measure is to repeal the requirement that a disabled veteran must receive disability retirement pay from the armed forces to be exempt from the payment of annual vehicle registration fees.

The State Office of Veterans Services and one individual provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 2030, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 602, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 602, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1734 Finance on S.B. No. 885

The purpose of this measure is to provide cost-saving options to the State in its procurement of insurance by:

- (1) Permitting the Comptroller to acquire risk management, investigative, claims adjustment, actuarial, and other services on a fixed fee basis; and
- (2) Exempting a broker submitting a proposal in response to such a fixed fee solicitation and the broker's performance of the activities in accordance with the proposal from certain provisions of the Insurance Code.

The Department of Accounting and General Services testified in support of this measure. The Department of Commerce and Consumer Affairs provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 885, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 885, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 1735 Finance on S.B. No. 909

The purpose of this measure is to address deficiencies in Hawaii's fuel shortage response and energy emergency statutes. Specifically, this measure:

- (1) Provides policy guidance on preparing for, responding to, recovering from, and mitigating against any actual or potential energy supply disruption or shortage to preserve the State's energy security, and provides protections for confidential information collected to effectuate these purposes;
- (2) Clarifies the powers of the Governor and the Director of Business, Economic Development, and Tourism in an energy shortage or state of emergency; and
- (3) Clarifies the handling of confidential information and data between departments and agencies.

The Department of Accounting and General Services, Department of Transportation, Department of Health, Department of Business, Economic Development and Tourism, Hawaii Emergency Management Agency, Department of Emergency Management of the City and County of Honolulu, Kaua'i Emergency Management Agency, Hawaii Natural Energy Institute at the University of Hawaii at Manoa, Hawaii Energy Policy Forum, and The Maritime Group, LLC supported this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 909, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 909, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1736 Finance on S.B. No. 559

The purpose of this measure is to ensure statewide support for Hawaii's green initiatives and to further the State's commitment to combat climate change by:

- (1) Requiring the State to expand strategies and mechanisms to reduce greenhouse gas emissions statewide in alignment with the principles and goals adopted in 2015 at the 21st Conference of the Parties of the United Nations Framework Convention on Climate Change that addresses greenhouse gas emission, adaptation, and finance, known as the Paris Agreement;
- (2) Renaming the Interagency Climate Adaptation Committee as the Hawaii Climate Commission and clarifying the duties of the Commission;
- (3) Appropriating funds to the Department of Accounting and General Services for the purposes of carrying out this measure; and
- (4) Appropriating funds for the establishment of one full-time equivalent (1.00 FTE) climate mitigation and adaptation coordinator position in the Department of Land and Natural Resources to support the Hawaii Climate Commission.

The Conservation Council for Hawai'i, Sierra Club of Hawai'i, Healthy Climate Communities, Hawai'i Green Growth, The Nature Conservancy, The Maritime Group, LLC, and many individuals supported this measure. Two individuals opposed this measure. The Office of Planning, Department of Accounting and General Services, and Department of Land and Natural Resources provided comments.

Your Committee has amended this measure by:

- (1) Repealing the Hawaii Climate Adaptation Initiative and Hawaii Climate Commission codified under Chapter 225P, Hawaii Revised Statutes, on July 1, 2022; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 559, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 559, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Cachola, Ward). Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1737 Finance on S.B. No. 902

The purpose of this measure is to update various statutory provisions relating to the High Technology Development Corporation.

Specifically, this measure:

- (1) Changes the name of the High Technology Development Corporation to the Hawaii Technology Development Corporation;
- (2) Changes all references to "high technology" to "technology" in Chapter 206M, Hawaii Revised Statutes; and
- (3) Repeals the Hawaii Software Service Center established within the High Technology Development Corporation because it has been unfunded and moribund for at least 10 years.

The Department of Business, Economic Development, and Tourism and High Technology Development Corporation testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 902, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 902, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1738 Finance on S.B. No. 908

The purpose of this measure is to appropriate funds to the Department of Business, Economic Development, and Tourism to provide additional resources to the Small Business Regulatory Review Board (Review Board).

The Chamber of Commerce Hawaii, Maui Chamber of Commerce, The Hawaii Business League, Ocean Tourism Coalition, Hawaii Farm Bureau, Building Industry Association of Hawaii, and one individual testified in support of this measure. The Department of Business, Economic Development, and Tourism provided comments.

Upon further consideration, your Committee has amended this measure by deleting its contents and inserting the substantive provisions of H.B. No. 1042, H.D. 1, which increases the effectiveness and clarity of the Review Board by:

- (1) Providing a more explicit definition of "small business";
- (2) Clarifying the powers of the Review Board when reviewing administrative rules that impact small business;
- (3) Increasing the membership of the Review Board to eleven from nine members; and
- (4) Clarifying when agencies are required to report to the Review Board and when the Review Board is required to submit reports to the Legislature.

Your Committee has further amended this measure by making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 908, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 908, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1739 Finance on S.B. No. 850

The purpose of this measure is to establish a proactive approach to achieving the successful development and implementation of state information technology projects by requiring the Chief Information Officer to:

- (1) Identify the information technology projects of the executive branch, including the University of Hawaii and Department of Education, that shall be subject to independent verification and validation; and
- (2) Submit independent verification and validation reports to the Legislature.

The Office of Enterprise Technology Services testified in support of this measure. The Department of Education and University of Hawaii provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 2030, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 850, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 850, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1740 Education on S.B. No. 194

The purpose of this measure is to authorize the Department of Health and the Department of Education to accept the results of any tuberculosis blood test that is approved by the Food and Drug Administration and recommended by the Centers for Disease Control and Prevention for purposes of obtaining a Certificate of Tuberculosis Examination and for clearance to attend public schools.

The Department of Health supported the intent of the measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive changes for purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 194, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 194, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Har, McKelvey).

SCRep. 1741 Finance on S.B. No. 1244

The purpose of this measure is to ensure that affordable housing units remain affordable for Hawaii residents by:

- (1) Authorizing the Hawaii Community Development Authority (HCDA) to waive a right to repurchase a reserved or workforce housing unit and transfer that right to a qualified nonprofit housing trust;
- (2) Authorizing the counties to waive their right of first refusal to repurchase certain privately-developed affordable housing units and transfer that right to a qualified nonprofit housing trust;
- (3) Authorizing the Hawaii Housing Finance and Development Corporation (HHFDC) to waive its first option to repurchase certain real property and transfer that right to a qualified nonprofit housing trust;
- (4) Amending the means of calculating the maximum price for the HHFDC's first option to purchase real property;
- (5) Amending the low-income housing tax credit; and
- (6) Appropriating funds to the HHFDC to establish a position to oversee the low-income housing tax credit.

The Department of Land and Natural Resources, Hawaii Association of REALTORS, Pacific Resource Partnership, The Chamber of Commerce Hawaii, InState Partners, DeBartolo Development, Hawaii Construction Alliance, Hawaii Operating Engineers Industry Stabilization Fund, Stanford Carr Development LLC, and two concerned individuals supported this measure. The Department of Planning and Permitting of the City and County of Honolulu opposed this measure. The HHFDC, Department of Taxation, HCDA, Tax Foundation of Hawaii, Hawaii HomeOwnership Center, BIA-Hawaii, and Land Use Research Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Specifying that if certain repurchase rights are transferred to a qualified nonprofit housing trust then the housing trust shall establish buyback restrictions for the purpose of maintaining the unit as affordable for as long as practicable, or as required by the applicable government agency;
- (2) Removing the reporting requirements for the HCDA, HHFDC, and counties; and
- (3) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1244, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1244, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1742 Finance on S.B. No. 133

The purpose of this measure is to ensure that the Hawaii Employer Union-Health Benefits Trust Fund (EUTF) and the Employees' Retirement System (ERS) update their financial status on a more frequent basis by:

- (1) Requiring the actuary of the EUTF to make an annual valuation report of the EUTF;
- (2) Requiring the actuary to periodically include an update of assumptions specific to the EUTF in the annual valuation report; and
- (3) Increasing the frequency of conducting experience studies of the ERS.

The ERS and EUTF provided comments.

Your Committee has amended this measure by:

- (1) Changing the time period for the actuary to include an update of assumptions specific to the EUTF to once every three years;
- (2) Changing the maximum period between experience studies of the ERS to three years;
- (3) Changing its effective date to take effect upon its approval; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 133, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 133, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1743 Finance on S.B. No. 969

The purpose of this measure is to make an emergency appropriation to provide funds for the Department of Human Resources Development to pay workers' compensation claims required under Hawaii's Workers' Compensation Law.

Pursuant to requirements set forth in Article VII, Section 9, of the Hawaii State Constitution, the Governor, in Governor's Message No. 4 to the Legislature, requested immediate consideration and passage of this bill by the Legislature to provide funds needed to pay workers' compensation claims.

The Department of Budget and Finance and an individual supported this measure. The Department of Human Resources Development provided comments.

Your Committee has amended this measure by:

- (1) Inserting an appropriation amount of \$2,400,000 to pay for workers' compensation claims; and
- (2) Changing its effective date to take effect upon its approval.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 969, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 969, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1744 Finance on S.B. No. 1016

The purpose of this measure is to extend from June 30, 2017, to June 30, 2022, the end date of the Department of Transportation and its contractors' temporary exemption from certain state land use and environmental requirements for bridge rehabilitation projects provided by Act 218, Session Laws of Hawaii 2012.

The Department of Transportation testified in support of this measure. The Office of Hawaiian Affairs testified in opposition.

Your Committee has amended this measure by changing its effective date to July 1, 2030, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1016, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1016, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1745 Finance on S.B. No. 491

The purpose of this measure is to appropriate funds for a grant-in-aid to the City and County of Honolulu Department of the Prosecuting Attorney for its career criminal prosecution unit.

The Department of the Prosecuting Attorney for the City and County of Honolulu and Office of the Prosecuting Attorney for the County of Hawaii supported this measure. The Department of the Attorney General submitted comments.

Your Committee has amended this measure by specifying the amount of \$1 for the grant-in-aid appropriation for the career criminal prosecution unit.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 491, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 491, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1746 Finance on S.B. No. 1006

The purpose of this measure is to close a loophole that allows a nonresident decedent to completely or substantially avoid estate and generation-skipping transfer taxes by using a single member limited liability company to hold title to real property located in the State.

Specifically, this measure clarifies that for such properties, the single member limited liability company shall be disregarded and estate and transfer taxes shall be applied as if the nonresident decedent owned the Hawaii real property directly.

The Department of Taxation testified in support of this measure. The Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Deleting the measure's preamble; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1006, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1006, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, 1 (Tupola).

SCRep. 1747 Judiciary on S.B. No. 997

The purpose of this measure is to update Hawaii's Uniform Controlled Substances Act to conform to the controlling federal law by adding several new substances that were scheduled by the federal government or emergency scheduled by the Department of Public Safety in the past year.

The Department of Public Safety and several individuals supported this measure.

Your Committee has amended this measure by making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 997, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 997, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Nakashima, McDermott).

SCRep. 1748 Judiciary on S.B. No. 429

The purpose of this measure is to adopt the uniform laws for the protection of the online accounts of employees and students from employers and educational institutions, respectively. This measure prevents employers and public and private educational institutions from obtaining access through coercion to non-public online information from employees and students, groups that typically have less than equal bargaining power.

The Hawaii Civil Rights Commission testified in support of this measure. The Commission to Promote Uniform Legislation, University of Hawaii, and American Civil Liberties Union of Hawaii provided comments.

Your Committee has amended this measure by replacing its contents with the language of H.B. 814 H.D. 2, which was heard by your Committee on February 28, 2017, and which is a similar measure that more closely aligns with the language and effect of the Uniform Law Commission's Uniform Employee and Student Online Privacy Protection Act. The amendment, among other things:

- (1) Limits the applicability of student protections to students in post-secondary education schools and deletes its application to students in primary and secondary school;
- (2) Extends the privacy protections of the measure to prospective employees, independent contractors, unpaid interns, and the parents or legal guardians of students under the age of majority;
- (3) Requires the employer or school to have specific facts about the protected account in order to seek access to the content for the limited regulatory and enforcement purposes that are authorized by this measure; and deletes the requirement that the employer or school be able to demonstrate prior knowledge of data or information with sufficient particularity of the content details and to distinguish the content from other data or information on the personal account to seek access for the limited purposes authorized by this measure;
- (4) Defines "protected personal online account" to exclude an account that the student or employee was notified would be subject to a request for login information or content, and for which login information was issued by the employer or educational institution under its domain name;
- (5) Permits the employer or educational institution to request, but not compel, the employee or student to disclose login information for a protected personal online account, disclose the content of the account, or to access or modify the settings of the account;
- (6) Specifies the civil penalty amounts chargeable to employers and institutions for violations;
- (7) Changes the effective date to July 1, 2050, to encourage further discussion; and
- (8) Makes technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 429, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 429, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Nakashima, McDermott).

SCRep. 1749 Judiciary on S.B. No. 369

The purpose of this measure is to prohibit apartment and condominium associations, boards of directors, managing agents, resident managers, and apartment and condominium owners, or any person acting on behalf of an association or owner from retaliating or discriminating against an apartment or condominium owner, board member, or association employee who takes lawful action to address, prevent, or stop a violation of Hawaii's condominium laws or a condominium's governing documents, or who exercises any rights as an apartment or condominium owner under chapters 514A and 514B, Hawaii Revised Statutes.

Associa, Hui Oiaio, and two concerned individuals supported this measure. The Punahala, Association of Unit Owners of Kipuka at Hoakalei, and numerous concerned individuals opposed the measure.

Your Committee has amended this measure by making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 369, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 369, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (Oshiro). Noes, none. Excused, 2 (Nakashima, McDermott).

SCRep. 1750 Judiciary on S.B. No. 288

The purpose of this measure is to modernize Hawaii's self-service storage facilities law by:

- (1) Allowing self-service storage facility owners to tow motor vehicles and boats after sixty or more days of delinquency provided that the occupant is given notice at least fifteen days prior to the towing and waiving the facility owner's liability for property once it is removed;
- (2) Allowing self-service storage facility owners to publish notices of sales and send other notices to occupants by electronic mail and other commercially reasonable methods;
- (3) Limiting self-service storage facility owners' liability for stored goods to the maximum monetary value of property that may be stored as stated in a rental agreement; and
- (4) Requiring the inclusion of any late fees in the rental agreement and setting maximum limits for late fees.

The National Self Storage Association testified in support of the measure. The Office of Consumer Protection and Hawaii Association for Justice testified in opposition.

Your Committee has amended this measure by:

- (1) Deleting the term verified mail and replacing it with the term certified mail;
- (2) Deleting the waiver of the storage facility owner's liability for property that is removed from the facility and in the possession of a third-party;
- (3) Deleting the provision that limited the storage facility owner's maximum liability for the monetary value of personal property stored in the occupant's space to the storage contract's limitation on the value of personal property that may be stored there; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 288, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 288, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Johanson).

SCRep. 1751 Judiciary on S.B. No. 603

The purpose of this measure is to require the Department of Public Safety to:

- (1) Report to the 2018 Legislature on solitary confinement, administrative segregation, and disciplinary segregation in Hawaii and Arizona correctional facilities that house Hawaii inmates; and
- (2) Expand the current environmental impact statement process for relocation of the Oahu Community Correctional Center to:
 - (a) Consider potential alternative sites that are 4.5 acres or larger in area; and
 - (b) Consult with the Corrections Population Management Commission and the Task Force created by House Concurrent Resolution No. 85, 2016 Regular Session on the appropriate capacity and design of the relocated Oahu Community Correctional Center.

Ho'omana Pono, LLC, Mindful Hawaii, and many individuals testified in support of the measure. The Judiciary, Department of Public Safety, American Civil Liberties Union of Hawaii, Community Alliance on Prisons and several individuals provided comments.

Your Committee has changed the effective date of the measure to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 603, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 603, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Johanson).

SCRep. 1752 Finance on S.B. No. 26

The purpose of this measure is to appropriate funds as a grant-in-aid to the County of Hawaii Office of the Prosecuting Attorney for its career criminal prosecution unit.

The Mayor of Maui County, Office of the Prosecuting Attorney of the County of Hawaii, Department of the Prosecuting Attorney of the City and County of Honolulu, Office of the Prosecuting Attorney of the County of Kauai, Department of the Prosecuting Attorney of the County of Maui, and a concerned individual supported this measure. The Department of the Attorney General submitted comments.

Your Committee has amended this measure by clarifying that the appropriation to the County of Hawaii Office of the Prosecuting Attorney is a subsidy rather than a grant-in-aid.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 26, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 26, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 17. Noes, none. Excused, none.

SCRep. 1753 Consumer Protection & Commerce on S.B. No. 1201

The purpose of this measure, as received by your Committee, is to facilitate the deployment of high-speed broadband infrastructure in Hawaii by establishing a broadband task force under the administration of the Department of Business, Economic Development, and Tourism, to develop a statewide broadband plan.

Prior to the hearing on this measure, your Committee circulated and received testimony on a Proposed House Draft 3 for S.B. No. 1201. The Proposed House Draft 3 maintained language establishing the broadband task force and requiring development of a statewide broadband plan. However, the Proposed House Draft 3 amended the composition of the task force, as well as broadband plan development, by:

- (1) Reducing the number of representatives of wireless providers from four to two and adding a member who is a mayor of a county or the mayor's representative;
- (2) Specifying that two members of the task force shall represent wireline, internet, and telecommunications service providers;
- (3) Specifying that the statewide broadband plan developed by the task force shall include a description of how present fees collected are used for public, educational, or government access provider infrastructure; and
- (4) Requiring that the statewide broadband plan include recommendations to facilitate the deployment of high-speed broadband infrastructure, including small wireless or wireline facilities.

Furthermore, the Proposed House Draft 3 removed specific language that made enactment of this measure contingent upon another measure and changed the effective date to July 1, 2059, to facilitate further discussion.

Finally, the Proposed House Draft 3 established a permit application, review, and approval process for the installation of broadband infrastructure, small wireless facilities, and small wireless facilities networks on state- and county-owned property and required written authorization from customers prior to an internet service provider's collection of the customer's personal information.

The Center for Democracy and Technology, Digital Privacy Alliance, Electronic Frontier Foundation, Mobilitie, and Young Progressives Demanding Action testified in support of the Proposed House Draft 3. The Department of Business, Economic Development, and Tourism, Department of Commerce and Consumer Affairs, Department of Transportation, Office of Planning, American Civil Liberties Union, Hawaiian Electric Company, Inc., Hawaii Electric Light Company, and Maui Electric Company, Limited testified in support of the intent of the Proposed House Draft 3. The Hawaii Council of Mayors, Hawaiian Telecom, and Cellular Telecommunications and Internet Association testified in opposition to the Proposed House Draft 3. The Office of the Mayor of the City and County of Honolulu, Charter Communications, Inc., and The Chamber of Commerce Hawaii provided comments.

After careful consideration your Committee has amended this measure by adopting the Proposed House Draft 3 with further amendments to:

- (1) Include the Mayor of each county, or their designees, as members of the task force;
- (2) Delete language establishing a permit application, review, and approval process for the installation of broadband infrastructure, small wireless facilities, and small wireless facilities networks on state- and county-owned property and requiring written authorization from customers prior to an internet service provider's collection of the customer's personal information; and
- (3) Make technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1201, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1201, S.D. 2, H.D. 3.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Ito). Noes, none. Excused, 2 (Ichiyama, Say).

SCRep. 1754 Finance on S.B. No. 620

The purpose of this measure, as received by your Committee, is to ensure fairness and equity in the application of Hawaii's general excise tax by addressing remote sales.

Specifically, this measure amends the definition of "business" for general excise tax purposes to include a person who has no physical presence in the State, but who has gross receipts attributable to the State of \$100,000 or more.

For the purposes of a public hearing on this bill, your Committee circulated S.B. No. 620, H.D. 2 (Proposed Draft), and notified the public that it would be accepting testimony on the Proposed Draft, which further amends the definition of the term "business" to include a person who has no physical presence in the State, but who has gross receipts attributable to the State of \$100,000 or more and has a computer server physically present in the State that is used for gain or economic profit. The Proposed Draft also:

- (1) Requires a retailer or vendor that makes at least \$100,000 in sales, is located outside the State, and that is not required to pay or collect general excise or use tax to send certain information to purchasers in the State who purchased at least \$500 in tangible personal property from the retailer or vendor;
- (2) Allows the Director of Taxation to require a retailer or vendor that makes at least \$100,000 a year in total sales in the State to submit an annual statement to the Department of Taxation;

- (3) Subjects retailers or vendors who fail to send notification to purchasers or file an annual statement to a penalty of \$10 for each failure to send a notification and \$10 for each purchaser excluded from the annual statement;
- (4) Exempts retailers or vendors who voluntarily collect and pay use tax to the Department of Taxation; and
- (5) Prohibits the Department of Taxation from fining, charging interest on, or penalizing in any way a purchaser who receives notification and does not pay the use tax.

The Chamber of Commerce Hawaii and Retail Merchants of Hawaii testified in support of the Proposed Draft. TechNet testified in opposition to the Proposed Draft. The Department of Taxation, Department of the Attorney General, Tax Foundation of Hawaii, and one individual provided comments on the Proposed Draft.

After considering the merits of S.B. No. 620, H.D. 1, as received by your Committee, and the Proposed Draft, your Committee amended this bill by adopting the Proposed Draft. Your Committee further amended this measure by:

- (1) Changing all amounts to unspecified amounts;
- (2) Changing its effective date to July 1, 2030, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 620, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 620, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 3 (Quinlan, Tupola, Ward).

SCRep. 1755 Finance on S.B. No. 224

The purpose of this measure is to ensure that students who need the services of a licensed school psychologist receive appropriate services by highly qualified and licensed professionals by:

- (1) Establishing licensure and registration requirements for school psychologists to be administered by the Board of Psychology; and
- (2) Amending the composition of the Board of Psychology to include two school psychologists.

The Hawaii Children's Action Network and a concerned individual supported this measure. The Department of Education, Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs, Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs, Hawaii Board of Psychology, Hawaii Association of School Psychologists, and two concerned individuals submitted comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 224, S.D. 2, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14; Ayes with Reservations (Cachola). Noes, none. Excused, 3 (Quinlan, Tupola, Ward).

SCRep. 1756 Finance on S.B. No. 1286

The purpose of this measure is to:

- (1) Clarify the scope of the Private Trade, Vocational, and Technical School Licensure Program within the Department of Education;
- (2) Establish a licensing fee to ensure the sustainability of the licensure program;
- (3) Establish a license renewal process, including a renewal licensure fee;
- (4) Create the Private Trade, Vocational, and Technical School Licensure Special Fund; and
- (5) Appropriate funds for administrative costs of the licensure program, including one full-time equivalent position within the Department of Education.

The Maui Academy of Healing Arts, Pacific Center for Awareness and Bodywork, Maui School of Therapeutic Massage, and numerous individuals testified in opposition to this measure. The Department of Education, Department of Budget and Finance, Hawaii Institute of Hair Design, and Maritime License Center commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1286, S.D. 2, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 17; Ayes with Reservations (Tupola, Ward). Noes, none. Excused, none.

SCRep. 1757 Finance on S.B. No. 686

The purpose of this measure is to increase funding for public education by establishing education surcharges on residential investment property and visitor accommodations to supplement the Department of Education's budget and provide a quality education to all of Hawaii's children. This measure also establishes the Education Special Fund to receive the surcharge proceeds.

The Hawai'i Teacher Standards Board, Hawaii Public Charter Schools Network, Hawaii State Teachers Association, Parents for Public Schools of Hawai'i, Democratic Party of Hawaii, Hawaii Alliance for Progressive Action, IMUAlliance, Hui for Excellence in Education, and numerous concerned individuals supported this measure. The Hawaii Housing Finance and Development Corporation, Department of Finance of the County of Hawaii, Real Property Assessment Division of the County of Maui, Mayor of the County of Maui, Mayor of the County of Hawaii, County of Maui Council Chair, member of the Maui County Council, City and County of Honolulu, Chamber of Commerce Hawaii, Trump International Hotel Waikiki, Westin Princeville Ocean Resort Villas, Hawaii Lodging and Tourism Association, New Otani Kaimana Beach Hotel, Aqua-Aston Hospitality LLC, Hilton Hawaii, Waikiki Resort Hotel, Outrigger Hotels Hawaii, Outrigger Enterprises Group, American Resort Development Association Hawaii, Hawaii Association of REALTORS, Kohala Coast Resort Association, Rental By Owner Awareness Association, Coalition for Equal Taxation, Wyndham Vacation Ownership, Marriot Vacations Worldwide Corporation, Soleil Management Hawaii LLC, Maui Hotel and Lodging Association, and two concerned individuals opposed this measure. The Department of Budget and Finance, Department of Education, Tax Foundation of Hawaii, Autism Society of Hawaii, Special Education Advisory Council, and Hawaii Children's Action Network provided comments.

Your Committee has amended this measure by:

- (1) Removing the preamble;
- (2) Clarifying the purpose of the education surcharge;
- (3) Deleting language regarding Department of Education budget amounts other than those derived from the education surcharges;
- (4) Placing the administration of the education surcharges with an unspecified state department rather than with the Department of Education;
- (5) Changing the minimum property value for residential investment property subject to the education surcharge to an unspecified amount;
- (6) Changing the education surcharge per day amounts for visitor accommodations to unspecified amounts;
- (7) Removing all exemptions to the education surcharge;
- (8) Removing the requirement that the Department of Education submit annual reports to the Legislature; and
- (9) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 686, S.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 686, S.D. 2, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Cachola, Tokioka). Noes, none. Excused, 3 (Quinlan, Tupola, Ward).

SCRep. 1758 Finance on S.B. No. 1294

The purpose of this measure is to establish an Undergraduate Health Sciences Academy at the University of Hawaii to increase recruitment and retention of Native Hawaiian, Pacific Islander, and first generation college students.

The University of Hawaii West Oahu Allied Health Faculty, Native Hawaiian Health Task Force, Hawaiian Affairs Caucus of the Democratic Party, Kanu o ka Aina Public Charter School, Ali'i Pauahi Hawaiian Civic Club, Kamehameha Schools, and numerous individuals testified in support of this measure. The University of Hawaii commented on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1294, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Cachola, LoPresti, Nakamura, Tupola). Noes, 2 (Choy, Kobayashi). Excused, none.

SCRep. 1759 Finance on S.B. No. 717

The purpose of this measure is to:

- (1) Establish and fund a temporary cleanup program to end on June 30, 2019, in a state executive department to be designated by the Governor, to clean up state real property after the departure of persons who have camped or lodged there illegally or without authorization;

- (2) Require the Department of Public Safety to establish a temporary sheriff patrol program, to end on June 6, 2019, to enforce laws and rules against illegal camping, trespassing, or occupancy after closing hours on state real property and fund the program; and
- (3) Require the applicable state executive branch and the Department of Public Safety to submit a report with program recommendations to the Legislature prior to the 2019 Regular Session.

The Hawaii Community Development Authority and an individual supported this measure. Ka Lāhui Hawai'i, Ho'okipa Network – Kauai and Hawaiian Patriotic League, and many individuals opposed this measure. The Department of Public Safety, Department of Accounting and General Services, Department of Land and Natural Resources, and Governor's Coordinator on Homelessness provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 717, S.D. 2, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Cachola, Lowen, Tokioka). Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1760 Judiciary on S.B. No. 501

The purpose of this measure is to ensure that women in Hawaii have timely and appropriate access to comprehensive reproductive health services by requiring all limited service pregnancy centers that advertise or solicit clients with offers to provide prenatal services or counseling to disclose the availability of and enrollment information for publicly-funded reproductive health services. This measure also provides that the client's recorded health information may be accessed by the client upon written request and that the facility shall adhere to privacy and disclosure requirements for client records. This measure also establishes civil penalties for noncompliance and authorizes civil actions for enforcement.

The Hawaii State Commission on the Status of Women, We are One, Inc., Planned Parenthood Votes Northwest and Hawaii, Hawaii Section of the American Congress of Obstetricians and Gynecologists, Hawaii State Democratic Women's Caucus, Healthy Mothers Healthy Babies Coalition of Hawaii, Hawaii Women's Coalition, Hawaii Women Lawyers, and many individuals testified in support of the measure. The Pregnancy Center, A Place for Women in Waipio, Hawaii Family Forum, Roman Catholic Church in the State of Hawaii, Mauka Makai Ministries, Concerned Women for America of Hawaii, Emmanuel Lutheran Church and Schools, Calvary Chapel Pearl Harbor, Aloha Pregnancy Center, The Pearson Foundation of Hawaii, Inc., Aloha Pregnancy Care and Counseling Center, Hawaii Life Alliance, and numerous individuals testified in opposition. The Department of Health, Department of Human Services, Office of Language Access, and Hawaii Primary Care Association provided comments.

Your Committee has amended this measure by:

- (1) Deleting the terms abortion and abortion services and replacing it where appropriate with pregnancy-related services;
- (2) Revising the notice that is required of the facility to achieve a broader effect;
- (3) Providing that notices and test results shall be in English;
- (4) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (5) Making technical, non-substantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 501, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 501, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, 2 (Oshiro, McDermott). Excused, 1 (Johanson).

SCRep. 1761 Finance on S.B. No. 502

The purpose of this measure is to remove discriminatory language governing requirements for insurance coverage of assisted reproductive technology by requiring parity of coverage for in vitro fertilization for same-sex couples, male-female couples for whom male infertility is a factor, and women regardless of marital status.

The Hawaii Civil Rights Commission, Hawaii State Commission on the Status of Women, American Civil Liberties Union of Hawaii, Democratic Party of Hawaii, Hawaii State Democratic Women's Caucus, LGBT and Kupuna Caucuses of the Democratic Party of Hawaii, The American Society for Reproductive Medicine, Society for Assisted Reproductive Technology, Hawaii Women Lawyers, Hawaii LGBT Legal Association, RESOLVE: The National Infertility Association, Planned Parenthood Votes Northwest and Hawaii, Hawaii Advocates for Consumer Rights, Healthy Mothers Healthy Babies Coalition of Hawaii, Advanced Reproductive Medicine & Gynecology, Fertility Institute of Hawaii, and numerous individuals testified in support of this measure. Kaiser Permanente Hawaii testified in opposition. The Hawaii Association of Health Plans, Hawaii Medical Service Association, and an individual provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 502, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Cachola, Choy, DeCoite, Kobayashi, Tokioka, Ward). Noes, none. Excused, 2 (Quinlan, Tupola).

SCRep. 1762 Finance on S.B. No. 249

The purpose of this measure is to reduce the rate that is applied in the calculation of retirement benefits for new judicial appointments, from 3.0 to 2.0 percent of the member's average final compensation.

The Judiciary; Hawai'i State Trial Judges Association; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hawaii Fire Fighters Association; University of Hawaii Professional Assembly; Community Alliance on Prisons; Hawaii County Bar Association; American Board of Trial Advocates; and many individuals opposed this measure. The Employees' Retirement System and West Hawaii Bar Association provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 249, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Cachola, DeCoite, Keohokalole, Kobayashi, LoPresti, Tokioka). Noes, 2 (Tupola, Ward). Excused, none.

SCRep. 1763 Finance on S.B. No. 207

The purpose of this measure, as received by your Committee, is to promote the establishment of shared leave programs for public employees.

For the purposes of a public hearing on this bill, your Committee circulated S.B. No. 207, H.D. 2 (Proposed Draft), and notified the public that it would be accepting testimony on the Proposed Draft, which:

- (1) Appropriates funds to the Department of Budget and Finance for collective bargaining cost items related to the transition of affected Maui region hospital employees to employment with Maui Health System, a Kaiser Foundation Hospitals LLC;
- (2) Authorizes affected employees to purchase credited service to qualify for, or increase the percentage of, the base monthly contributions that the State pays to the Hawaii Employer-Union Health Benefits Trust Fund; and
- (3) Repeals Chapter 89E, Hawaii Revised Statutes, and Act 1, Second Special Session, Session Laws of Hawaii 2016, which:
 - (A) Authorized Hawaii Health Systems Corporation employees facing position abolishment, reduction-in-force, or workforce restructuring to opt to receive either severance benefits or a special retirement benefit in lieu of exercising any reduction-in-force rights; and
 - (B) Required the State to pay a monthly contribution to the Hawaii Employer-Union Health Benefits Trust Fund for employees separated from service because of the privatization of the Maui regional system's health care facilities.

The Department of Budget and Finance and United Public Workers, AFSCME, Local 646, AFL-CIO testified in support of the Proposed Draft. The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO and several individuals testified in opposition to the Proposed Draft. The Department of Accounting and General Services, Hawaii Employer-Union Health Benefits Trust Fund, and Hawaii Health Systems Corporation provided comments.

After considering the merits of S.B. No. 207, H.D. 1, as received by your Committee, and the Proposed Draft, your Committee has amended this bill by adopting the Proposed Draft. Your Committee further amended this measure by:

- (1) Changing the appropriation amount to an unspecified amount;
- (2) Changing its effective date to July 1, 2030, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 207, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 207, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Cachola, Choy, DeCoite, LoPresti, Lowen, Tupola). Noes, 1 (Tokioka). Excused, none.

SCRep. 1764 Finance on S.B. No. 704

The purpose of this measure is to:

- (1) Promote ease and efficiency in the collection of transient accommodations and general excise taxes by establishing a framework allowing transient accommodations brokers to register as tax collection agents for the collection and remittance of general excise and transient accommodations taxes owed by transient accommodations operators and plan managers using the brokers' services; and
- (2) Allocate transient accommodations tax revenues to the counties for fiscal year 2017-2018 for compliance and enforcement of the transient accommodations tax.

Airbnb, Oahu Alternative Lodging Association, and numerous individuals testified in support of this measure. The Department of Planning and Permitting of the City and County of Honolulu, International Longshore and Warehouse Union Local 142, UNITE HERE Local 5, American Hotel and Lodging

Association, Rental By Owner Awareness Association, Outrigger Hotels Hawaii, Coalition for Equal Taxation, Filipino-American Advocacy Network, Keep It Kailua, Expedia, Inc., Filipino American Citizens League, National Federation of Filipino American Associations Region 12, Nursing Advocates & Mentors, Inc., and four individuals testified in opposition. The Department of Budget and Finance, Department of Taxation, Office of Hawaiian Affairs, Hawaii Tourism Authority, Tax Foundation of Hawaii, Hawaii Lodging & Tourism Association, and Aina Haina Community Association provided comments.

Your Committee has amended this measure by:

- (1) Changing the amounts allocated to the counties to unspecified amounts; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 704, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 704, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Cachola, DeCoite, Gates, Holt, Keohokalole, Kobayashi, LoPresti, Lowen, Nakamura, Tokioka). Noes, 3 (Quinlan, Tupola, Ward). Excused, none.

SCRep. 1765 Finance on S.B. No. 1290

The purpose of this measure is to allocate \$2,000,000 from transient accommodations tax revenues to the Hawaii Tourism Authority working in conjunction with the Hawaii Lodging and Tourism Association for the implementation of initiatives to address homelessness in tourist and resort areas.

The Hawaii Lodging and Tourism Association, Kohala Coast Resort Association, Poipu Beach Resort Association, Napili Kai Beach Resort, IMUAlliance, and two concerned individuals supported this measure. Honolulu City Council and Kauai County Council opposed this measure. The Department of Budget and Finance, County of Maui Mayor, County of Hawaii Mayor, Maui County Council, Hawaii County Council, Office of the Mayor of the City and County of Honolulu, Hawaii State Association of Counties, Tax Foundation of Hawaii, Kihei Community Association, Kauai Chamber of Commerce, and Hawaii Council of Mayors provided comments.

Your Committee has amended this measure by:

- (1) Changing the transient accommodations tax revenue allocations as follows:
 - (A) Changing the new allocation for the Hawaii Tourism Authority for the implementation of initiatives to address homelessness to an unspecified amount; and
 - (B) Changing the existing allocation of \$93,000,000 to an unspecified amount to the counties; and
- (2) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1290, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1290, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Cachola, DeCoite, Kobayashi, Tokioka). Noes, 1 (Ward). Excused, 2 (Quinlan, Tupola).

SCRep. 1766 Finance on S.B. No. 1183

The purpose of this measure is to:

- (1) Authorize a county that has established a county surcharge on state tax to extend the surcharge for a limited time period;
- (2) Authorize counties that have not established a surcharge on state tax to do so by a certain time;
- (3) Provide that the State shall retain an unspecified portion of the surcharge for:
 - (A) Reimbursement for the assessment, collection, and disposition of the county surcharge; and
 - (B) The Department of Transportation for state highway projects; and
- (4) Require the Mayor of a county that has established a county surcharge on state tax to submit certain financial plans to the Legislature regarding the mass transit project.

The Department of Transportation, Mayor of the City and County of Honolulu, Honolulu Authority for Rapid Transportation, Hawaii State AFL-CIO, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, International Longshore and Warehouse Union Local 142, United Public Workers, AFSCME, Local 646, AFL-CIO, Hawaii Business Roundtable, Painting Industry of Hawaii Labor Management Cooperation Trust Fund, Hawaii Tapers Market Recovery Trust Fund, Hawaii Glaziers, Architectural Metal Glassworkers Local Union 1889 AFL-CIO Stabilization Trust Fund, Carpet, Linoleum and Soft Tile Local Union 1926 Market Recovery Trust Fund, Pacific Resource Partnership, The Chamber of Commerce Hawaii, Kapolei Chamber of Commerce, Hawaiian Electric Industries, General Contractors Association of Hawaii, AARP Hawaii, Hawaii Bicycling League, West Oahu Economic

Development Association, Chinatown Business and Community Association, Hawaii Operating Engineers Industry Stabilization Fund, Building Industry Association of Hawaii, Castle & Cooke Hawaii, Hawaii Construction Alliance, Chinatown Merchants Association, International Association of Bridge, Structural, Ornamental and Reinforcing Iron Workers, Local 625, AFL-CIO, and numerous individuals testified in support of this measure. Financial Accountability for Rail Mass Transit, Honolulu Transit Task Force, SalvagetheRail.org, and numerous concerned individuals opposed this measure. The Department of Taxation, Department of Budget and Finance, Honolulu City Council, Tax Foundation of Hawaii, James Campbell Company LLC, Move Oahu Forward, Ulupono Initiative, Blue Planet Foundation, Hawaii's Thousand Friends, Hawaii Laborers-Employers Cooperation and Education Trust, Kapolei-Makakilo-Honokai Hale Neighborhood Board No. 34, Hawaii Kai Neighborhood Board, Faith Action for Community Equity, Housing Now Coalition, and several individuals provided comments.

Your Committee has amended this measure by:

- (1) Removing the preamble;
- (2) Extending the authorization of the county surcharge on state tax for an additional two years; provided that certain conditions are met;
- (3) Reducing by six months, the timeframe for a county to adapt an ordinance to establish a surcharge on state tax;
- (4) Specifying that revenues derived from the county surcharge on state tax shall not be used for operating costs of the mass transit project or administrative, operating, or personnel costs of the rapid transit authority charged with the responsibility of constructing or operating the mass transit project;
- (5) Prohibiting the disbursement of surcharge revenues after December 31, 2017, to a county that:
 - (A) Prohibits the use of county funds for capital costs of a locally preferred alternative for a mass transit project; or
 - (B) Uses county surcharge revenues for purposes other than those capital costs;
- (6) Reducing the amount deducted from the county surcharge on state tax to reimburse the State for administrative costs from 10 percent to 1 percent;
- (7) Deleting language that requires the mayor of a county establishing a surcharge on state tax to submit certain financial plans to the legislature;
- (8) Changing its effective date to upon its approval; and making the enactment of the Act contingent upon a county with a population greater than five hundred thousand complying with certain specified conditions; and
- (9) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1183, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1183, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 11; Ayes with Reservations (DeCoite). Noes, 6 (Cachola, Kobayashi, Lowen, Quinlan, Tupola, Ward). Excused, none.

SCRep. 1767 Agriculture on S.C.R. No. 77

The purpose of this measure is to ask the Department of Agriculture to create a task force that would define the term "bona fide agricultural producer."

The Hawaii Farm Bureau and the Ulu Pono Initiative testified in support of this measure. The Department of Agriculture provided comments.

Should the Committee on Finance chose to hear this resolution, the Committee on Agriculture asks that the difficulty in coordinating a large task force without funding be considered.

As affirmed by the record of votes of the members of your Committee on Agriculture that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 77, S.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 3 (DeCoite, Gates, Thielen).

SCRep. 1768 Human Services on S.C.R. No. 15

The purpose of this measure is to request the University of Hawaii Center on Aging to convene a task force to:

- (1) Review current elder and kupuna care services and anticipated demand for those services;
- (2) Determine requirements for adequate training, workforce and service expansion, and financing to improve the current situation and meet anticipated demand;

- (3) Conduct a complete economic analysis of the cost for primary kupuna care services, adequate training, workforce and service expansion, and financing; and
- (4) Submit a report to the Legislature of its findings and recommendations, including proposed legislation, prior to the Regular Session of 2018.

The University of Hawaii Center on Aging and an individual testified in support of this measure. The University of Hawaii at Manoa Myron B. Thompson School of Social Work testified in support of this measure with amendments.

Your Committee has amended this measure by:

- (1) Adding the Dean of the University of Hawaii at Manoa Myron B. Thompson School of Social Work or the Dean's designee to the task force;
- (2) Requesting the task force to conduct a preliminary economic analysis, rather than a complete economic analysis, of the cost for primary kupuna care services, adequate training, workforce and service expansion, and financing; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 15, S.D. 1, as amended herein, and recommends that it be referred to your Committee on Higher Education in the form attached hereto as S.C.R. No. 15, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).

SCRep. 1769 Housing/Water & Land on S.C.R. No. 19

The purpose of this measure is to approve the sale of the leased fee interest in 41-529 Inaole Street, Waimanalo, Hawaii. The purpose of this measure

Your committee received written comments in support from Hawaii Housing Finance and Development Corporation, Department of Business, Economic Development and Tourism and one individual.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 19 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 6. Noes, none. Excused, 1 (Hashem).
Water & Land: Ayes, 6. Noes, none. Excused, 3 (Ichiyama, Say, Fukumoto).

SCRep. 1770 Housing/Water & Land on S.C.R. No. 20

The purpose of this measure is to approve the sale of the leased fee interest in 41-648 Inaole Street, Waimanalo, Hawaii.

Your committee received written comments in support from Hawaii Housing Finance and Development Corporation, Department of Business, Economic Development and Tourism and one individual.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 20 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 6. Noes, none. Excused, 1 (Hashem).
Water & Land: Ayes, 6. Noes, none. Excused, 3 (Ichiyama, Say, Fukumoto).

SCRep. 1771 Housing/Water & Land on S.C.R. No. 21

The purpose of this measure is to approve the sale of the leased fee interest in 41-652 Inaole Street, Waimanalo, Hawaii.

Your committee received written comments in support from Hawaii Housing Finance and Development Corporation and Department of Business, Economic Development.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 21 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 6. Noes, none. Excused, 1 (Hashem).
Water & Land: Ayes, 6. Noes, none. Excused, 3 (Ichiyama, Say, Fukumoto).

SCRep. 1772 Housing/Water & Land on S.C.R. No. 22

The purpose of this measure is to approve the sale of the leased fee interest in 41-659 Inaole Street, Waimanalo, Hawaii.

Your committee received written comments in support from Hawaii Housing Finance and Development Corporation, Department of Business, Economic Development and Tourism and one individual.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 22 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 6. Noes, none. Excused, 1 (Hashem).
Water & Land: Ayes, 6. Noes, none. Excused, 3 (Ichiyama, Say, Fukumoto).

SCRep. 1773 Housing/Water & Land on S.C.R. No. 23

The purpose of this measure is to approve the sale of the leased fee interest in 41-1362 Waikalua Street, Waimanalo, Hawaii.

Your committee received written comments in support from Hawaii Housing Finance and Development Corporation, Department of Business, Economic Development and Tourism and one individual.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 23 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 6. Noes, none. Excused, 1 (Hashem).
Water & Land: Ayes, 6. Noes, none. Excused, 3 (Ichiyama, Say, Fukumoto).

SCRep. 1774 Housing/Water & Land on S.C.R. No. 24

The purpose of this measure is to approve the sale of the leased fee interest in 95-029 Kuahelani Avenue, No 128, Mililani, Hawaii.

Your committee received written comments in support from Hawaii Housing Finance and Development Corporation and Department of Business, Economic Development.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 24 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 6. Noes, none. Excused, 1 (Hashem).
Water & Land: Ayes, 6. Noes, none. Excused, 3 (Ichiyama, Say, Fukumoto).

SCRep. 1775 Housing/Water & Land on S.C.R. No. 25

The purpose of this measure is to approve the sale of the leased fee interest in 94-946 Meheula Parkway, No. 264, Mililani, Hawaii.

Your committee received written comments in support from Hawaii Housing Finance and Development Corporation and Department of Business, Economic Development and Tourism.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 25 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 6. Noes, none. Excused, 1 (Hashem).
Water & Land: Ayes, 6. Noes, none. Excused, 3 (Ichiyama, Say, Fukumoto).

SCRep. 1776 Housing/Water & Land on S.C.R. No. 26

The purpose of this measure is to approve the sale of the leased fee interest in 94-946 Meheula Parkway, No. 363, Mililani, Hawaii.

Your committee received written comments in support from Hawaii Housing Finance and Development Corporation, Department of Business, Economic Development and Tourism and Big Palm Partners, LLC.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 26 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 6. Noes, none. Excused, 1 (Hashem).
Water & Land: Ayes, 6. Noes, none. Excused, 3 (Ichiyama, Say, Fukumoto).

SCRep. 1777 Housing/Water & Land on S.C.R. No. 27

The purpose of this measure is to approve the sale of the leased fee interest in 94-950 Meheula Parkway, No. 367, Mililani, Hawaii.

Your committee received written comments in support from Hawaii Housing Finance and Development Corporation, Department of Business, Economic Development and Tourism and one individual.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 27 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 6. Noes, none. Excused, 1 (Hashem).
Water & Land: Ayes, 6. Noes, none. Excused, 3 (Ichiyama, Say, Fukumoto).

SCRep. 1778 Housing/Water & Land on S.C.R. No. 28

The purpose of this measure is to approve the sale of the leased fee interest in 47-394 Keohapa Place, Kaneohe, Hawaii.

Your committee received written comments in support from Hawaii Housing Finance and Development Corporation and Department of Business, Economic Development.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 28 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 6. Noes, none. Excused, 1 (Hashem).
Water & Land: Ayes, 6. Noes, none. Excused, 3 (Ichiyama, Say, Fukumoto).

SCRep. 1779 Water & Land on S.C.R. No. 30

The purpose of this measure is to approve a land exchange between the State of Hawaii and Parker Land Trust.

The Department of Land and Natural Resources, Department of Education, and Parker Ranch, Inc. testified in support of this measure. The Office of Hawaiian Affairs commented on this measure.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 30, S.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 4 (Evans, Ichiyama, Lowen, Fukumoto).

SCRep. 1780 Judiciary on S.C.R. No. 108

The purpose of this measure is to request that the Chief Election Officer convene an automatic voter registration task force to explore the feasibility of establishing and implementing an automatic voter registration system in Hawaii.

The Office of Elections, Common Cause Hawaii, League of Women Voters of Hawaii, the Kapuna Caucus of the Democratic Party of Hawaii, and numerous individuals testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 108, S.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 5 (Morikawa, Nishimoto, Oshiro, McDermott, Thielen).

SCRep. 1781 Veterans, Military, & International Affairs, & Culture and the Arts on S.C.R. No. 141

The purpose of this measure is to recognize and celebrate Hawaii's ethnic diversity and rich multicultural heritage by establishing within the State Foundation on Culture and the Arts a task force to plan and coordinate the celebration of the 150th anniversary of the arrival of the first Japanese immigrants to Hawaii.

The State Foundation on Culture and the Arts and a concerned individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 141 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 3 (Tokioka, Woodson, Ward).

SCRep. 1782 Energy & Environmental Protection on S.C.R. No. 121

The purpose of this measure is to urge the significant growth, development, intensification, and expansion of agriculture to incorporate dedicated food and biofuel feedstock growth to achieve the goals of food and fuel sustainability and security through a Hawaii Green Fuels Initiative.

The College of Tropical Agriculture and Human Resources of the University of Hawaii at Manoa, Clean Energy Solutions, The Maritime Group, LLC, IMUAlliance, EcoTipping Points Project, and two individuals supported this measure. The Department of Agriculture supported the intent of this measure.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 121 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Cullen, Ichiyama, Fukumoto).

SCRep. 1783 Housing on S.C.R. No. 143

The purpose of this measure is to urge the Hawaii Housing Finance and Development Corporation (HHFDC) to:

- (1) Work with housing stakeholders and other state and county agencies to evaluate and update its policies and procedures with respect to its administration of the Rental Housing Revolving Fund Program; and
- (2) Reinstate its Predevelopment Loan Program, subject to the availability of funds.

An individual testified in support of this measure. HHFDC and the Land Use Research Foundation of Hawaii testified in support of the intent of this measure.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 143 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Hashem, San Buenaventura).

SCRep. 1784 Housing/Water & Land on S.C.R. No. 145

The purpose of this measure is to request:

- (1) The Hawaii Housing Finance and Development Corporation (HHFDC) to develop a collaborative plan to best leverage the various affordable housing funds of the State and each county to build affordable housing projects; work with the appropriate government agencies to identify and fund the infrastructure improvements needed for the construction of affordable housing projects; and examine the potential of a unified affordable housing approval process; and
- (2) HHFDC, the Department of Accounting and General Services, and the County of Maui to work together to explore the feasibility of transferring a parcel of land at 153 West Kaahumanu Avenue in Kahului, Tax Map Key No. 370040030000, to HHFDC to develop a mixed-use rental housing project.

Two individuals testified in support of this measure. HHFDC testified in support of the intent of this measure.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 145, S.D. 1, and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 6. Noes, none. Excused, 1 (Hashem).
Water & Land: Ayes, 7. Noes, none. Excused, 2 (Ichiyama, Fukumoto).

SCRep. 1785 Health/Human Services on S.C.R. No. 136

The purpose of this measure is to encourage state agencies that educate and provide services to Hawaii's children to incorporate research and evidence-based strategies to address adverse childhood experience into their work with children who have experienced trauma.

Your Committees received testimony in support of this measure from the Department of Health, Stop Abuse Campaign, Blueprint for Change, Mental Health America of Hawaii, IMUAlliance, and several individuals. The Department of Education submitted comments.

As affirmed by the records of votes of the members of your Committees on Health and Human Services that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 136, S.D. 1, and recommend that it be referred to your Committees on Education and Judiciary.

Signed by the Chairs on behalf of the Committees.
Health: Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).
Human Services: Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).

SCRep. 1786 Health/Human Services on S.C.R. No. 32

The purpose of this measure is to request that the Department of Health's Office of Language Access and Disability and Communication Access Board convene a working group of agency, provider, and consumer stakeholders to examine issues related to whether and how American Sign Language interpreters and interpreter referral agencies should be regulated by the State.

Your Committees received testimony in support of this measure from Hand Ninjas (ASL Interpreting) and two individuals. The Department of Commerce and Consumer Affairs, Disability and Communication Access Board, and Hawaii Registry of Interpreters for the Deaf submitted comments.

Your Committees have amended this measure by:

- (1) Clarifying that the Legislature requests that the Department of Health, Office of Language Access, and Disability and Communication Access Board jointly convene the working group;
- (2) Amending its title to read "REQUESTING THAT THE DEPARTMENT OF HEALTH, OFFICE OF LANGUAGE ACCESS, AND DISABILITY AND COMMUNICATION ACCESS BOARD JOINTLY CONVENE A WORKING GROUP OF STAKEHOLDERS TO EXAMINE THE NEED FOR POSSIBLE REGULATION AND OVERSIGHT OF AMERICAN SIGN LANGUAGE INTERPRETERS AND AMERICAN SIGN LANGUAGE INTERPRETER REFERRAL AGENCIES IN HAWAII."; and
- (3) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Health and Human Services that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 32, S.D. 1, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as S.C.R. No. 32, S.D. 1, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Health: Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).

Human Services: Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).

SCRep. 1787 Health on S.C.R. No. 105

The purpose of this measure is to take the first steps necessary to ensuring that survivors of traumatic brain injury have access to needed medical care by requesting that the Auditor conduct a sunrise analysis of the proposed requirement that all health insurers, mutual benefit societies, and health maintenance organizations provide coverage for medically necessary cognitive rehabilitation therapy for survivors of traumatic brain injury as contained in Senate Bill No. 225, S.D. 1 (2017).

Your Committee received testimony in support of this measure from the Disability and Communication Access Board, Hawaii Disability Rights Center, and a few individuals.

Your Committee has amended this measure by adding new language to request that the Auditor's sunrise analysis include a determination of whether cognitive rehabilitation therapy is a rehabilitative or habilitative service for which the federal Patient Protection and Affordable Care Act requires insurance coverage as an essential health benefit.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 105, S.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.C.R. No. 105, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).

SCRep. 1788 Health on S.C.R. No. 107

The purpose of this measure is to designate October 13, 2017, as Metastatic Breast Cancer Awareness Day to express the Legislature's support of policies that make diagnosis, treatment, and support resources accessible to all Hawaii residents.

Your Committee received testimony in support of this measure from the American Cancer Society Cancer Action Network, Planned Parenthood Votes Northwest and Hawaii, and an individual.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 107 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).

SCRep. 1789 Health on S.C.R. No. 156

The purpose of this measure is to urge the Department of Health to adopt and implement updates to Hawaii Administrative Rules title 11, chapter 157, "Examination and Immunization," to update standards for vaccinations for children in the State.

Your Committee received testimony in support of this measure from the Hawaii Immunization Coalition, Planned Parenthood Votes Northwest and Hawaii, Hawai'i Pacific Health, and three individuals. Your Committee received testimony in opposition to this measure from two individuals. The Department of Health submitted comments.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 156 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).

SCRep. 1790 Health on S.C.R. No. 157

The purpose of this measure is to request that the Department of Health, Department of Education, Hawaii Association of Independent Schools, and University of Hawaii work collaboratively to provide information to students and parents statewide about all vaccinations recommended for adolescents and young adults, including vaccinations for meningococcal disease and other communicable diseases.

Your Committee received testimony in support of this measure from the Department of Education, University of Hawai'i, Planned Parenthood Votes Northwest and Hawaii, and two individuals. Two individuals submitted testimony in opposition to this measure. The Department of Health and Hawaii Immunization Coalition submitted comments.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 157, S.D. 1, and recommends that it be referred to your Committees on Education and Higher Education.

Signed by the Chair on behalf of the Committee.
Ayes, 4. Noes, none. Excused, 3 (Har, Oshiro, Tupola).

SCRep. 1791 Ocean, Marine Resources, & Hawaiian Affairs/Veterans, Military, & International Affairs, & Culture and the Arts on S.C.R. No. 153

The purpose of this measure is to request the Governor to issue a proclamation to designate June 1, 2018, to June 1, 2019, as the Year of the Hawaiian.

Ho'omana Pono, LLC., and several individuals testified in support of this measure. The Center for Hawaiian Sovereignty Studies testified in opposition to this measure.

Your Committees note that there were concerns raised in the written testimony and at the public hearing that certain groups of Hawaiians might feel excluded by the language of this measure. Accordingly, your Committee has amended this measure by:

- (1) Using broader language to embrace a greater number of Hawaiians; and
- (2) Making technical, nonsubstantive amendments for purposes of style and clarity.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Veterans, Military, & International Affairs, & Culture and the Arts that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 153, S.D. 1, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as S.C.R. No. 153, S.D. 1, H.D. 1.

Signed by the Chairs on behalf of the Committees.
Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.
Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 6. Noes, none. Excused, 2 (Choy, Woodson).

SCRep. 1792 Ocean, Marine Resources, & Hawaiian Affairs/Veterans, Military, & International Affairs, & Culture and the Arts on S.C.R. No. 150

The purpose of this measure is to request:

- (1) The Office of Hawaiian Affairs to convene a study group to recommend to the Legislature an appropriate means to honor Robert William Kalanihiapo Wilcox, Hawaii's first elected delegate to the United States Congress; and
- (2) The study group to submit a report of its recommendations, including proposed legislation, to the Legislature prior to the Regular Session of 2018.

The Office of Hawaiian Affairs, Ho'omana Pono, LLC, and several individuals testified in support of this measure. The Center for Hawaiian Sovereignty Studies opposed this measure.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Veterans, Military, & International Affairs, & Culture and the Arts that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 150, S.D. 1, and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 6. Noes, none. Excused, 1 (LoPresti).

Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 6. Noes, none. Excused, 2 (Choy, Woodson).

SCRep. 1793 Ocean, Marine Resources, & Hawaiian Affairs/Energy & Environmental Protection on S.C.R. No. 96

The purpose of this measure is to request the Department of Land and Natural Resources (DLNR), in collaboration with the National Oceanic and Atmospheric Administration, to explore the possibility of using autonomous unmanned surface vessel technology to detect and clean up ocean debris before it reaches Hawaii's reefs and beaches.

Clear Blue Sea, Inc., Clear Blue Sea Hawaii, and two concerned individuals testified in support of this measure. The DLNR commented on this measure.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Energy & Environmental Protection that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 96, S.D. 1, and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 5. Noes, none. Excused, 2 (DeCoite, Thielen).

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 4 (Evans, Ichiyama, Say, Fukumoto).

SCRep. 1794 Ocean, Marine Resources, & Hawaiian Affairs on S.C.R. No. 7

The purpose of this measure is to urge the Department of Land and Natural Resources (DLNR) to support appropriate development, adoption, and implementation of culturally-grounded, community-driven fishery management proposals, that seek to apply kipuka communities' intimate knowledge of their nearshore waters to steward, restore, and perpetuate their resources, and maintain and protect their cultural traditions and values.

The Office of Hawaiian Affairs, Kua'āina Ulu 'Auamo, and two individuals testified in support of this measure. DLNR commented on this measure. One concerned individual testified in opposition to this measure.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 7 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (DeCoite, Thielen).

SCRep. 1795 Ocean, Marine Resources, & Hawaiian Affairs on S.C.R. No. 41

The purpose of this measure is to authorize the issuance of a term, nonexclusive easement of sixty-five years, commencing on August 10, 1990, covering a portion of state submerged lands, fronting the property identified as tax map key number: (2)3-9-11:7, seaward of lot 7, Waiohuli-Keokea Homesteads and Beach Lots, Waiohuli-Keokea (Kihei) Wailuku, Maui, Hawaii for the maintenance and repair of the existing seawall constructed thereon.

The Department of Land and Natural Resources testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 41 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 3 (DeCoite, Gates, Thielen).

SCRep. 1796 Ocean, Marine Resources, & Hawaiian Affairs on S.C.R. No. 85

The purpose of this measure is to request the Office of Hawaiian Affairs to convene a group of Hawaiian leaders, legal scholars, and Hawaiian community members to review whether the manner of selecting and seating trustees of the Office of Hawaiian Affairs could be improved through an appointment process rather than by election, to consider the appropriate appointing authority, and to consider how to develop a list of the best qualified potential trustees for submittal to the appointing authority.

One individual supported this measure. The Office of Hawaiian Affairs commented on this measure.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 85 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 3 (DeCoite, Gates, Thielen).

SCRep. 1797 Ocean, Marine Resources, & Hawaiian Affairs on S.C.R. No. 88

The purpose of this measure is to urge the United States Army Corps of Engineers and the Department of Land and Natural Resources (DLNR), along with the Department of Health, University of Hawaii System, City and County of Honolulu, and Waianae Coast Comprehensive Health Center, to work

collaboratively to research and develop a plan for increasing water circulation and improving water quality in Pokai Bay on Oahu's Leeward Coast to mitigate environmental and health risks caused by pollution and contaminants in the water.

Three concerned individuals testified in support of this measure. DLNR commented on this measure.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 88, S.D. 2, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 3 (DeCoite, Gates, Thielen).

SCRep. 1798 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on S.C.R. No. 42

The purpose of this measure is to authorize the Board of Land and Natural Resources to issue a term, non-exclusive easement that covers a portion of state submerged lands fronting the property identified as Tax Map Key No. (1) 4-4-018: seaward of 072, Kaneohe, Koolaupoko, Oahu for the maintenance and repair of the existing seawall, boat ramp, and pier, and for the use, repair, and maintenance of the existing improvements constructed upon it pursuant to section 171-53, Hawaii Revised Statutes.

The Department of Land and Natural Resources testified in support of this measure.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Water & Land that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 42 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.

Water & Land: Ayes, 6. Noes, none. Excused, 3 (Cullen, Ichiyama, Fukumoto).

SCRep. 1799 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on S.C.R. No. 43

The purpose of this measure is to authorize the Board of Land and Natural Resources to issue a term, non-exclusive easement for the portion of state submerged lands identified as Tax Map Key: (1) 4-5-058:121, Kaneohe, Koolaupoko, Oahu, for the maintenance and repair of the existing pier, and for use, repair, and maintenance of the existing improvements constructed thereon pursuant to section 171-53, Hawaii Revised Statutes.

The Department of Land and Natural Resources supported this measure.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Water & Land that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 43 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.

Water & Land: Ayes, 6. Noes, none. Excused, 3 (Cullen, Ichiyama, Fukumoto).

SCRep. 1800 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on S.C.R. No. 50

The purpose of this measure is to authorize the Board of Land and Natural Resources to issue a term, non-exclusive easement for the portion of state submerged lands fronting the property identified as Tax Map Key: (1) 3-6-001:036, Waikiki, Honolulu, Oahu, for the maintenance and repair of the existing pier and seawall, and for the use, repair, and maintenance of the existing improvements constructed thereon, pursuant to section 171-53, Hawaii Revised Statutes.

The Department of Land and Natural Resources supported this measure.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Water & Land that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 50, S.D. 1, and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.

Water & Land: Ayes, 6. Noes, none. Excused, 3 (Cullen, Ichiyama, Fukumoto).

SCRep. 1801 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on S.C.R. No. 74

The purpose of this measure is to authorize the Board of Land and Natural Resources to issue a term, non-exclusive easement covering a portion of state submerged lands fronting the property identified as Tax Map Key: (2) 4-6-003: seaward of 007, Lahaina, Maui, for the maintenance and repair of the existing concrete seawall, and for the use, repair, and maintenance of the existing improvements constructed thereon pursuant to section 171-53, Hawaii Revised Statutes.

The Department of Land and Natural Resources supported this measure.

As affirmed by the records of votes of the members of your Committees on Ocean, Marine Resources, & Hawaiian Affairs and Water & Land that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 74, S.D. 1, and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.

Water & Land: Ayes, 6. Noes, none. Excused, 3 (Cullen, Ichiyama, Fukumoto).

SCRep. 1802 Public Safety on S.C.R. No. 126

The purpose of this measure is to improve the State's criminal pretrial justice system by:

- (1) Requesting the Judiciary to convene a Criminal Pretrial Task Force to examine and make recommendations regarding criminal pretrial practices and procedures to maximize public safety, court appearances, and pretrial release; and
- (2) Requesting the Criminal Pretrial Task Force, with the assistance of the Legislative Reference Bureau, to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature prior to the convening of the Regular Session of 2019.

The Judiciary, American Civil Liberties Union of Hawaii, Community Alliance on Prisons, Hoomana Pono, LLC, and a concerned individual supported this measure. The Department of Public Safety, Crime Victim Compensation Commission, Office of Hawaiian Affairs, and Legislative Reference Bureau offered comments.

Your Committee has amended this measure by removing the Legislative Reference Bureau from the Criminal Pretrial Task Force Membership.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 126, S.D. 1, as amended herein, and recommends that it be referred to your Committee on Judiciary in the form attached hereto as S.C.R. No. 126, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 3 (Creagan, DeCoite, Thielen).

SCRep. 1803 Public Safety on S.C.R. No. 169

The purpose of this measure, as received by your Committee, is to request the final report of the task force established pursuant to House Concurrent Resolution No. 85, H.D. 2, S.D. 1, of the Regular Session of 2016, to also identify sites of ten acres or less to reflect the concept that modern correctional facilities can be developed vertically.

For purposes of a public hearing on this measure, your Committee circulated a Proposed S.C.R. No. 169 S.D. 1, H.D. 1 (Proposed Draft), and notified the public that it would be accepting testimony on the Proposed Draft, that:

- (1) Requests the Department of Defense, with assistance from relevant stakeholders, to modernize its disaster preparedness plans;
- (2) Requests the State to update its fallout shelter plans in case of a nuclear disaster by:
 - (A) Identifying the locations of usable fallout shelters;
 - (B) Upgrading outdated fallout shelters; and
 - (C) Updating fallout signage and markings, restocking fallout shelter provisions, and conducting public awareness campaigns to ready the public for a nuclear disaster;
- (3) Requests the State to include in its proposed Aloha Stadium redevelopment plans a reinforced stadium parking lot that may serve as an emergency backup harbor yard that is accessible by tractor trailers, and capable of holding shipping containers, withstanding heavy machinery, and accommodating harbor employees; and
- (4) Requests the Department of Defense, with assistance from relevant stakeholders, to report its findings and recommendations on modernizing the State's disaster resilience plan, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2018.

Your Committee received testimony from the following organizations and individuals on S.C.R. No. 169 S.D.1, as introduced, and on the Proposed Draft:

S.C.R. No. 169 S.D. 1: Hoomana Pono, LLC, and the Domestic Violence Action Center supported this measure. The Department of Public Safety, Community Alliance on Prisons, IMUAlliance, and Launani Valley Community Association offered comments.

Proposed Draft: Department of Defense, Hawaii Emergency Management Agency, and Hawaii State Fusion Center supported this measure.

Your Committee considered the merits of both S.C.R. No. 169, S.D. 1, as received by your Committee, and the Proposed Draft, and upon careful consideration, adopted the Proposed Draft with the following amendments:

- (1) Identifying an alternate long-term port, possibly on a neighbor island, to be used as an emergency backup port;

- (2) Expressing concern regarding electromagnetic pulses radiating from a nuclear disaster;
- (3) Changing the reference to "harbor yard" to "container lay down area";
- (4) Requesting that additional power generators be installed at Aloha Stadium to power refrigerated shipping containers and emergency equipment; and
- (5) Adding the United States Secretary of Homeland Security, Commander of the United States Pacific Command, Hawaii Fusion Center coordinator, and Hawaii Emergency Management Agency administrator and executive officer to the list of recipients to receive certified copies of the Concurrent Resolution.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 169, S.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.C.R. No. 169, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1804 Labor & Public Employment on S.C.R. No. 59

The purpose of this measure is to:

- (1) Urge state departments and agencies, including the Department of Transportation, Department of Accounting and General Services, Department of Education, and University of Hawaii System, to duly consider women-, veteran-, and Native Hawaiian-owned businesses when awarding state contracts; and
- (2) Request the Department of Transportation, Department of Accounting and General Services, Department of Education, and University of Hawaii System to submit to the Legislature, no later than October 1, 2017, a list of state contracts under their department or agency awarded to women-, veteran-, and Native Hawaiian-owned businesses in the last two years.

The State Procurement Office, State Office of Veterans Services, Department of Transportation, Office of Hawaiian Affairs, IMUAlliance, Hawaii Women's Coalition, and one individual testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 59, S.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 1 (Nakashima).

SCRep. 1805 Judiciary on H.R. No. 42

The purpose of this measure is to request that the Department of Agriculture examine woofing in Hawaii, review relevant Hawaii labor laws, and make recommendations.

The Hawaii Farm Bureau and numerous individuals testified in support of this measure. The Hawaii Department of Agriculture provided comments.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 42, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 5 (Morikawa, Nishimoto, Oshiro, McDermott, Thielen).

SCRep. 1806 Finance on S.C.R. No. 145

The purpose of this measure is to request the development of a collaborative plan to best leverage State and County funds to build affordable housing projects and an exploration of the feasibility of transferring a parcel of land in Kahului, Maui, to the Hawaii Housing Finance and Development Corporation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 145, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1807 Finance on S.C.R. No. 143

The purpose of this measure is to urge the Hawaii Housing Finance and Development Corporation to work with housing stakeholders and other State and County agencies to evaluate and update the rental housing revolving fund program's policies and procedures and reinstate the predevelopment loan program.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 143 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1808 Finance on S.C.R. No. 30

The purpose of this measure is to approve action taken by the Board of Land and Natural Resources on a land exchange.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 30, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1809 Finance on S.C.R. No. 41

The purpose of this measure is to authorize the issuance of a sixty-five year term, non-exclusive easement for repair and maintenance of the existing seawall seaward of and fronting tax map key number: (2) 3-9-11:7; Waiohulu-Keokea Homesteads and beach lots, Waiohulu-Keokea (Kihei), Wailuku, Maui, Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 41 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1810 Finance on S.C.R. No. 42

The purpose of this measure is to authorize the issuance of a term, non-exclusive easement covering a portion of state submerged lands at Kaneohe, Koolaupoko, Oahu, for the maintenance and repair of the existing seawall, boat ramp, and pier, and for use, repair, and maintenance of the existing improvements constructed thereon.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 42 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1811 Finance on S.C.R. No. 43

The purpose of this measure is to authorize the issuance of a term, non-exclusive easement covering a portion of state submerged lands at Kaneohe, Koolaupoko, Oahu, for the maintenance and repair of the existing pier, and for the use, repair, and maintenance of the existing improvements constructed thereon.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 43 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1812 Finance on S.C.R. No. 74

The purpose of this measure is to authorize the issuances of a term, non-exclusive easement covering a portion of state submerged lands at Lahaina, Maui, for the maintenance and repair of the existing concrete seawall, and for the use, repair, and maintenance of the existing improvements constructed thereon.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 74, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1813 Finance on S.C.R. No. 121

The purpose of this measure is to urge the development of a Hawaii Green Fuels Initiative to coincide with increased local food production.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 121 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1814 Finance on S.C.R. No. 141

The purpose of this measure is to establish a task force to plan and coordinate the celebration of the one hundred fiftieth anniversary of the first arrival of Japanese emigrants to Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 141 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1815 Finance on S.C.R. No. 150

The purpose of this measure is to request the Office of Hawaiian Affairs to convene a study group to make recommendations to the Legislature on an appropriate means to honor Robert William Kalanihiapo Wilcox, Hawaii's first elected delegate to the United States Congress.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 150, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1816 Finance on S.C.R. No. 153

The purpose of this measure is to request the Governor to issue a proclamation to designate 2018 as the Year of the Hawaiian to celebrate the achievements of Native Hawaiians

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 153, S.D. 1, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1817 Finance on S.C.R. No. 59

The purpose of this measure is to urge all State departments and agencies to duly consider women-, veteran-, and Native Hawaiian-owned businesses when awarding state contracts, and requesting all state departments and agencies to submit to the Legislature a list of State contracts awarded in the last two years to women-, veteran-, and Native Hawaiian-owned businesses.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 59, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1818 Finance on S.C.R. No. 32

The purpose of this measure is to request that the Department of Health, Office of Language Access, and Disability and Communication Access Board jointly convene a working group of stakeholders to examine the need for possible regulation and oversight of American Sign Language interpreters and American Sign Language interpreter referral agencies in Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 32, S.D. 1, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1819 Finance on S.C.R. No. 77

The purpose of this measure is to request the establishment of a bona fide agricultural producer task force to create a definition for the term "bona fide agricultural producer.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 77, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1820 Finance on S.C.R. No. 105

The purpose of this measure is to request the Auditor to assess the social and financial effects of requiring health insurers, mutual benefit societies, and health maintenance organizations to provide coverage for medically necessary cognitive rehabilitation therapy for survivors of traumatic brain injury.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 105, S.D. 1, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1821 Finance on S.C.R. No. 107

The purpose of this measure is to designate October 13, 2017, as Metastatic Breast Cancer Awareness Day.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 107 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1822 Finance on S.C.R. No. 169

The purpose of this measure is to request the State to modernize its disaster preparedness plans.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 169, S.D. 1, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15; Ayes with Reservations (Tokioka). Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1823 Finance on S.C.R. No. 19

The purpose of this measure is to approve the sale of the leased fee interest in 41-259 Inoaole Street, Waimanalo, Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 19 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1824 Finance on S.C.R. No. 20

The purpose of this measure is to approve the sale of the leased fee interest in 41-648 Inoaole Street, Waimanalo, Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 20 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1825 Finance on S.C.R. No. 21

The purpose of this measure is to approve the sale of the leased fee interest in 41-652 Inoaole Street, Waimanalo, Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 21 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1826 Finance on S.C.R. No. 22

The purpose of this measure is to approve the sale of the leased fee interest in 41-659 Inoaole Street, Waimanalo, Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 22 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1827 Finance on S.C.R. No. 23

The purpose of this measure is to approve the sale of the leased fee interest in 41-1362 Waikaloa Street, Waimanalo, Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 23 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1828 Finance on S.C.R. No. 24

The purpose of this measure is to approve the sale of the leased fee interest in 95-029 Kuahelani Avenue, No. 128, Mililani, Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 24 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1829 Finance on S.C.R. No. 25

The purpose of this measure is to approve the sale of the leased fee interest in 94-946 Meheula Parkway, No. 264, Mililani, Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 25 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1830 Finance on S.C.R. No. 26

The purpose of this measure is to approve the sale of the leased fee interest in 94-946 Meheula Parkway, No. 363, Mililani, Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 26 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1831 Finance on S.C.R. No. 27

The purpose of this measure is to approve the sale of the leased fee interest in 94-950 Meheula Parkway, No. 367, Mililani, Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 27 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1832 Finance on S.C.R. No. 28

The purpose of this measure is to approve the sale of the leased fee interest in 47-394 Keohapa Place, Kaneohe, Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 28 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 2 (DeCoite, Quinlan).

SCRep. 1833 Veterans, Military, & International Affairs, & Culture and the Arts on S.C.R. No. 78

The purpose of this measure, as received by your Committee, is to recognize April 15 through April 22, 2018, as Volunteer Week in the State of Hawaii, in conjunction with the observance of National Volunteer Week.

Prior to the public hearing, a Proposed Draft was circulated for public review and comment. The Proposed Draft deleted the substance of the original measure and inserted provisions that:

- (1) Endorse the participation of Taiwan as an observer in the United Nations Framework Convention on Climate Change, International Civil Aviation Organization, World Health Organization, and International Criminal Police Organization; and
- (2) Support the 24th anniversary of sister-state relations between the State of Hawaii and Taiwan Province of the Republic of China.

In addition, the Proposed Draft amended the measure's title to read as follows: "ENDORISING TAIWAN'S PARTICIPATION AS AN OBSERVER IN THE UNITED NATIONS FRAMEWORK CONVENTION ON CLIMATE CHANGE, INTERNATIONAL CIVIL AVIATION ORGANIZATION, WORLD HEALTH ORGANIZATION, AND INTERNATIONAL CRIMINAL POLICE ORGANIZATION AND SUPPORTING THE 24TH ANNIVERSARY OF SISTER-STATE RELATIONS BETWEEN HAWAII AND TAIWAN."

The Department of Business, Economic Development, and Tourism and several concerned individuals supported the Proposed Draft.

Your Committee has amended this measure by adopting the Proposed Draft.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 78, S.D. 1, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 78, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 3 (Ito, Ohno, Woodson).

SCRep. 1834 Higher Education on S.C.R. No. 162

The purpose of this measure is to support and encourage debating events in Hawaii for high school and college students.

Specifically, this measure requests:

- (1) The Department of Education to coordinate with educational organizations and universities and colleges in Hawaii and partner with debate and speech organizations and the House of Representatives Committee on Legislative Management in organizing events for high school and college students to engage in the debate of current issues affecting Hawaii and the nation;
- (2) The House of Representatives Committee on Legislative Management to select a panel comprised of legislators, legislative aides, or community leaders to provide debate topics and before whom debates will take place; and
- (3) Debates be held at the Hawaii State Capitol pursuant to the rules of the Legislature.

Several concerned individuals supported this measure. The University of Hawaii, Department of Education, and a concerned individual submitted comments.

Your Committee has amended this measure by:

- (1) Encouraging the Department of Education, in partnership with Debate Hawaii and the Hawaii Speech League, to work with the Committee on Legislative Management of the House of Representatives to promote debating events on state and national issues for Hawaii high school and university students;
- (2) Deleting the specific examples of issues covered by public debates at the Hawaii State Capitol sponsored by Debate Hawaii;
- (3) Providing that organizations should promote more debate events as resources allow; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 162, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 162, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 3 (Har, Ing, Ohno).

Conf. Com. Rep. 1 on S.B. No. 715

The purpose of this measure is to add the Executive Director of the Hawaii Community Development Authority and the Executive Director of the Hawaii Public Housing Authority to the Special Action Team on Affordable Rental Housing.

Your Committee on Conference finds that the Hawaii Community Development Authority has jurisdiction over areas conducive to the development of affordable rental housing, and the Hawaii Public Housing Authority provides affordable rental housing for low-income families and individuals. Because of the subject matter and mission of the respective agencies, your Committee on Conference further finds that the addition of the Executive Director of the Hawaii Community Development Authority and the Executive Director of the Hawaii Public Housing Authority would be valuable to the Special Action Team on Affordable Rental Housing.

Your Committee on Conference has amended this measure by changing the effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 715, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 715, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Brower, Yamane, Luke and McDermott.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Espero, Galuteria and Harimoto.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 2 on S.B. No. 194

The purpose of this measure is to authorize the Department of Health and Department of Education to accept the results of any tuberculosis blood test approved by the Food and Drug Administration and recommended by the Centers for Disease Control and Prevention for purposes of a certificate of tuberculosis examination and clearance to attend public school.

Your Committee on Conference finds that tuberculosis testing is a requirement for many people in the State, including children entering school, school personnel, personnel working with high risk populations, and students enrolling in higher education programs. The skin reaction tuberculosis test currently used by the Department of Health requires two visits to the doctor or medical practitioner administering the test, and can cause complications in some patients. Your Committee on Conference further finds that other tests that are approved by the Food and Drug Administration and recommended by the Centers for Disease Control and Prevention exist with fewer risks of complication.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that its intent is to not change current requirements or procedures regarding the use of chest x-rays; and
- (2) Changing the effective date to upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 194, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 194, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Hashem, Har and Tupola.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Har).

Senators Kidani, Baker and K. Kahele.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (K. Kahele).

Conf. Com. Rep. 3 on H.B. No. 832

The purpose of this measure is to:

- (1) Clarify that a violation of the records, mediation, and arbitration requirements of sections 514B-154, 514B-161, and 514B-162, Hawaii Revised Statutes, by a condominium board of directors or its officers or members is a violation of fiduciary duty, but provides a safe harbor provision for a board member who votes for compliance or rescinds or withdraws the violating conduct;
- (2) Balance the right of association members to speak and participate in deliberations and discussions of a board, while ensuring that a board is able to complete its agenda in a timely manner;
- (3) Require the notice for board meetings to include a list of items expected to be on the meeting agenda; and

- (4) Require unapproved final drafts of the minutes of a board meeting to be available within 14 days after the meeting.

Your Committee on Conference has amended this measure by:

- (1) Stipulating that a violation of the mediation and arbitration requirements of sections 514B-161 and 514B-162, Hawaii Revised Statutes, by a condominium board of directors or its officers or members may constitute a violation of fiduciary duty;
- (2) Lengthening the timeframe within which unapproved final drafts of the minutes of a board meeting shall be made available from 14 to 30 days after the meeting;
- (3) Changing its effective date to July 1, 2017; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 832, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 832, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, Todd and Ward.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Baker, Ihara and Kidani.
Managers on the part of the Senate.
Ayes, 2; Ayes with Reservations (Ihara). Noes, none. Excused, 1 (Kidani).

Conf. Com. Rep. 4 on S.B. No. 514

The purpose of this measure is to:

- (1) Authorize pharmacists to administer the human papillomavirus, Tdap (tetanus, diphtheria, pertussis), meningococcal, and influenza vaccines to persons between eleven and seventeen years of age; and
- (2) Specify the requirements pharmacists must meet prior to administering the human papillomavirus, Tdap (tetanus, diphtheria, pertussis), meningococcal, and influenza vaccines.

Your Committee on Conference finds that the human papillomavirus is a very common virus, which is associated with multiple cancers, including anogenital cancer, oropharyngeal cancer, and genital warts. The Centers for Disease Control and Prevention and the American College of Obstetricians and Gynecologists recommend routine vaccination with the human papillomavirus vaccine for preteen boys and girls so they are protected prior to any exposure to the virus. However, recent data released by the Centers for Disease Control and Prevention shows that human papillomavirus vaccination rates trail behind other teen vaccines, in part because the two-part vaccination requires a booster to complete the vaccination series. Your Committee on Conference further finds that in addition to the human papillomavirus vaccine, three other vaccines, including the Tdap (tetanus, diphtheria, pertussis), meningococcal, and influenza vaccines, make up what is known as the "Adolescent Platform", a series of shots recommended for adolescents between the ages of eleven and twelve.

This measure enables pharmacists to administer the human papillomavirus, Tdap (tetanus, diphtheria, pertussis), meningococcal, and influenza vaccines to persons between eleven and seventeen years of age, which will expand access to these important vaccines and help reduce the incidence of infectious disease, including human papillomavirus and its associated risk of cancers.

Your Committee on Conference has amended this measure by changing its effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 514, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 514, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Takumi, Har and Thielen.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Har).

Senators Baker, Ihara and Kidani.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Ihara).

Conf. Com. Rep. 5 on S.B. No. 609

The purpose of this measure is to require that peer reviews performed on public accounting firms are performed in accordance with the entirety of the Statements on Standards for Attestation Engagements adopted by the American Institute of Certified Public Accountants (AICPA).

Your Committee on Conference finds that the Board of Public Accountancy's Peer Review Program encompasses the framework and implementation guidelines of the peer review program of the AICPA. The Board has adopted the Statements on Standards for Attestation Engagements of the AICPA (AICPA Standards) as the benchmark for the evaluation and peer review of the provision of attestation services by Certified Public Accountants and Certified Public Accountant firms and requires all licensees under its jurisdiction to adhere to these AICPA Standards when performing engagements that require the provision of attestation services.

This measure deletes the specific reference to AT section 201 of the AICPA Standards to instead require that peer review procedures be subject to all of the AICPA Standards, which will enable the Board to make references to the pertinent sections of the AICPA Standards as needed.

Your Committee on Conference has amended this measure by changing its effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 609, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 609, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ohno, Takumi, Choy and Ward.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Choy).

Senators Baker, S. Chang and Ihara.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Ihara).

Conf. Com. Rep. 6 on S.B. No. 952

The purpose of this measure is to:

- (1) Provide the Insurance Commissioner with express prior approval authority over long-term care insurance rates; and
- (2) Make housekeeping amendments.

Your Committee on Conference finds that this measure clarifies that the Insurance Commissioner has express prior approval authority over long-term care insurance rates. This measure continues to ensure that consumers are not being charged excessive rates for long-term care insurance, while also maintaining a fair marketplace for insurers.

Your Committee on Conference has amended this measure by changing its effective date to January 1, 2018.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 952, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 952, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, Cullen and Ward.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (Ward).

Senators Baker, Espero and Ihara.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Espero).

Conf. Com. Rep. 7 on S.B. No. 1171

The purpose of this measure is to identify the circumstances in which the State has a compelling interest in the use and disclosure of de-identified protected health information under the Health Care Privacy Harmonization Act.

Your Committee on Conference finds that there are situations in which the State has a compelling interest in the use and disclosure of de-identified protected health information. Your Committee on Conference further finds that a compelling interest may arise for the use of de-identified protected health information in the areas of medical and economic research, patient protection, public safety, and the proper operation of medical and healthcare facilities.

Your Committee on Conference has amended this measure by inserting an effective date of July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1171, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1171, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, San Buenaventura and Tupola.

Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Baker, Keith-Agaran and Nishihara.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Nishihara).

Conf. Com. Rep. 8 on S.B. No. 1227

The purpose of this measure is to extend the repeal date, from 2017 until 2022, for the affirmation requirement and form that is filed by an attorney on behalf of a mortgagee who is seeking to foreclose on a residential property under a judicial foreclosure action.

Your Committee on Conference finds that, during the height of the foreclosure crisis, numerous distressed homeowners reported to government authorities, including the Office of Consumer Protection and the Hawaii Department of the Attorney General, that their financial institutions were initiating foreclosure actions without a sufficient basis. Among the more egregious claims were reports that financial institutions were engaging in robo-signing, in which banks supported foreclosure actions through the use of false affidavits signed by bank employees. In response, the Legislature enacted Act 182, Session Laws of Hawaii 2012, which, among other things, requires a foreclosing party's attorney to affirm that the attorney has personally reviewed the documents and records associated with a foreclosure action, confirm the factual accuracy of the complaint allegations, and state that the attorney does not believe there are any false statements of fact or law and that the plaintiff has legal standing to bring the foreclosure action.

Your Committee on Conference further finds that although the frequency of robo-signing appears to have recently diminished, making permanent certain statutory safeguards, such as the attorney affirmation, will help deter such conduct from reoccurring in Hawaii.

Your Committee on Conference has amended this measure by:

- (1) Making permanent the affirmation requirement and form that is filed by an attorney on behalf of a mortgagee who is seeking to foreclose on a residential property under a judicial foreclosure action, rather than extending the repeal date for the attorney's affirmation requirement from 2017 to 2022;
- (2) Repealing the affirmation requirement of an attorney who files a complaint in a mortgage foreclosure action that would have taken effect on July 1, 2017;
- (3) Changing its effective date to June 30, 2017; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1227, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1227, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, San Buenaventura and Ward.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Baker, Keith-Agaran and Ruderman.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 9 on H.B. No. 192

The purpose of this measure is to:

- (1) Expand the definition of "association" under the Planned Community Associations law to include homeowners' associations; and
- (2) Clarify that, if a proxy is a standard proxy form authorized by an association, and the proxy is returned with no quorum or proxy designation box checked or more than one quorum or proxy designation box checked, the proxy shall be counted for quorum purposes only.

Your Committee on Conference has amended this measure by changing its effective date from July 1, 2112, to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 192, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 192, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, Ohno, San Buenaventura and Ward.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Ward).

Senators Baker, Kidani and Ruderman.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Kidani).

Conf. Com. Rep. 10 on H.B. No. 1498

The purpose of this measure is to:

- (1) Require a copy of any contract, written job description, and compensation between a condominium association and a person or entity retained by the association to manage the operation of the property to be made available to any unit owner while permitting certain personal information to be redacted from the contract copy;
- (2) Clarify that the removal or replacement of a director elected by a class of unit owners shall be by a majority of only the members of that class;
- (3) Specify that for an election in a mixed-use condominium project where directors are elected by different classes of owners, an association is permitted to cast a vote or votes allocated to any nonresidential unit owned by the association where those eligible to vote in the election are limited to owners of one or more nonresidential units, including the nonresidential unit owned by the association; and
- (4) Prohibit tenants from serving as board members of a condominium association.

Your Committee on Conference has amended this measure by:

- (1) Inserting a definition of "tenant" in Part III as that term is used with regard to service on a board of a condominium association; and
- (2) Changing its effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1498, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1498, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, San Buenaventura and Ward.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Baker, Ihara and Kidani.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Kidani).

Conf. Com. Rep. 11 on H.B. No. 1501

The purpose of this bill is to prevent nonviolent individuals from becoming involved with the criminal justice system, eliminate many collateral consequences that stem from drug paraphernalia arrests, and provide for the reinvestment of money into community needs, such as drug treatment programs, by reclassifying drug paraphernalia possession and delivery offenses from felonies to violations subject to a civil fine of no more than \$500.

Your Committee on Conference has amended this bill by changing its effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1501, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1501, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takayama, San Buenaventura, Creagan and Thielen.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Thielen).

Senators Keith-Agaran, English and K. Rhoads.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (English).

Conf. Com. Rep. 12 on S.B. No. 773

The purpose of this measure is to:

- (1) Establish the industrial hemp special fund to be expended by the Department of Agriculture to carry out the purposes of the industrial hemp pilot program;

- (2) Allow applicants to the industrial hemp pilot program to apply for a license at any time during the year in which the applicant plans to grow industrial hemp;
- (3) Require each county to recognize the cultivation of industrial hemp for the purposes of the pilot program as an agricultural product, use, and activity;
- (4) Specify that any agricultural land used for cultivation of industrial hemp for the purposes of the pilot program shall qualify for the minimum dedication period and be assessed at the lowest percentage of fair market value;
- (5) Limit the cultivation of industrial hemp to licensed owners, lessees, or occupiers of lands within the state agricultural land use district; and
- (6) Amend the physical facility requirements for pilot program licensees and repeal the requirement for a movement permit to transport plants or plant material.

Your Committee on Conference finds that Act 228, Session Laws of Hawaii 2016, established the industrial hemp pilot program to allow the cultivation of industrial hemp and distribution of its seed in Hawaii through limited activities by licensee-agents of the Board of Agriculture for purposes of agricultural or academic research. To ensure successful implementation, further amendments to state law need to be made.

Your Committee on Conference has amended this measure by:

- (1) Deleting language that would have established the industrial hemp special fund to be expended by the Department of Agriculture to carry out the purposes of the industrial hemp pilot program;
- (2) Deleting the general fund appropriation for positions within the Department of Agriculture and program operations for the industrial hemp pilot program, because this appropriation is included in H.B. 100, H.D. 1, S.D. 1, C.D. 1, Regular Session of 2017, the General Appropriations Act of 2017;
- (3) Making it effective upon its approval; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 773, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 773, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Creagan, Nakashima, Cullen, Ing and Thielen.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, 1 (Ing).

Senators Gabbard, Nishihara and Shimabukuro.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 13 on S.B. No. 1073

The purpose of this measure is to appropriate funds to the State Foundation on Culture and the Arts to support the artist fellowship program which awards fellowships to promising artists.

Your Committee on Conference finds that the artist fellowship program provides one-time fellowships to local individuals in the areas of visual and performing arts. The fellowships create recognition and financial support for the artists. Your Committee on Conference further finds that the artist fellowship program contributes greatly to Hawaii's rich cultural landscape.

Your Committee on Conference has amended this measure by:

- (1) Changing the source of the appropriation from the general revenues of the State of Hawaii to the works of art special fund established by section 103-8.5, Hawaii Revised Statutes; and
- (2) Inserting an appropriation amount of \$200,000 for fiscal year 2017-2018 for the State Foundation on Culture and the Arts artist fellowship program.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1073, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1073, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ito, Tokioka and McDermott.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Taniguchi, Harimoto and S. Chang.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 14 on S.B. No. 1074

The purpose of this measure is to appropriate funds to the State Foundation on Culture and the Arts to plan and coordinate the celebration of the fiftieth anniversary of the Hawaii State Capitol.

Your Committee on Conference finds that the task force to plan and coordinate the celebration of the fiftieth anniversary of the Hawaii State Capitol was established in 2016 for the purpose of planning activities and events for the celebration. The current Hawaii State Capitol located at 415 South Beretania Street, was dedicated on March 15, 1969. As such, the festivities will take place from March 15, 2018, through March 15, 2019. Your Committee on Conference further finds that the funds appropriated will help the task force to coordinate and oversee the celebration.

Your Committee on Conference has amended this measure by:

- (1) Changing the source of the appropriation from the general revenues of the State of Hawaii to the works of art special fund established by section 103-8.5, Hawaii Revised Statutes; and
- (2) Inserting an appropriation amount of \$100,000 for fiscal year 2017-2018 for the State Foundation on Culture and the Arts to help plan and coordinate the celebration of the fiftieth anniversary of the Hawaii State Capitol.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1074, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1074, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ito, Tokioka and McDermott.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Taniguchi, Harimoto and Ihara.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 15 on S.B. No. 584

The purpose of this measure is to allow an extended or hanai family member to act as a co-mortgagor in assisting a qualified resident in securing a mortgage to purchase a dwelling unit from the Hawaii Housing Finance and Development Corporation.

Your Committee on Conference finds that the Hawaii Housing Finance and Development Corporation is tasked with developing and financing low- and moderate-income housing projects and administering homeownership programs, including the provision of mortgages for affordable housing units to qualified residents. Some affordable units may still be unaffordable to first-time buyers without financial assistance from family. For residents of Hawaii, "family" frequently extends to cousins, uncles, aunts, step-parents, and "hanai" family members who may not fall within the definition of "family" used by the Hawaii Housing Finance and Development Corporation, but who may still have the financial capacity and willingness to assist buyers with the down payment or qualification for a mortgage. By allowing extended or hanai family members to act as a co-mortgagor assisting a qualified resident in securing a mortgage to purchase a dwelling unit, more of the State's residents may qualify to purchase affordable housing.

Your Committee on Conference has amended this measure by changing the effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 584, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 584, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Brower, Takumi and McDermott.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Espero, Baker and Harimoto.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 16 on S.B. No. 376

The purpose of this measure is to repeal chapter 269, part VIII, Hawaii Revised Statutes, relating to the interisland transmission system.

Your Committee on Conference finds that in 2012, the Legislature established a regulatory structure under which interisland undersea transmission cables could be developed, financed, and constructed. However, the current priorities of the Legislature and the electric utility companies do not include an interisland transmission system. Your Committee on Conference acknowledges that there is an existing regulatory proceeding regarding the issue that is intended to solicit information and evaluate whether an undersea transmission cable may be in the public interest. Nevertheless, your Committee on Conference finds that it is more appropriate to remove references to the interisland transmission system from state law until an agreement on such a system can be reached.

Your Committee on Conference has amended this measure by:

- (1) Making a conforming amendment to remove a reference to cable surcharges from section 23-74, Hawaii Revised Statutes;
- (2) Making it effective upon its approval; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 376, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 376, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lee, Takumi, Quinlan, Say and Tupola.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Baker, Inouye and S. Chang.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 17 on S.B. No. 984

The purpose of this measure is to amend the definition of "physician" under the workers' compensation law to include an advanced practice registered nurse.

Your Committee on Conference finds that section 323-3, Hawaii Revised Statutes, requires each hospital within the State to allow advanced practice registered nurses to practice within the full scope of their practice, including as primary care providers. Your Committee on Conference also finds that advanced practice registered nurses are recognized as participating primary health care providers for insurance purposes under the State's insurance code. However, Hawaii's workers' compensation law omits advanced practice registered nurses from the definition of physician. Amending this definition is necessary to authorize increased participation by advanced practice registered nurses and recognize appropriately trained advanced practice registered nurses as primary care providers under workers' compensation to enable improved access to health care services, expedite the processing of paperwork, and provide optimal care at the initial point of access for injured workers, especially in rural and underserved areas.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 984, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 984, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Holt, Takumi, Yamashita and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Keith-Agaran, Baker and K. Rhoads.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 18 on S.B. No. 724

The purpose of this measure is to require the Department of Budget and Finance to report certain data on non-discretionary costs.

Specifically, this measure requires the Department of Budget and Finance to annually report information and financial ratios based upon the following non-discretionary general fund costs:

- (1) Debt service payments for general obligation bonds;
- (2) Medicaid service costs; and
- (3) Employer contributions for pension, retirement, and health benefits for state employees and retirees.

Your Committee on Conference finds that requiring the Department of Budget and Finance to submit a one-time report prior to the 2019 Regular Session would assist the Legislature in monitoring future financial liabilities for the 2018-2019 and 2019-2020 fiscal years and determining whether additional reports would provide meaningful information for future state budgets.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Replacing the annual report with a one-time report, to be submitted prior to the 2019 Regular Session, on the various non-discretionary costs and related ratios for the 2018-2019 and 2019-2020 fiscal years;
- (2) Setting forth the reporting requirements within the Session Laws of Hawaii rather than within the Hawaii Revised Statutes;
- (3) Requiring the Department of Budget and Finance to issue a recommendation on whether the information required by this Act should be provided annually; and
- (4) Changing the effective date to July 1, 2018.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 724, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 724, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Cullen and Tupola.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (Tupola).

Senators Tokuda, Dela Cruz and English.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 19 on S.B. No. 941

The purpose and intent of this measure is to expressly allow Automated Clearing House transactions that debit state treasury bank accounts, if authorized by the Director of Finance.

Your Committee on Conference finds that specifically including Automated Clearing House transactions as electronic funds transfers for the purpose of debiting state treasury bank accounts in financial institutions will increase the efficiency of state agencies in making bank deposits.

Your Committee on Conference has amended this measure by changing the effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 941, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 941, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Cullen and Tupola.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (Tupola).

Senators Tokuda, English and Galuteria.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 20 on H.B. No. 89

The purpose of this measure is to preserve access to health care for Medicaid recipients by:

- (1) Extending the Hospital Sustainability Program for two years and updating statutory references accordingly;
- (2) Clarifying that the rate of the outpatient hospital sustainability fee shall not exceed three percent of net outpatient hospital service revenue;
- (3) Allowing the Department of Human Services (DHS) to exclude any facility from the hospital sustainability fee on outpatient care services if its exclusion is required to meet federal standards of approval; and
- (4) Appropriating funds out of the Hospital Sustainability Program Special Fund for Fiscal Year 2017-2018 and Fiscal Year 2018-2019.

Your Committee on Conference has amended this measure by:

- (1) Increasing the maximum rate of inpatient and outpatient hospital sustainability fees to three and one-half percent; and

- (2) Changing the appropriation amount from \$65,000,000 to \$70,000,000.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 89, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 89, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Morikawa, Belatti, Gates and Tupola.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Green, Baker and Taniguchi.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 21 on H.B. No. 239

The purpose of this bill is to provide clarity on voting by proxy at condominium association meetings by clarifying that standard proxy forms authorized by an association shall be counted for quorum purposes only if the form is returned with no box relating to the giving of a proxy checked or more than one such box checked.

Your Committee on Conference has amended this bill by making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 239, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 239, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ohno, Takumi and Ward.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (Ward).

Senators Baker, Ihara and Kidani.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 22 on H.B. No. 1588

The purpose of this measure is to promote fiscally responsible funding of repair and maintenance projects in the State by:

- (1) Prohibiting the issuance of general obligation bonds to finance the repair and maintenance of a capital asset with a depreciable life of less than ten years from the date the asset was first placed into service; and
- (2) Requiring the Director of Finance to set a maturity date of not more than ten years when issuing general obligation bonds to finance the repair and maintenance of a capital asset with a depreciable life of ten years or more from the date the asset was first placed into service.

Your Committee on Conference has amended this measure by:

- (1) Prohibiting the issuance of general obligation bonds to finance the repair and maintenance of a capital asset where the repair or maintenance costs incurred add value to and prolong the life of the asset for a period of less than ten years; and
- (2) Requiring the Director of Finance to set a maturity date of not more than ten years when issuing general obligation bonds to finance the repair and maintenance of a capital asset where the repair or maintenance costs incurred add value to and prolong the life of the asset for a period of ten years or more.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1588, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1588, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Yamashita, Choy and Tupola.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (Tupola).

Senators Tokuda, Dela Cruz and English.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 23 on H.B. No. 1246

The purpose of this bill is to provide an additional option to help alleviate prison overcrowding while addressing the need for public safety by authorizing the Department of Public Safety to use electronic monitoring and surveillance as a standalone alternative to incarceration.

Your Committee on Conference has amended this bill by changing its effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1246, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1246, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takayama, Nishimoto, LoPresti, Gates and Ward.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Nishihara, Shimabukuro and Wakai.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Wakai).

Conf. Com. Rep. 24 on H.B. No. 845

The purpose of this bill is to assist inmates in obtaining the documents and identification cards necessary for successful reentry into society. Specifically, this bill:

- (1) Requires the Department of Public Safety, in collaboration with various agencies and upon request of the inmates, to issue civil identification cards to inmates and to assist inmates in obtaining the inmates' birth certificate, social security card, and other relevant identification necessary for successful reentry into society; and
- (2) Requires the Department of Public Safety to initiate the process of assisting inmates released to work furlough, extended furlough, or community placement programs at least ninety days prior to the inmates' release.

Your Committee on Conference has amended this bill by:

- (1) Changing the submittal date of the annual report to the Legislature to no later than twenty days prior to the convening of each regular session, starting with the regular session of 2019;
- (2) Appropriating \$25,000 or so much thereof as may be necessary for fiscal year 2017-2018 for the Department of Public Safety, in collaboration with various agencies, to issue civil identification cards, in accordance with part XVI of chapter 286, Hawaii Revised Statutes, to inmates who have one year or less remaining on their prison sentence and to assist the inmates in obtaining their birth certificate, social security card, and any other relevant identification documents necessary for the inmates to transition into the workforce, access social services, and secure housing; and
- (3) Changing its effective date to January 1, 2018.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 845, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 845, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takayama, San Buenaventura, Gates, Creagan and Thielen.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Nishihara, Keith-Agaran and Shimabukuro.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Keith-Agaran).

Conf. Com. Rep. 25 on H.B. No. 1129

The purpose of this bill is to promote appropriate standards of consistency, transparency, and fairness within the Department of Public Safety by formally establishing policies and procedures for special duty assignment of deputy sheriffs.

Specifically, this bill requires the Department of Public Safety to:

- (1) Adopt policies and procedures to govern the performance of special duty by deputy sheriffs;
- (2) Establish a compensation schedule for law enforcement services provided by deputy sheriffs performing special duty; and

- (3) Report to the Legislature on policies and procedures, amounts paid for and compensation received by deputy sheriffs performing special duty to determine whether this Act should be extended beyond its repeal date of June 30, 2018.

Your Committee on Conference has amended this bill by changing its effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1129, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1129, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takayama, LoPresti, Gates and Thielen.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Nishihara, Inouye and Wakai.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Wakai).

Conf. Com. Rep. 26 on H.B. No. 1130

The purpose of this bill is to provide clarity in the employment practices law to enable the Department of Public Safety to administer lie detector and psychological tests to determine the suitability of candidates for employment with the Department.

Your Committee on Conference has amended this bill by changing its effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1130, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1130, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takayama, San Buenaventura, LoPresti and Thielen.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (LoPresti).

Senators Nishihara, L. Thielen and Taniguchi.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (L. Thielen).

Conf. Com. Rep. 27 on H.B. No. 655

The purpose of this measure is to direct the Department of Land and Natural Resources to assist and collaborate with, including by providing supplemental funding to, the National Wildlife Research Center of the U.S. Department of Agriculture to research the negative impacts of the rose-ringed parakeet on Kauai and develop and implement a control plan to reduce those negative impacts. This measure also appropriates funds for this purpose.

After careful consideration, your Committee on Conference has amended this measure by:

- (1) Inserting an appropriation amount of \$75,000;
- (2) Making the appropriation for only fiscal year 2017-2018;
- (3) Changing the effective date to July 1, 2017; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 655, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 655, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Creagan, Nakamura and Thielen.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (Thielen).

Senators K. Rhoads, Gabbard and Riviere.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 28 on S.B. No. 948

The purpose of this measure is to authorize the Division of Financial Institutions of the Department of Commerce and Consumer Affairs to employ or retain an attorney to represent or provide legal services for the Division or State on any matter rather than only mortgage loan recovery fund actions.

Your Committee on Conference finds that existing law allows the Division of Financial Institutions of the Department of Commerce and Consumer Affairs to employ and retain attorneys only for actions involving the mortgage loan recovery fund. However, a majority of the Division's need for attorney assistance is outside the scope of what the law permits. This measure will assist in increasing the Division's efficiency and streamlining its regulatory processes.

Your Committee on Conference has amended this measure by changing the effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 948, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 948, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ohno, Holt, Keohokalole and Ward.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Ward).

Senators Keith-Agaran, Baker and Riviere.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 29 on S.B. No. 992

The purpose of this measure is to clarify that the Department of Land and Natural Resources (DLNR) may assume immediate control of:

- (1) A vessel that is grounded on state submerged land, a shoreline, or a coral reef, or in imminent danger of breaking up, if the vessel cannot be removed by the owner within twenty-four hours of grounding; and
- (2) A vessel not in imminent danger of breaking up that is grounded on a sand beach, sandbar, or mudflat that is not removed by the owner in a manner that is reasonably safe within seventy-two hours of the owner or owner's representative receiving notice from DLNR;

provided that the foregoing shall not apply if the owner or owner's representative has received notice from DLNR and has commenced effective salvage operations.

Your Committee on Conference finds that DLNR is currently authorized to assume control of and remove a vessel that is grounded on a coral reef or in imminent danger of breaking up once the owner of the vessel has been given notice and an opportunity to safely remove the vessel in accordance with DLNR guidelines, pursuant to section 200-47.5, Hawaii Revised Statutes. However, your Committee on Conference notes that DLNR's current authority to assume control of and remove a vessel grounded on state submerged lands or a shoreline, or grounded on a sand beach, sandbar, or mudflat and not in imminent danger of breaking up, is unclear. Leaving vessels grounded in these locations can pose environmental and public safety risks. Clarifying and expanding DLNR's control of removing grounded vessels is necessary as a public safety measure that will significantly reduce avoidable impacts to Hawaii's nearshore and coastal environment.

Your Committee on Conference has amended this measure by inserting an effective date of September 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 992, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 992, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ing, San Buenaventura, Gates and Thielen.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators K. Rhoads, L. Thielen and Riviere.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 30 on S.B. No. 976

The purpose of this measure is to increase the Hawaii Emergency Planning and Community Right-to-Know Act, Tier II filing fee from \$100 to \$200.

Your Committee on Conference finds that Tier II filing fees provide preparedness resources to local emergency planning committees to conduct joint emergency planning response training, provide community outreach, purchase specialized equipment, and, in addition to reporting of hazardous substances, fund hazardous materials emergency preparedness activities. As operational and equipment costs have risen over the years, it is necessary to increase the fee to maintain the emergency preparedness and response capabilities of the local emergency planning committees statewide.

Your Committee on Conference has amended this measure by inserting an effective date of July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 976, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 976, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Takayama, Kobayashi and Tupola.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Gabbard, Galuteria and Riviere.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Riviere).

Conf. Com. Rep. 31 on H.B. No. 606

The purpose of this measure is to authorize the counties, through their employees or authorized agents, to enter private property to control or eradicate invasive species and pests.

Your Committee on Conference has amended this measure by changing its effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 606, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 606, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lee, San Buenaventura, Lowen and Tupola.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Tupola).

Senators Nishihara, Gabbard and Keith-Agaran.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Keith-Agaran).

Conf. Com. Rep. 32 on H.B. No. 425

The purpose of this measure is to:

- (1) Make specified sections of Hawaii's Code of Ethics inapplicable to technology transfer activities sponsored by the University of Hawaii; provided that the activities comply with the regulatory framework and research compliance program and policies approved by the Board of Regents; and
- (2) Require the Board of Regents to submit a status report on its regulatory framework and research compliance program and technology transfer activities to the Legislature prior to the convening of each Regular Session.

Your Committee on Conference has amended this measure by:

- (1) Clarifying in the purpose and findings section that supporting the contributions of the University of Hawaii to the economic health and diversification of the State is a matter of concern to the Legislature; and
- (2) Amending the effective date to upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 425, H.D. 1, S.D. 3, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 425, H.D. 1, S.D. 3, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives McKelvey, Nishimoto, Hashem, Keohokalole and Matsumoto.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators K. Kahele, Keith-Agaran and Kidani.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 33 on H.B. No. 1135

The purpose of this bill is to:

- (1) Make permanent certain provisions of Act 139, Session Laws of Hawaii 2012, the Justice Reinvestment Initiative, relating to pretrial risk assessments, parole, and parole hearings;
- (2) Create standards and procedures for income-withholding for purposes of enforcing restitution orders;
- (3) Clarify the priority of income withholding orders;
- (4) Amend the definition of "debt" relating to the recovery of money owed to the State to include court-ordered restitution subject to civil enforcement;
- (5) Require that any bail posted by a defendant be applied toward payment of any court-ordered restitution in the same case; and
- (6) Extend victims' access to adult probation records to include access to payment compliance records.

Your Committee on Conference has amended this bill by:

- (1) Deleting the provisions that created standards and procedures for income-withholding for purposes of enforcing restitution orders and the priority of income withholding orders; and
- (2) Changing the effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1135, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1135, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takayama, San Buenaventura, LoPresti and Thielen.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (LoPresti).

Senators Nishihara, K. Rhoads and English.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 34 on H.B. No. 2

The purpose of this measure is to provide affordable housing for farm workers by authorizing the construction of tiny homes of less than 500 square feet for farm workers in agricultural districts in a county with a population of more than 180,000 but less than 250,000.

After careful consideration, your Committee on Conference has amended this measure by:

- (1) Authorizing the county council of a county in which tiny homes are located to adopt ordinances to oversee the tiny homes;
- (2) Requiring that all tiny homes be removed from a property when that property is no longer in agricultural use;
- (3) Changing its effective date to upon its approval; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 2, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 2, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Creagan, San Buenaventura, Evans and Thielen.
Managers on the part of the House.
Ayes, 4; Ayes with Reservations (Thielen). Noes, none. Excused, none.

Senators Nishihara, Gabbard and Ihara.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Ihara).

Conf. Com. Rep. 35 on H.B. No. 1516

The purpose of this measure is to protect the welfare of pet and equine animals by:

- (1) Permitting duly incorporated humane societies and duly incorporated societies for the prevention of cruelty to animals to petition in court for full custody of an impounded pet animal or equine animal prior to the filing of certain criminal charges against the owner or custodian of the pet animal or equine animal;
- (2) Allowing a pet animal or equine animal to be destroyed by the petitioner prior to final disposition of certain criminal charges if the pet animal or equine animal is a danger to itself or others; and
- (3) Specifying that an acquittal or dismissal in a criminal proceeding does not preclude civil proceedings under animal cruelty offenses.

After careful consideration, your Committee on Conference has amended this measure by:

- (1) Changing its effective date to upon its approval; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1516, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1516, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Creagan, Nishimoto, Gates and Thielen.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Keith-Agaran, Gabbard and K. Rhoads.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 36 on H.B. No. 916

The purpose of this measure is to appropriate funds to the Department of Health, to be expended in coordination with the John A. Burns School of Medicine of the University of Hawaii at Manoa, for the health care provider loan repayment program.

Your Committee on Conference has amended this measure by:

- (1) Making a technical amendment to correctly identify the health care provider loan repayment program;
- (2) Specifying that psychologists, as well as physicians, physician assistants, and nurse practitioners may be eligible for loan repayments through the program;
- (3) Inserting an appropriation amount of \$250,000; and
- (4) Changing its effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 916, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 916, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, McKelvey, Kobayashi and Tupola.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Baker, K. Kahele, English, Ruderman and Taniguchi.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, 2 (K. Kahele, Taniguchi).

Conf. Com. Rep. 37 on H.B. No. 558

The purpose of this measure is to repeal an obsolete statutory requirement that United States citizens and nationals submit tuberculosis test results to the Department of Health upon returning to the State after travel abroad to locations with a high occurrence of infectious and communicable disease.

Your Committee on Conference has amended this measure by changing its effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 558, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 558, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Kobayashi and Tupola.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Baker, Ihara and Nishihara.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Ihara).

Conf. Com. Rep. 38 on H.B. No. 1444

The purpose of this measure is to require pharmacy benefit managers to register with the Insurance Commissioner as a first step toward regulating the pharmacy benefit management industry so as to provide transparency and ensure adequate consumer protection for purchasers and consumers of prescription drugs in the State.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that health maintenance organizations that own or manage their own pharmacies are not required to register as pharmacy benefit managers; and
- (2) Changing its effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1444, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1444, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Takumi, Kobayashi, Morikawa and Tupola.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Baker, Taniguchi and Kidani.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 39 on H.B. No. 561

The purpose of this measure is to promote patient safety by statutorily establishing notice and qualification requirements for dentists who administer general anesthesia, deep sedation, or moderate (conscious) sedation in the course of practicing dentistry.

Specifically, this measure:

- (1) Requires posting in every dental office in which general anesthesia, deep sedation, or moderate sedation is administered of contact information for the state Regulated Industries Complaints Office so that patients may verify dentists' licensure and authorization status and complaints history or file a complaint against the dentist;
- (2) Specifies education, training, staffing, facility, and protocol requirements for dentists who administer general anesthesia, deep sedation, or moderate sedation; and
- (3) Requires the Board of Dental Examiners to conduct an on-site inspection of the facilities, equipment, and personnel of licensed dentists as a condition of obtaining an authorization or permit to administer general anesthesia, deep sedation, or moderate sedation.

Your Committee on Conference has amended this measure by:

- (1) Changing its effective date to July 1, 2017; and
- (2) Making a technical, nonsubstantive amendment for the purpose of clarity.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 561, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 561, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Takumi and Tupola.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Baker, Espero and Kidani.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 40 on H.B. No. 852

The purpose of this measure is to:

- (1) Authorize the State Ethics Commission to post on its website for public inspection, the names of legislators, delegates to the constitutional convention, or certain employees who fail to file their financial disclosure statements by the statutory deadline;
- (2) Allow the State Ethics Commission to use in-person service, electronic mail, or first-class mail to notify legislators, delegates to the constitutional convention, or certain employees who fail to timely file their financial disclosure statements; and
- (3) Increase the administrative fine and late filing penalty fee for the failure to timely file financial disclosure statements.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 852, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 852, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Nishimoto, Nakashima and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Keith-Agaran, Kim and K. Rhoads.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 41 on S.B. No. 895

The purpose of this measure is to:

- (1) Establish the offense of criminal trespass onto state lands to prohibit a person from entering or remaining unlawfully in or upon any improved state land, or in or upon any state land on or under any highway, subject to certain conditions and exemptions;
- (2) Amend the offense of criminal trespass in the second degree by clarifying the signage posting requirements that provide notice to a person entering or remaining unlawfully on agricultural lands or unimproved or unused lands without permission and to a person entering or remaining unlawfully in or upon the premises of any public housing project or state low-income housing project, subject to certain conditions;
- (3) Require the Department of the Attorney General to submit a written report to the Legislature prior to the Regular Sessions of 2018, 2019, and 2020, regarding the extent to which the criminal trespassing laws have been utilized; and
- (4) Clarify that this measure does not affect Native Hawaiian traditional and customary rights as set forth in the Hawaii State Constitution.

Your Committee on Conference finds that it is unclear whether existing criminal trespass laws apply to improved state lands, state land on or under any highway, or unfenced, unenclosed, or unsecured agricultural lands owned by the State. This measure addresses the application of criminal trespass laws with respect to state lands to provide a stronger and clearer deterrent to illegal activity.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that the signs posted along the boundary lines that provide notice to the public regarding trespassing or property closure hours shall be placed at reasonable intervals no less than three signs to a mile along a boundary line of the property;
- (2) Prohibiting a conviction of the offense of criminal trespass onto state lands from being used to establish a felony conviction of the offense of habitual property crime under section 708-803, Hawaii Revised Statutes;
- (3) Changing the effective date to upon approval; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 895, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 895, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Yamane, Nishimoto and McDermott.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Keith-Agaran, Gabbard and K. Rhoads.

Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Gabbard).

Conf. Com. Rep. 42 on S.B. No. 119

The purpose of this measure is to:

- (1) Require landlords to disclose in writing the tenant's ability to establish a new due date for rent payment if the tenant receives public assistance; and
- (2) Establish a cap of ten percent on late rent payment fees, applicable to all new rental agreements and rental agreement renewals entered into on or after the effective date of this measure.

Your Committee on Conference finds that existing law does not set limitations on the amount of late fees that a landlord may charge a tenant, which has resulted in a wide variance in amounts charged and has led to outrageous abuses. Although this measure caps any late charges that may be provided in a rental agreement at ten percent, your Committee on Conference finds that an eight percent cap is more appropriate. An amendment to this measure is therefore necessary.

Your Committee on Conference further finds that existing law requires a landlord to honor a tenant's request to establish a new due date if the tenant is receiving public assistance. This measure requires this right to be disclosed in writing to all tenants. However, your Committee on Conference notes that, rather than requiring all landlords to disclose this requirement to all tenants, a more appropriate approach is to ensure that providers of rental assistance develop a form that can be provided to recipients of public assistance.

Accordingly, your Committee on Conference requests that the Office of Consumer Protection, Real Estate Commission, and public housing entities, including but not limited to the Hawaii Public Housing Authority, collaborate to develop a form or informational brochure that can be provided to tenants who receive public assistance, and which informs such tenants of their rights, including that a tenant receiving public assistance has the ability to move the due date to a period after which the tenant receives a public assistance payment.

Your Committee on Conference has amended this measure by:

- (1) Deleting language that would have required a landlord to disclose in writing a tenant's ability to establish a new due date for rent payment if the tenant receives public assistance;
- (2) Establishing a cap of eight percent, rather than ten percent, on late rent payment fees; and
- (3) Inserting an effective date of November 1, 2017.

Finally, your Committee on Conference notes that, after this amended measure goes into effect, the Office of Consumer Protection is requested to provide the Legislature with feedback regarding the cap on late rent payment fees established by this amended measure, including whether this cap has impacted the types of complaints regarding late fees received by the Office of Consumer Protection.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 119, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 119, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, Fukumoto, Say and Ward.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Fukumoto).

Senators Baker, S. Chang and Nishihara.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Nishihara).

Conf. Com. Rep. 43 on S.B. No. 611

The purpose of this measure is to extend by ten years the June 30, 2017, sunset date of Act 83, Session Laws of Hawaii 2012, which prohibits a county from requiring the installation of automatic fire sprinklers or an automatic fire sprinkler system in detached one- or two-family dwelling units that do not require access road or water supply variances and non-residential agricultural and aquacultural buildings and structures located outside an urban area.

Your Committee on Conference finds that placing undue burdens on property owners in the State does not promote the public welfare. Retrofitting or installing automatic fire sprinklers in certain structures can be difficult and costly. Moreover, requiring owners or builders to install automatic fire sprinklers would likely cause rents and the costs of homes to rise. Given the untenable affordable housing shortage across the State, county action requiring the installation of automatic fire sprinklers could have devastating effects. Therefore, extending the June 30, 2017, sunset date of Act 83, Session Laws of Hawaii 2012, for ten years is necessary to continue the prohibition against counties requiring owners of detached one- or two-family dwelling units used only for residential purposes or non-residential agricultural and aquacultural structures located outside an urban area to retrofit or install automatic fire sprinklers.

Your Committee on Conference has amended this measure by changing the effective date to June 29, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 611, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 611, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Brower, Takumi and McDermott.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Nishihara, Baker and Espero.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 44 on S.B. No. 865

The purpose of this measure is to:

- (1) Require any person applying for a license as an electrical contractor, except a pole and line contractor or high voltage electrical contractor, or electronic systems contractor to also possess either an underlying trade license or an electrical engineering degree; and
- (2) Provide an exemption for public utilities and community antennae television companies.

Your Committee on Conference finds that this measure was intended to address concerns regarding a potential loophole in existing law that may enable certain sole proprietors, who have applied for electrical contractor licenses but do not possess a journey worker electrician trade license or have an electrical engineering background, to perform or supervise electrical field work on the job site. This measure therefore requires any person applying for a license as an electrical contractor, except a pole and line contractor or high voltage electrical contractor, or electronic systems contractor to possess a trade license or an electrical engineering degree from an accredited college.

However, your Committee on Conference understands the concerns raised by the Contractors License Board (Board) and the Department of Commerce and Consumer Affairs (Department) that this measure places an unfair burden on an applicant's eligibility for licensure in the C-13 (electrical contractor) or C-15 (electronic systems contractor) classifications, and may have an adverse effect on current C-13 or C-15 licensees who do not have an underlying trade license or electrical engineering degree. According to the Department and the Board, none of the more than forty contractor classifications requires an applicant to have a separate underlying trade license or educational degree. Your Committee on Conference notes that this is because there is a difference between being qualified to contract for certain types of contracting work and actually performing such contracting work.

Your Committee on Conference concludes that amendments to this measure are necessary to clarify when licensed individuals may contract for certain types of contracting work and ensure that any persons performing such work are appropriately licensed to do so, in a manner that does not overly burden or disadvantage otherwise qualified applicants and licensees.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Permitting persons licensed as an electrical or plumbing contractor to enter into contracts to perform electrical or plumbing work, respectively; provided that if a contractor's responsible managing employee, which includes a sole proprietor, is not licensed as an electrician or plumber, as applicable, then the contractor shall employ individuals who are licensed as an electrician or plumber to actually perform the electrical or plumbing work;
- (2) Clarifying that employees of a community antennae television company and employees of a public utility within the State are exempt while employed and acting within the scope of their employment;
- (3) Deleting language that would have required any person applying for a license as an electrical contractor, except a pole and line contractor or high voltage electrical contractor, or electronic systems contractor to also possess either an underlying trade license or an electrical engineering degree from an accredited college;
- (4) Changing its effective date to July 1, 2017;
- (5) Updating the purpose section to reflect its amended purpose; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 865, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 865, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, Fukumoto and Ward.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Baker, S. Chang and Nishihara.
Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Nishihara).

Conf. Com. Rep. 45 on S.B. No. 786

The purpose of this measure is to replace all references to "medical marijuana" and like terms with references to "medical cannabis" and like terms in state statutes and administrative rules and Department of Health documents, letterhead, websites, and other items.

Your Committee on Conference finds that the term "marijuana" originated as a slang term to describe the genus of plants that is scientifically known as cannabis. However, your Committee on Conference finds that the term "cannabis" is a more accurate and appropriate term to describe a plant that has been legalized for medicinal use in the State. Your Committee on Conference recognizes that implementation of this measure requires resources and time, and that the Department of Health's current priority is to open dispensaries and laboratories so that patients have access to medical cannabis. It is the intent of your Committee on Conference that patients in Hawaii have access to medical cannabis and that this measure be implemented by the Department in a feasible manner.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 786, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 786, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Nishimoto and Tupola.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Baker, Kidani and Nishihara.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 46 on S.B. No. 369

The purpose of this measure is to prohibit condominium associations, boards of directors, managing agents, resident managers, condominium owners, and persons acting on behalf of associations or condominium owners from retaliating or discriminating against a condominium owner, board member, or association employee who files a complaint; acts in furtherance of a complaint, report, or investigation of an alleged violation of the State's condominium laws or a condominium's governing documents; or exercises or attempts to exercise any right as a condominium owner.

Your Committee on Conference finds that although many condominium owners are comfortable raising condominium-related complaints or concerns to their association, its board, a managing agent, or a resident manager, this experience is not universal. Furthermore, condominium owners, minority members of a condominium board, or association employees who are not comfortable bringing up complaints or concerns may fail to do so because of a fear of retaliation. Accordingly, this measure strengthens protections by prohibiting condominium associations, boards, managing agents, resident managers, other owners, and persons acting on behalf of an association or condominium owner from retaliating against a condominium owner, board member, or association employee who files a complaint, acts in furtherance of a complaint, report, or investigation of an alleged violation, or exercises or attempts to exercise any right as a condominium owner.

Your Committee on Conference has amended this measure by:

- (1) Removing unnecessary language that would have added a new section in chapter 514A, Hawaii Revised Statutes;
- (2) Deleting the word "discriminate", as the focus of this measure is on prohibiting retaliation;
- (3) Extending the protections against retaliation to managing agents and resident managers;
- (4) Inserting a definition of "retaliate" and deleting the definition for "retaliation";
- (5) Changing its effective date to July 1, 2017; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 369, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 369, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, San Buenaventura and Ward.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Baker, Keith-Agaran and Espero.
Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 47 on S.B. No. 513

The purpose of this measure is to:

- (1) Authorize pharmacists to prescribe and dispense self-administered hormonal contraceptive supplies to patients, regardless of a previous prescription from an authorized prescriber; and
- (2) Specify the requirements pharmacists must meet prior to prescribing and dispensing contraceptive supplies.

Your Committee on Conference finds that many reproductive health experts have long sought to make prescription contraceptives more readily accessible. Research indicates women are more likely to use prescription contraceptives and less likely to have unintended pregnancies when barriers are lifted to contraceptive access.

Your Committee on Conference also finds that pharmacists are in a unique position to serve as accessible health care providers when they are able to practice at the height of their profession. Furthermore, all United States accredited colleges of pharmacy prepare student pharmacists in courses related to pharmacology and therapeutic practice, including courses in contraceptive and hormonal pharmacology, reproductive physiology, and women's health. Pharmacists are also educated on medication assessment and therapeutic recommendations and receive practical experience via clinical rotations. This measure authorizes pharmacists to prescribe and dispense self-administered hormonal contraceptive supplies to patients, provided certain requirements are met, which will increase access to prescription contraceptive supplies and decrease barriers regarding reproductive health care.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that pharmacists shall be eligible for reimbursement under the Insurance Code, hospital or medical service plan contracts issued by mutual benefit societies, and policies, contracts, plans, or agreements issued by health maintenance organizations for prescribing and dispensing contraceptive supplies;
- (2) Changing its effective date to July 1, 2017; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

Finally, your Committee on Conference notes that the Insurance Commissioner has indicated to your Committee on Conference that the Commissioner will be working on appropriate carve out language, to be addressed during the next legislative session, to ensure that each time the scope of a regulated profession that receives compensation from health insurers is expanded, the Legislature does not also have to make a corresponding amendment to the relevant insurance statutes to guarantee payment for that expansion.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 513, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 513, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Takumi, Ito and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Baker, Kidani and Nishihara.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Nishihara).

Conf. Com. Rep. 48 on S.B. No. 505

The purpose of this measure is to reduce addiction, overdose, and death related to the use of opioids by:

- (1) Requiring execution of an informed consent process agreement between a patient and prescriber of opioids in circumstances that carry an elevated risk of creating dependency;
- (2) Establishing quantitative limits on initial prescriptions for opioids and benzodiazepines, subject to specified exceptions; and
- (3) Clarifying the Board of Nursing's authority to enforce compliance with the Uniform Controlled Substances Act.

Your Committee on Conference finds that Hawaii and the nation are facing an epidemic related to prescription pain relieving drugs that are causing alarming rates of addiction, overdose, and death. According to the National Institute on Drug Abuse, opioids account for the greatest proportion of the prescription drug abuse problem. Furthermore, PEW Charitable Trusts reports that opioid pain relievers killed nearly 20,000 Americans in 2014. Nationwide, legislators and community groups are trying to curb this epidemic through public education and limiting liberal opioid prescribing practices.

Your Committee on Conference further finds that informed consent is an effective process between a provider and a patient that requires a specific medication or form of treatment such as safe opioid therapy. The informed consent process allows the patient to better understand the goals of treatment, potential benefits of treatment, realistic outcomes, potential risks, how to use the medication, and alternative treatment options. Your Committee on Conference

recognizes that any approach to curb the opioid epidemic must balance the medically justified and necessary use of opioid pain medication with the reality of increased opioid misuse, abuse, and overdose.

Your Committee on Conference has amended this measure by:

- (1) Making the required adoption of written policies that include execution of informed consent process agreements effective July 1, 2018;
- (2) Requiring the Department of Health to post its template of an opioid therapy informed consent process agreement on the Department's website no later than December 31, 2017;
- (3) Deleting language that would have specified items that must be included in the template for the opioid therapy informed consent process agreement;
- (4) Inserting language to make violations of the mandatory opioid therapy informed consent process not subject to the penalty provisions of part IV of chapter 329, Hawaii Revised Statutes;
- (5) Inserting language to clarify that the limits on prescriptions for opioids and benzodiazepines apply to concurrent prescriptions for the two types of drugs;
- (6) Adding cancer to the list of conditions for which a concurrent prescription for opioids and benzodiazepines for longer than seven days is authorized when medically necessary for treatment;
- (7) Decreasing the frequency with which a practitioner who prescribes an initial concurrent prescription for opioids and benzodiazepines must consult with the patient in person after authorizing subsequent prescriptions through a telephone consultation;
- (8) Changing the effective date to July 1, 2017, and inserting a sunset date of June 30, 2023; and
- (9) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 505, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 505, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Takumi, Todd and Tupola.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Baker, Espero and Kidani.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Espero).

Conf. Com. Rep. 49 on S.B. No. 997

The purpose of this measure is to update Hawaii's Uniform Controlled Substances Act by adding several new substances scheduled in the federal controlled substances law or emergency scheduled by the Department of Public Safety.

Your Committee on Conference finds that this measure makes Hawaii's Uniform Controlled Substances Act under chapter 329, Hawaii Revised Statutes, consistent with changes to federal law and emergency scheduling by the Department of Public Safety. Your Committee on Conference further finds that the updates made in this measure to Hawaii's Uniform Controlled Substances Act will benefit public health and safety.

Your Committee on Conference has amended this measure by:

- (1) Making it effective upon its approval; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 997, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 997, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Nishimoto and Tupola.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Baker, Keith-Agaran and Nishihara.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 50 on S.B. No. 488

This purpose of this measure is to allow the court to authorize an individual or entity other than a sheriff deputy or police officer to provide technical assistance to the deputy sheriff or police officer in examining an electronic device or storage media that is the subject of a search warrant.

Your Committee on Conference finds that existing law requires that a search warrant be executed by a law enforcement officer. However, there are many cases involving electronic evidence where law enforcement officers are unable to execute a search warrant without specialized assistance from non-law enforcement personnel. This measure facilitates more efficient and effective investigations and searches while allowing the judge or magistrate to set limitations on the manner in which the assistance is provided.

Your Committee on Conference has amended this measure by changing the effective date to upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 488, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 488, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, San Buenaventura and McDermott.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Keith-Agaran, Taniguchi and K. Rhoads.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 51 on H.B. No. 1098

The purpose of this measure is to provide the Department of Human Services (DHS) with sufficient flexibility to address the diverse needs of the State's homeless population as it relates to Act 234, Session Laws of Hawaii (SLH) 2016, which was established to address homelessness and includes a strategy to make the homeless shelter system more cost effective and appealing to homeless families and individuals.

Specifically, this measure:

- (1) Permits, rather than requires, emergency shelters to have partitioned space for each homeless family or individual, which provides separation from other homeless families or individuals in the shelter;
- (2) Delays by one year, the requirement that contracts between DHS and emergency or transitional shelter providers comply with Act 234, SLH 2016; and
- (3) Delays the effective date of Act 234, SLH 2016, by one year, to July 1, 2018, except for subsection (c) of section 6 of the Act, which requires DHS to work with provider agencies to implement the Act, and which took effect on July 1, 2016.

Your Committee on Conference has amended this measure by changing its effective date to June 30, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1098, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1098, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Morikawa, San Buenaventura, Gates and Tupola.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Green, Espero and Galuteria.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Espero).

Conf. Com. Rep. 52 on H.B. No. 674

The purpose of this measure is to:

- (1) Require all child care providers to obtain and maintain liability insurance as a condition of licensure, temporary permission, or registration to operate a child care facility, and disclose certain liability insurance coverage information to parents or guardians applying to have their child cared for at the facility;
- (2) Authorize the Department of Human Services (DHS) to suspend or revoke a license, temporary permit, or certificate of registration if the provider does not comply with the insurance coverage and disclosure requirements; and

- (3) Require DHS to submit a report to the Legislature prior to the Regular Session of 2018 on specified issues related to the liability insurance requirements established by this measure.

Your Committee on Conference believes that requiring child care providers to obtain and maintain liability insurance as a condition of operating a child care facility serves to strengthen minimum standards of child care as they relate to the health and safety of children. Enhanced child care licensing requirements and improved child care facility disclosure requirements will also aid in reducing risks associated with low-quality child care services and support parents and guardians in making critical decisions in child care placement.

Your Committee on Conference has amended this measure by:

- (1) Specifying that this measure shall be known and may be cited as the "Wiley Kaikou Muir Act"; and
- (2) Changing its effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 674, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 674, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Morikawa, Todd, Kobayashi and Tupola.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Green, Kidani and Galuteria.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Kidani).

Conf. Com. Rep. 53 on H.B. No. 1396

The purpose of this measure is to recognize the varied needs of the State's aging population by authorizing the Department of Health, in consultation with the Department of Human Services, to allow two private-pay individuals to be cared for in the same community care foster family home, provided certain requirements are met.

Your Committee on Conference notes that there is an ever-increasing need for community care foster family homes to support the health and long-term care needs of an aging population and families in the State. Under current law, community care foster family homes are generally licensed to provide accommodations and services to not more than two residents at any one time, one of whom must be a Medicaid recipient, who are at the nursing facility level of care. Under current law, a community care foster family home may request a third bed; however, the third bed must be for a Medicaid recipient.

Besides providing accommodations to Medicaid recipients, community care foster family homes also provide accommodations and services to private-pay individuals. Your Committee on Conference finds that not only are Medicaid recipients affected by the rising costs of long-term care, so are individuals who do not rely on Medicaid. Your Committee on Conference believes it is necessary to address the varied needs of the State's aging population by providing the Department of Health with the flexibility to allow, subject to certain conditions, two private-pay individuals who are married or in a civil union to be cared for in the same community care foster family home, provided that the care home also provides care and services to a third adult resident who is a Medicaid recipient and subject to other specified conditions.

Your Committee on Conference has amended this measure by:

- (1) Changing its effective date to upon its approval; and
- (2) Making technical, nonsubstantive amendments for clarity and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1396, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1396, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Morikawa, San Buenaventura, Kobayashi and Tupola.
Managers on the part of the House.
Ayes, 4; Ayes with Reservations (San Buenaventura). Noes, none. Excused, none.

Senators Green, Baker and Galuteria.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 54 on H.B. No. 1099

The purpose of this measure is to bring the State in compliance with the Justice for Victims of Trafficking Act of 2015, Public Law 114-22, and the Child Abuse Prevention and Treatment Act of 2010, Public Law 111-320, by:

- (1) Amending the definition of "child abuse or neglect" to ensure that mandated reporters of child abuse and neglect report to the Department of Human Services (DHS) known or suspected child victims of sex trafficking;
- (2) Ensuring that records and information contained in child abuse and neglect reports that are expunged may be retained by DHS solely for future risk and safety assessment purposes; and
- (3) Replacing references to unsubstantiated reports with "not confirmed" reports.

Your Committee on Conference has amended this measure by:

- (1) Redefining "sex trafficking" to conform to federal law;
- (2) Defining "severe forms of trafficking in persons" to conform to federal law;
- (3) Amending the definition of "child abuse or neglect" to include acts or omissions resulting in severe forms of trafficking in persons, provided that no finding by the Department of Human Services shall be used as conclusive evidence that a person has committed a labor trafficking or sex trafficking offense; and
- (4) Changing its effective date to May 29, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1099, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1099, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Morikawa, San Buenaventura and Tupola.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Green, Keith-Agaran and S. Chang.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 55 on H.B. No. 73

The purpose of this measure is to adopt technical, nonsubstantive amendments to Act 48, Session Laws of Hawaii 2016, by removing references to subsections.

Your Committee on Conference has amended this measure by making it effective upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 73, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 73, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, San Buenaventura and McDermott.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Keith-Agaran, K. Rhoads and L. Thielen.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (K. Rhoads).

Conf. Com. Rep. 56 on H.B. No. 279

The purpose of this measure is to clarify the law relating to campaign contributions and expenditures by specifying that certain types of dissemination, distribution, republication, and use of campaign materials or the financing of those campaign materials by any person shall not be considered a contribution to a candidate.

Your Committee on Conference has amended this measure by making it effective upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 279, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 279, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Lee and McDermott.
Managers on the part of the House.

Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Keith-Agaran, Kim and K. Rhoads.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Kim).

Conf. Com. Rep. 57 on H.B. No. 280

The purpose of this measure is to:

- (1) Clarify the filing due dates for preliminary, final, and supplemental reports submitted to the Campaign Spending Commission by candidate committees;
- (2) Require candidates who are elected and sworn into office within thirty days after a general, subsequent, subsequent special, or subsequent nonpartisan election to file their final election period reports no later than three business days before the date the candidate is sworn into office; and
- (3) Require candidate committees to file their supplemental reports on January 31 of each year.

Your Committee on Conference has amended this measure by making it effective upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 280, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 280, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Lee and McDermott.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Keith-Agaran, K. Rhoads and L. Thielen.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (K. Rhoads).

Conf. Com. Rep. 58 on H.B. No. 281

The purpose of this measure is to:

- (1) Require the Campaign Spending Commission to additionally publish on its website the names of noncandidate committees that have failed to file a report or timely correct a report; and
- (2) Establish a two week deadline for candidate and noncandidate committees to correct a report.

Your Committee on Conference has amended this measure by making it effective upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 281, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 281, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Lee and McDermott.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Keith-Agaran, Kim and K. Rhoads.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Kim).

Conf. Com. Rep. 59 on H.B. No. 282

The purpose of this measure is to clarify that a noncandidate committee may be subject to fines if it fails to timely file a second preliminary general report by the due date.

Your Committee on Conference has amended this measure by making it effective upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 282, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 282, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Lee and McDermott.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Keith-Agaran, K. Rhoads and L. Thielen.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 60 on H.B. No. 1033

The purpose of this measure is to allow state and county agencies to participate in the administrative process afforded by the Hawaii Administrative Procedure law, Chapter 91, Hawaii Revised Statutes, by including "agencies" within the definition of "persons" in section 91-1, Hawaii Revised Statutes.

Your Committee on Conference has amended this measure by making it effective upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1033, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1033, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Brower, San Buenaventura and McDermott.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Keith-Agaran, Gabbard and K. Rhoads.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Gabbard).

Conf. Com. Rep. 61 on S.B. No. 950

The purpose of this measure is to update requirements related to licensed mortgage servicers by:

- (1) Requiring approval by the Commissioner of Financial Institutions for a change in control of a mortgage servicer licensee; and
- (2) Clarifying which persons associated with a mortgage servicer are presumed to exercise control and are subject to interviews, examination, and disclosure requirements.

Your Committee on Conference finds that mortgage servicers often have relationships with borrowers that can last thirty years or more and can have a direct impact on what is often a consumer's largest asset. This measure requires the Commissioner of Financial Institutions to approve a change in control of a mortgage servicer licensee; enhances consumer protection by specifying when an individual is presumed to control a mortgage servicer; and enables the Commissioner to make certain determinations regarding the fitness of the person who will obtain control and the impact of the change in control on the public interest. Your Committee on Conference further finds that this measure makes the State's mortgage servicer law more effective and efficient, improves compliance within the mortgage servicer industry, and enhances the Division of Financial Institution's regulatory oversight and enforcement abilities.

Your Committee on Conference has amended this measure by:

- (1) Changing its effective date to September 1, 2017; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 950, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 950, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ohno, Takumi, Choy and Ward.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Baker, Taniguchi and S. Chang.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 62 on S.B. No. 946

The purpose of this measure is to update the existing authority of the Department of Commerce and Consumer Affairs (Department) to adjust licensing fees, subject to the approval of the Governor, to include:

- (1) Licensing regulatory areas not currently referenced in section 92-28, Hawaii Revised Statutes; and
- (2) All future licensing regulatory areas statutorily assigned to or placed within the Department.

Your Committee on Conference finds that since 2007, six new licensing areas have been added to the Department's Professional and Vocational Licensing Division for regulation. These six new licensing areas are athletic trainers, behavior analysts, mixed martial arts, respiratory therapists, uniform athlete agents, and veterinary technicians. This measure authorizes the Department to adjust licensing fees for these licensing areas and any future licensing regulatory areas assigned to the Department, subject to the approval of the Governor, which ensures that the Department is able to timely increase or decrease fees for professional and vocational areas under its jurisdiction in a manner that is fair and impartial to all licensees.

Your Committee on Conference has amended this measure by changing its effective date to upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 946, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 946, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ohno, Takumi, Choy and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Baker, Taniguchi and Nishihara.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Nishihara).

Conf. Com. Rep. 63 on S.B. No. 951

The purpose of this measure is to update the State's mortgage loan origination law by clarifying:

- (1) Persons who are presumed to control a mortgage loan originator company;
- (2) Procedures for change in control of a licensee;
- (3) Persons who must disclose their relevant criminal history and criminal history background checks upon application for licensure and change in control of the licensee;
- (4) Criminal background check fee requirements; and
- (5) Conditions under which an employee performing mortgage loan origination activities for a nonprofit is exempt from registration and licensure as a mortgage loan originator.

Your Committee on Conference finds that among other things, this measure helps identify persons who are presumed to control a mortgage loan originator company, clarifies procedures for change in control of a licensee, and adds requirements to protect consumers in their mortgage loan origination transactions with exempt sponsoring mortgage loan originator companies. This measure ensures the State can provide appropriate supervision of the mortgage loan origination industry, as required by federal law; makes the State's mortgage loan origination law clearer and more effective; improves compliance within the industry; enhances the Division of Financial Institutions' regulatory oversight and enforcement of the mortgage loan origination industry; and elevates consumer protection.

Your Committee on Conference has amended this measure by:

- (1) Changing its effective date to September 1, 2017; and
- (2) Making technical, nonsubstantive amendments for purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 951, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 951, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ohno, Takumi, Choy and Ward.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Baker, Taniguchi and S. Chang.
Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 64 on S.B. No. 100

The purpose of this measure is to:

- (1) Repeal chapter 23, parts VI and VII, Hawaii Revised Statutes, requiring the Auditor to review certain tax exemptions, exclusions, deductions, and credits;
- (2) Require the Department of Taxation (DOTAX) to conduct reviews of certain tax exemptions, exclusions, deductions, and credits, beginning in 2019; and
- (3) Require DOTAX to publish a report on certain tax expenditures and report to the Legislature on a specified schedule.

Your Committee on Conference finds that the Auditor is the appropriate office to conduct the reviews of the exemptions, exclusions, credits, and deductions envisioned pursuant to Acts 245 and 261, Session Laws of Hawaii 2016, (Acts 245 and 261) codified in chapter 23, parts VI and VII, Hawaii Revised Statutes. Your Committee on Conference further finds that delaying the original review schedule is necessary due to the tax system modernization project underway at DOTAX and the unavailability of certain tax incentive data. Your Committee on Conference finds that the completed reviews will yield more relevant, meaningful, and accurate results if delayed for one year. Your Committee on Conference further finds that for the Auditor to complete the required reviews, it is necessary to provide the Auditor with access to DOTAX records and to clarify the standards to be used by the Auditor in the reviews.

Your Committee on Conference has amended this measure by deleting its contents and inserting the contents of the S.D. 2 version, which amends the provisions of the Auditor's review of exemptions, exclusions, credits, and deductions established under Acts 245 and 261 by:

- (1) Requiring DOTAX to provide the Auditor with any tax records that are necessary to conduct the reviews and establishing confidentiality requirements concerning the data;
- (2) Requiring that the reviews be made on a calendar year basis, rather than a fiscal year basis;
- (3) Clarifying the review criteria regarding the achievement of the legislative purpose of the exemption, exclusion, credit, or deduction;
- (4) Delaying the review schedules established under Acts 245 and 261;
- (5) Adding the organic foods production tax credit enacted by Act 258, Session Laws of Hawaii 2016, to the review schedule;
- (6) Requiring a status report to the Legislature on the Auditor reviews required pursuant to Acts 245 and 261; and
- (7) Appropriating funds to the Auditor to conduct the reviews required pursuant to Acts 245 and 261.

Your Committee on Conference has further amended this measure by:

- (1) Removing the provision requiring a status report to the Legislature on the Auditor reviews required pursuant to Acts 245 and 261;
- (2) Removing the appropriation to the Auditor to conduct the reviews required pursuant to Acts 245 and 261;
- (3) Making it effective upon its approval; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 100, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 100, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Cullen and Tupola.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Kim, Tokuda and Ruderman.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 65 on S.B. No. 339

The purpose of this measure is to authorize all class B and class C felony charges to be instituted by written information subject to specified exceptions.

Your Committee on Conference finds that existing law enumerates fourteen class B felonies and ninety-four class C felonies that may be instituted by written information. Each time a new offense is created or added to the list of offenses that may be chargeable by written information, section 806-83,

Hawaii Revised Statutes (HRS), must be amended to reflect this addition. By specifying certain offenses that shall not be, rather than listing offenses that may be, instituted by written information, this measure creates greater efficiency in implementing the written information charging law.

Your Committee on Conference has amended this measure by changing the effective date to upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 339, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 339, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, San Buenaventura and McDermott.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Keith-Agaran, K. Rhoads and Gabbard.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Gabbard).

Conf. Com. Rep. 66 on S.B. No. 322

The purpose of this measure is to:

- (1) Clarify that the circuit courts have concurrent jurisdiction with the family court over certain felonies when multiple offenses are charged and at least one of the offenses is a violation of the offense of endangering the welfare of a minor in the first degree, endangering the welfare of a minor in the second degree, or endangering the welfare of an incompetent person; and
- (2) Clarify that the district courts have concurrent jurisdiction with the family court of any violation of the offense of endangering the welfare of a minor in the second degree or endangering the welfare of an incompetent person when multiple offenses are charged and least one of the offenses is a criminal offense within the jurisdiction of the district courts.

Your Committee on Conference finds that circuit, district, and family courts each have exclusive, original jurisdiction over certain matters as provided by law. There may be circumstances in which an entire act may be comprised of charges for which courts have separate exclusive jurisdiction. However, double jeopardy protections require that a defendant be charged with all known potential charges at the same time. As a result, the State must choose between charging the defendant in circuit, district, or family court based on the jurisdiction of each court. This measure will allow the circuit and district courts to have concurrent jurisdiction with the family court over certain endangerment offenses under certain circumstances to allow for proper charging and prosecution of these cases.

Your Committee on Conference has amended this measure by changing the effective date to upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 322, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 322, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Oshiro and McDermott.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Keith-Agaran, Kim and K. Rhoads.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 67 on S.B. No. 947

The purpose of this measure is to:

- (1) Authorize the Department of Commerce and Consumer Affairs to issue a citation for specific violations of beauty culture laws by licensees and permittees; and
- (2) Establish a process for licensees and permittees in violation of beauty culture laws to contest the citation for the assessment of fines for each violation.

Your Committee on Conference finds that this measure expedites the Regulated Industries Complaints Office's enforcement of certain technical violations of the beauty culture laws and promotes swift compliance by licensees and permittees. Your Committee on Conference further finds that the citation process established by this measure also enables the Regulated Industries Complaints Office's staff to concentrate their efforts and resources on more serious violations.

Your Committee on Conference has amended this measure by changing its effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 947, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 947, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ohno, Takumi, San Buenaventura, Choy and Ward.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Baker, Galuteria and S. Chang.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 68 on S.B. No. 1264

The purpose of this measure is to amend the process for registration, license renewal, instruction, and training for security guards.

Your Committee on Conference finds that since 2013, applicants for guard licensure have had to meet certain registration, renewal, instruction, and training requirements prior to acting as a guard. In addition, the Board of Private Detectives and Guards (Board) and the Department of Commerce and Consumer Affairs have been working diligently to address the concerns of the security guard industry regarding the registration and renewal process for guard licensure. Your Committee on Conference notes that the Board has made a number of process improvements to minimize application processing times and ensure that application backlogs are kept to a minimum.

Your Committee on Conference further finds that this measure amends the process for registration, license renewal, instruction, and training for security guards. However, additional amendments to this measure are necessary that can reduce the time and cost of licensure for security guards and further streamline the registration process, without compromising essential consumer protection.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Clarifying that, beginning on June 30, 2018, the registration renewal cycle for security guards shall be on a triennial basis, while maintaining a biennial registration renewal cycle for other licensees within the Board's jurisdiction;
- (2) Specifying that security guards must meet certain registration, instruction, and training requirements prior to acting as a guard, rather than meeting these requirements from the first day of employment;
- (3) Allowing a security guard applicant for registration to self-attest that the applicant possesses a high school education or its equivalent, as part of the application process;
- (4) Clarifying that an applicant must submit to a national criminal history record check as authorized by federal law and a criminal history record check from the Hawaii Criminal Justice Data Center, as part of the application process;
- (5) Clarifying that guards and individuals acting in a guard capacity shall successfully complete eight hours of classroom instruction before the first day of service and, prior to the June 30, 2021, triennial registration renewal and every registration renewal thereafter, four hours of classroom instruction during each triennial registration renewal period;
- (6) Deleting language that required the Board to establish the number of hours of classroom instruction that must be completed by guards and individuals acting in a guard capacity and permitted the Board to require up to eight hours of classroom instruction before the first day of service and at every triennial registration renewal period;
- (7) Clarifying that the definition of "classroom instruction" applies to the initial instruction and continuing education requirements and includes two-way teleconferencing and other interactive educational formats approved by the Board;
- (8) Specifying that guards who registered with the Board within one year prior to the applicable registration renewal date are not required to take the four hours of classroom instruction prior to renewing their guard registration;
- (9) Changing its effective date to July 1, 2017; and
- (10) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1264, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1264, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ohno, Takumi, Woodson and Ward.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Ward).

Senators Baker, Kidani and Nishihara.
Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Nishihara).

Conf. Com. Rep. 69 on S.B. No. 396

The purpose of this measure is to amend the procedure for clearing titles to include reassignments or releases of leases and rents, for which the underlying debt has been fully paid or satisfied.

Your Committee on Conference finds that lenders may secure loans to a borrower through a mortgage and an assignment of the borrower's rights in leases and rents. Once a loan is paid in full and satisfied, the parties to the loan generally record a release of the mortgage but sometimes fail to record a release or reassignment of the security interest in leases and rents. As a result, many of these recorded assignments of leases and rents remain on the public record and continue to be found in subsequent title searches involving a property, even though these assignments are no longer enforceable.

Your Committee on Conference further finds that title insurers and underwritten title companies are authorized to execute the release of a satisfied mortgage in certain circumstances, such as non-compliance by a mortgagee with a demand to release a satisfied mortgage; however, there is no corresponding mechanism for clearing the public record of the assignments of leases and rents. This measure amends the procedure for clearing titles to include reassignments or releases of leases and rents, which enables title companies to better facilitate the clearing of extraneous security interests on titles to real property from the public record.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that the required reassignment or release of the security interest in leases or rents applies to a borrower's interest in leases or rents in the same way that it applies to a mortgagor's interest in leases and rents; and
- (2) Changing its effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 396, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 396, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ohno, Takumi, Choy and Ward.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Baker, Keith-Agaran and S. Chang.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 70 on S.B. No. 314

The purpose of this measure is to amend the law regarding the disclosure requirements of an arbitrator in an arbitration by:

- (1) Clarifying that an interest or relationship that is required to be disclosed by an arbitrator includes a direct and material financial or personal interest in the outcome of the arbitration proceeding, or an existing or past substantial relationship with any of the parties to the agreement to arbitrate or other interested parties to the arbitration proceeding; and
- (2) Clarifying that if the court determines the arbitrator failed to disclose an interest or relationship that a reasonable person would consider likely to affect the impartiality of the arbitrator, then the court may determine that such a failure to disclose constituted evident partiality and vacate an award made by the arbitrator.

Your Committee on Conference finds that two recent decisions by the Supreme Court of Hawaii have affected the law relating to the disclosure requirements of an arbitrator that authorizes the trial court to vacate an arbitration award if the arbitrator failed to disclose a known fact that a reasonable person would consider likely to affect the impartiality of the arbitrator. In these two decisions, the Hawaii State Supreme Court held that an arbitrator's nondisclosure of information that may affect the arbitrator's impartiality constituted evident partiality as a matter of law and that the court was required to vacate the arbitrator's decision. This measure authorizes the trial court to determine the facts then impose relief that is appropriate and provides specific standards to enable the trial court to determine whether the arbitrator failed to disclose an interest or relationship that a reasonable person would consider likely to affect the impartiality of the arbitrator and whether to vacate an award made by an arbitrator who failed to disclose that information.

Your Committee on Conference has amended this measure by changing the effective date to upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 314, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 314, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Oshiro and McDermott.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Keith-Agaran, Kim and K. Rhoads.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 71 on H.B. No. 1258

The purpose of this measure is to:

- (1) Establish registration requirements and driver's licensing requirements for operation of autocycles;
- (2) Require all dealers, sellers, lessors, and rental agencies to disclose certain information, as applicable, regarding each autocycle offered for sale, lease, or rent; and
- (3) Define "autocycle".

Your Committee on Conference has amended this measure by:

- (1) Deleting the definition of "autocycle";
- (2) Amending the definition of "motorcycle" to include every motor vehicle that has a steering wheel and seating that does not require the operator to straddle or sit astride on it, and is designed to travel on three wheels in contact with the ground, called an autocycle which is certified by the manufacturer to comply with all applicable federal motor vehicle safety standards as of the date of manufacture;
- (3) Requiring a person riding upon an autocycle to be sitting in the seat and facing forward;
- (4) Prohibiting a person from operating an autocycle while carrying any package, bundle or other article which prevents the person from keeping both hands on the steering wheel of the autocycle;
- (5) Changing its effective date to January 1, 2018; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1258, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1258, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Aquino, Takumi and McDermott.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Inouye, Baker and English.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (English).

Conf. Com. Rep. 72 on H.B. No. 727

The purpose of this measure is to:

- (1) Allow the operator of a motorcycle or motor scooter to engage in "motorcycle lane filtering" or to proceed cautiously between stopped lanes of traffic and on shoulders on certain roadways as determined by the Department of Transportation (Department) until June 30, 2021; and
- (2) Require the Department to submit written reports regarding the impact of motorcycle lane filtering on traffic safety to the Legislature prior to the convening of the Regular Sessions of 2020 and 2021.

Your Committee on Conference has amended this measure by:

- (1) Removing the preamble;
- (2) Clarifying that the Department has discretion to authorize the operator of a motorcycle or motor scooter to proceed cautiously upon the shoulder of roadways, when traffic is stopped due to a marked or unmarked intersection or congestion;
- (3) Clarifying that the operator of the motorcycle or motor scooter shall safely maneuver into the adjacent lane the operator was previously on:
 - (A) Once the lane is free of traffic; or
 - (B) Once the lane of traffic begins to move forward;

- (4) Removing the requirement that the Department report on the impact of motorcycle lane filtering on traffic safety;
- (5) Changing its effective date to July 1, 2017; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 727, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 727, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Aquino, Nishimoto and McDermott.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Inouye, Keith-Agaran and English.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (English).

Conf. Com. Rep. 73 on H.B. No. 554

The purpose of this measure is to establish criteria and a process for administrative orders to provide necessary medical treatment to persons who are involuntarily committed to an inpatient psychiatric facility or are inmates or detainees in the custody of the Department of Public Safety who are unable or unwilling to consent to the provision of treatment.

Your Committee on Conference has amended this measure by:

- (1) Deleting provisions relating to administrative orders for treatment of inmates and detainees in the custody of the Department of Public Safety;
- (2) Adding new language requiring the Department of Health and Department of Public Safety to collaborate on recommendations for an administrative process for orders to provide psychiatric treatment to inmates and detainees, based on best practices in other jurisdictions;
- (3) Requiring the Department of Health to report annually to the Legislature on the Department's implementation and use of the administrative process established by this Act and on the Department's use of the Assisted Community Treatment process under existing statutes to provide medical and psychiatric care to individuals on an outpatient basis;
- (4) Changing its effective date to July 1, 2017, and inserting a seven-year sunset; and
- (5) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 554, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 554, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Belatti and McDermott.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Baker, Keith-Agaran and Nishihara.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Nishihara).

Conf. Com. Rep. 74 on H.B. No. 301

The purpose of this measure is to require the Clerk of the Court to grant, upon the timely written request of a party, a single extension of no more than fifteen days for filing with the Supreme Court a response to an application for writ of certiorari.

Your Committee on Conference has amended this measure to make it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 301, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 301, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Oshiro and McDermott.
Managers on the part of the House.

Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Keith-Agaran, Kim and K. Rhoads.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 75 on H.B. No. 459

The purpose of this measure is to require written notice of the identity of a firearms permit applicant whose application had been denied because of restrictions established by federal or state law to:

- (1) Certain law enforcement agencies;
- (2) The court that issued a protective or restraining order on a firearm permit applicant; and
- (3) The probation or parole officer of the firearms permit applicant.

Your Committee on Conference has amended this measure to be effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 459, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 459, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Takayama and Thielen.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Keith-Agaran, Nishihara and K. Rhoads.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Nishihara).

Conf. Com. Rep. 76 on S.B. No. 572

The purpose of this measure is to authorize the Office of Information Practices, rather than individual government agencies, to adopt administrative rules regarding agency record protection responsibilities for all state and county agencies that are subject to the Uniform Information Practices Act to uniformly follow and implement.

Your Committee on Conference finds that existing law authorizes each agency to individually adopt administrative rules to protect agency records and prevent manifestly excessive interference with agency duties. This measure promotes uniformity among agencies that are subject to the Uniform Information Practices Act by authorizing the Office of Information Practices to adopt rules that establish a single standard for agencies to follow.

Your Committee on Conference has amended this measure by changing the effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 572, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 572, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Oshiro and McDermott.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Keith-Agaran, Kim and K. Rhoads.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 77 on S.B. No. 288

The purpose of this measure is to:

- (1) Authorize motor vehicle and boat towing options, after notice is provided to occupants, for self-service storage facilities after sixty or more days of delinquency;
- (2) Require owners to notify occupants via electronic mail then by certified mail;
- (3) Allow owners to publish notices of sales in any commercially reasonable manner, conduct sales online, and charge late fees;

- (4) Require late fees to be provided for in rental agreements; and
- (5) Require owners to notify occupants of the changes in the law.

Your Committee on Conference finds that the State's self-storage facilities lien law has remained virtually unchanged since its enactment in 1984. Consequently, the existing law does not adequately reflect or support current self-storage facilities businesses, including facility owners and storage unit occupants. This measure therefore modernizes and clarifies Hawaii's self-storage facilities lien laws.

Your Committee on Conference has amended this measure by:

- (1) Incorporating the terms "motor vehicle" and "boat" within the term "vehicle", for purposes of applying the relevant towing section in chapter 290, Hawaii Revised Statutes, to the self-storage lien law;
- (2) Clarifying the forms of notice that must be provided to occupants, including:
 - (A) Requiring notice to be provided at an occupant's last known electronic mail address and last known postal address, postage prepaid, for notice of default and lien, and permitting an occupant to respond to the notice of default and lien via electronic mail;
 - (B) Requiring notice to be provided at an occupant's last known electronic mail address and last known postal address, postage prepaid, for notice of lien; and
 - (C) Requiring notice to be provided to an occupant's last known electronic mail address and last known address, by certified mail, postage prepaid, for notice of final demand and sale;
- (3) Deleting language that would have required any late fees charged by self-service storage facility owners to be provided for in the rental agreement, and would have permitted a late fee of \$20 or twenty percent of the monthly rental amount, whichever is greater, for each late rental payment;
- (4) Specifying that if a contract contains a limitation on value provision, this limitation shall be the maximum value of the stored property and shall not be less than \$1,000, and permitting the occupant to increase the limit on the value of the property with written permission of the owner;
- (5) Changing its effective date to upon its approval; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 288, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 288, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, Nishimoto, Say and Ward.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Baker, Keith-Agaran and Ihara.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 78 on S.B. No. 949

The purpose of this measure is to:

- (1) Make various updates to the Money Transmitters Act, chapter 489D, Hawaii Revised Statutes, including:
 - (A) Clarifying that transactions related to decentralized virtual currency are not subject to the Money Transmitters Act;
 - (B) Clarifying permissible investment requirements for money transmitter licensees; and
 - (C) Updating requirements for applications, extraordinary reporting requirements, change in control of licensee, and criminal history record checks; and
- (2) Establish the Decentralized Virtual Currency Working Group to be placed with the Department of Commerce and Consumer Affairs.

Your Committee on Conference finds that money transmitters are responsible for transmitting billions of dollars for consumers to locations around the world. Improper practices can result in loss of consumer funds and movement of money promoting or derived from unlawful activity. This measure makes various updates to clarify and strengthen Hawaii's Money Transmitters Act, which will improve licensee compliance, enhance the Division of Financial Institutions' ability to effectively administer the money transmitters law, ensure the law is more clearly applicable to new technology and creative payment options, and enhance consumer protection by strengthening requirements for background information on persons associated with a money transmitter licensee.

Your Committee on Conference further finds that this measure also exempts transactions related to decentralized virtual currency from the Money Transmitters Act and establishes a working group to study whether decentralized virtual currency should be regulated under the Money Transmitters Act. Your Committee on Conference notes that virtual currency is a highly complex, relatively novel payment model. Although the National Conference of Commissioners on Uniform State Laws has established a committee to examine the need for and feasibility of drafting uniform state legislation on the regulation of virtual currencies, the committee's work is still in progress. As such, your Committee on Conference believes it is prudent not to exempt decentralized virtual currency from the State's Money Transmitters Act at this time. Furthermore, your Committee on Conference also notes that the Commissioner of Financial Institutions has indicated a willingness to continue discussions regarding the issues surrounding virtual currency during the upcoming legislative interim.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Deleting the definition of "decentralized virtual currency";
- (2) Deleting language that would have exempted transactions related to decentralized virtual currency from the Money Transmitters Act;
- (3) Deleting language that would have established the Decentralized Virtual Currency Working Group within the Department of Commerce and Consumer Affairs;
- (4) Changing its effective date to September 1, 2017; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 949, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 949, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ohno, Takumi, Choy and Ward.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Baker, Keith-Agaran and Kidani.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Kidani).

Conf. Com. Rep. 79 on S.B. No. 655

The purpose of this measure is to allow the news media, subject to certain conditions, to access areas that are closed pursuant to the emergency management powers of the Governor and Mayors.

Your Committee on Conference finds that a freely functioning news media is essential for maintaining a free and open society. The news media serves the invaluable purpose of relaying necessary and timely information to the public, and the need for this media role is even more urgent in an emergency or crisis situation. However, existing state laws do not ensure robust media access during emergency or crisis situations. Therefore, it is important to update these laws to ensure the maximum access possible for news media during emergency situations. Accordingly, this measure:

- (1) Allows a duly authorized representative of any news service, newspaper, radio station, television station, or online news distribution network, under certain conditions, to enter an area closed pursuant to the emergency management powers of the Governor or Mayors, if providing media access is reasonable, safe, and does not hinder ongoing response and recovery activities; and
- (2) Specifies that the State, counties, and designated emergency management officials are not responsible for providing logistical support to news media accessing closed emergency areas.

Your Committee on Conference has amended this measure by:

- (1) Inserting language that limits the liability of the State and counties arising from media representatives entering a closed emergency area; and
- (2) Changing the effective date to upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 655, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 655, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takayama, San Buenaventura, LoPresti and Thielen.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Nishihara, Keith-Agaran and Wakai.
Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Wakai).

Conf. Com. Rep. 80 on H.B. No. 1235

The purpose of this measure is to adopt the Uniform Family Law Arbitration Act to create a statutory framework for the arbitration of family law and child-related disputes.

Your Committee on Conference has amended this measure by:

- (1) Requiring the prospective arbitrator to make all disclosures that are required by section 658A-12, Hawaii Revised Statutes to the parties; and
- (2) Making this measure effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1235, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1235, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, San Buenaventura and McDermott.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Keith-Agaran, K. Rhoads and L. Thielen.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 81 on H.B. No. 511

The purpose of this measure is to clarify and enhance consistency in the administration and enforcement of Hawaii's lobbying laws by amending the laws governing lobbyists including:

- (1) Amending the definition of "expenditure" to include the expense of preparing for a hearing before the Legislature or administrative agency;
- (2) Specifying that certain expenses for intrastate travel costs are excluded from the definition of "expenditure," but the exclusion does not apply to travel costs of legislators, board members, commission members, or other employees of the State;
- (3) Specifying that expenses incurred by nonprofit organizations to prepare and submit a grant application are excluded from the definition of "expenditure";
- (4) Amending the definition of "lobbyist" to specify types of activities and amounts of expenditures that qualify as lobbying;
- (5) Amending the definition of "lobbying" to exclude the preparation and submission of a grant application by a representative of a nonprofit organization;
- (6) Allowing a person who had employed or contracted with a lobbyist to file a notice of termination;
- (7) Amending the requirements for submitting lobbyist reports for the periods covered by special sessions of the Legislature;
- (8) Increasing the maximum administrative fine from \$500 to \$1000 for each violation of the lobbying law; and
- (9) Requiring the State Ethics Commission to post on the Internet the lobbyists' registration statements within a reasonable time after filing and to maintain the posting for at least four years.

Your Committee on Conference has amended this measure by:

- (1) Deleting from the definition of lobbyist an individual who engages in an unspecified number of measures during the legislative session; and
- (2) Making the measure effective upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 511, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 511, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Oshiro and McDermott.
Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Keith-Agaran, Kim and K. Rhoads.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 82 on H.B. No. 1009

The purpose of this measure is to exempt residence or occupancy in a structure or on a property directly controlled, owned, and managed by the Hawaii Public Housing Authority (HPHA), including state low-income housing projects and elder or elderly housing under HPHA, from the requirements of the Residential Landlord-Tenant Code.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that exemption for residence or occupancy in a structure or on a property from the Residential Landlord-Tenant Code applies to a structure or property directly controlled, owned, or managed by HPHA; and
- (2) Changing its effective date to upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1009, H.D. 3, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1009, H.D. 3, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Brower, Takumi, Hashem and McDermott.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Espero, Baker and Harimoto.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Harimoto).

Conf. Com. Rep. 83 on S.B. No. 102

The purpose of this measure is to address the federal funding policy study mandated by Act 225, Session Laws of Hawaii 2016.

Specifically, the measure:

- (1) Amends Act 225 to change the state agency charged with conducting the federal funding policy study required by that Act from the Office of the Governor to the Department of Budget and Finance;
- (2) Specifies that the fiscal bienniums to be covered by the study are 2017-2019 and 2019-2021; and
- (3) Extends the deadline for the study from no later than twenty days prior to the convening of the Regular Session of 2018 to October 1, 2018.

Your Committee on Conference finds that the Office of Federal Awards Management within the Department of Budget and Finance currently monitors federal funds received by the State and bears the major responsibility for budgetary policies. This familiarity, along with the Department's practical appreciation of the need for sustainable revenues, makes the Department more suited to conducting the federal funding policy study than the Office of the Governor.

Your Committee on Conference has amended this measure to:

- (1) Appropriate \$100,000 in fiscal year 2017-2018 for the preparation of the federal funding policy study; and
- (2) Change the effective date from July 1, 2030, to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 102, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 102, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Cullen and Tupola.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (Tupola).

Senators Tokuda, English and Galuteria.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 84 on S.B. No. 712

The purpose of this measure is to require the inclusion of additional information in the variance report submitted annually by the Governor to the Legislature to allow the Legislature to better align its budget decisions with the actual needs and expenditures of the executive departments.

More specifically, this measure requires the following information to be included in the variance report submitted to the Legislature before each Regular Session, commencing with the Regular Session of 2019:

- (1) Means of financing information and cost element breakdowns in comparison of:
 - (A) Budgeted appropriations and actual expenditures; and
 - (B) Position ceiling and filled positions; and
- (2) A summary by department of:
 - (A) Cost element breakdowns of expenditures; and
 - (B) The position ceiling in comparison to total positions filled.

Your Committee on Conference finds that the variance report submitted annually by the Governor to the Legislature generally includes only a summary of budgeted appropriations and actual expenditures. Your Committee on Conference further finds that consideration should be given to whether requiring additional information in the variance report would be helpful for the Legislature to better monitor the actual budgetary performances of the departments.

Your Committee on Conference has amended this measure by:

- (1) Deleting language requiring additional information to be included in the variance report submitted annually to the Legislature;
- (2) Requiring instead that the Governor submit to the Legislature, prior to the Regular Session of 2019, summarized comparisons by executive department of:
 - (A) Total budgeted and actual expenditures for fiscal year 2017-2018 and total budgeted and estimated expenditures for fiscal year 2018-2019; and
 - (B) The position ceiling and positions filled for fiscal year 2017-2018 and the position ceiling and positions estimated to be filled for fiscal year 2018-2019;
- (3) Requiring the Governor to recommend to the Legislature whether similar information to that required by this measure should be included in future variance reports;
- (4) Requiring that the information and recommendation required by paragraphs (2) and (3) be submitted with the variance report submitted to the Legislature prior to the Regular Session of 2019;
- (5) Changing the effective date to July 1, 2018; and
- (6) Making technical nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 712, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 712, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Cullen and Tupola.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (Tupola).

Senators Tokuda, English and Galuteria.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 85 on S.B. No. 713

The purpose of this measure is to require that the state six-year program and financial plan and budget include information on tax expenditures, which are exemptions, deductions, credits, exclusions, or other deviations from the normal tax structure.

Your Committee on Conference finds that tax expenditures, like appropriations of funds, result in the reduction of available resources for public programs. However, information about tax expenditures, particularly their negative impact on the state treasury, is not as readily available to the public as is information about budget appropriations and expenditures. Your Committee therefore finds that this measure promotes transparency and facilitates the provision of information necessary for the Legislature to weigh the costs of tax expenditures against the costs of public programs that are dependent on budget appropriations.

Your Committee on Conference has amended this measure to take effect on July 1, 2018.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 713, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 713, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Cullen and Tupola.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (Tupola).

Senators Tokuda, English and Wakai.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 86 on S.B. No. 722

The purpose of this measure is to determine the benefits, appropriateness, and value of efficiency measures for state programs.

More specifically, the measure:

- (1) Recommences, with clearer expectations and objectives, the efficiency measures pilot project first established under Act 67, Session Laws of Hawaii 2015;
- (2) Appropriates unspecified sums of general funds for fiscal years 2017-2018 and 2018-2019 for the pilot project; and
- (3) Requires the Director of Finance, no later than twenty days prior to the convening of the Regular Session of 2019, to submit to the Legislature a report on efficiency measures attained.

Your Committee on Conference finds that, at present, projections of state general fund revenues are not particularly robust. Thus, the budgetary situation of the State may require more scrutiny in the future to better control appropriations. Your Committee on Conference believes that efficiency measures may provide data to enhance the level of scrutiny and help the legislature make difficult budget decisions to improve and continue important programs on a sustainable basis. However, present state budget documents do not include efficiency measures tied to appropriation requests.

Your Committee on Conference recognizes that Act 67, Session Laws of Hawaii 2015, established an efficiency measures pilot project intended to provide the Legislature with the information necessary to determine whether efficiency measures may be formulated, collected, and analyzed by the Department of Budget and Finance and other state agencies in a practical and cost-effective manner. As a result of Act 67, the Department of Budget and Finance, on December 30, 2016, submitted a report to the Legislature regarding the pilot project. The report raised certain concerns, such as the proper definition of efficiency measures and the resources necessary to provide data on efficiency measures. Based on these concerns, the report recommended further discussion with the Legislature on the issue.

In light of these concerns, your Committee on Conference finds that recommencing the pilot project with clearer expectations and objectives should produce better data and a clearer determination of the benefits, appropriateness, and value of efficiency measures.

Your Committee on Conference notes that the \$100,000 appropriated in Act 67, Session Laws of Hawaii 2015, for the efficiency measures study was never expended.

Your Committee on Conference has amended this measure by:

- (1) Inserting general fund appropriations of \$50,000 each for fiscal year 2017-2018 and fiscal year 2018-2019 for the conduct of the pilot project; and
- (2) Changing its effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 722, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 722, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Cullen and Tupola.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (Tupola).

Senators Tokuda, English and Galuteria.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 87 on S.B. No. 387

The purpose of this measure is to require a health carrier with a network plan to maintain a network that is sufficient in numbers and appropriate types of providers, to ensure that covered persons under a health benefit plan have access to covered benefits.

Your Committee on Conference finds that the federal Patient Protection and Affordable Care Act of 2010 requires that health plans participating in qualified health plans meet network adequacy standards to ensure consumers have access to needed care without unreasonable delay. In November 2015, the National Association of Insurance Commissioners (NAIC) adopted a new Network Adequacy Model Act (Model Act) that established standards for the creation and maintenance of health plan networks and to assure the adequacy, accessibility, transparency, and quality of health care services offered under a network plan.

Your Committee on Conference further finds that this measure is Hawaii's adaptation of the NAIC's Model Act and is the product of a working group established by the Insurance Commissioner to create network adequacy policies that balance the realities of Hawaii's unique provider base with a health plan's ability to provide its members with proper access to a sufficient number of in-network primary care and specialty providers.

Your Committee on Conference has amended this measure by:

- (1) Changing its effective date to July 1, 2017; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 387, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 387, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Takumi, Kobayashi and Tupola.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Baker, Espero and Nishihara.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Espero).

Conf. Com. Rep. 88 on S.B. No. 953

The purpose of this measure is to make various updates to the State's insurance code relating to: third-party claimants; insurance fraud penalties; certificates of authority; motor vehicle insurance self-insurers; nonresident adjusters; insurance producer licensing; and supervisory proceedings undertaken by the Insurance Commissioner.

Your Committee on Conference finds that this measure will update and improve the State's insurance code in a number of areas. Among other things, this measure proactively allows the Commissioner to trigger the arrival and assistance of nonresident adjusters in the State ahead of a declaration of emergency by the Governor.

Your Committee on Conference further finds that this measure also conforms the State's producer licensing requirements to the National Association of Insurance Commissioners' Producer Licensing Model Act by eliminating producer-to-producer appointments. In 2001, the Insurance Division deviated from the model law to conform with the then-current system, and as a result, Hawaii is now the only state that has a producer-to-producer appointment law. This measure ensures Hawaii's insurance code is uniform with other states' statutes.

Your Committee on Conference has amended this measure by:

- (1) Deleting language that would have required certain actions by a producer and insurer upon initiation by the producer of termination of the producer's appointment with the insurer, as this language did not conform to the Producer Licensing Model Act;
- (2) Changing its effective date to July 1, 2017; provided that the provisions relating to producer licensing shall take effect on January 1, 2019; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 953, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 953, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, Cullen and Ward.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (Ward).

Senators Baker, Keith-Agaran, Taniguchi, Ihara and Nishihara.
Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, 2 (Nishihara, Taniguchi).

Conf. Com. Rep. 89 on S.B. No. 1006

The purpose of this measure is to eliminate a loophole that allows a nonresident decedent to avoid estate and generation-skipping transfer taxes by using a single member limited liability company to hold property located in the State.

Your Committee finds that the Hawaii estate tax is imposed on property transferred from decedents to their heirs.

For nonresident decedents, only property located in Hawaii is subject to the tax. However, when a nonresident decedent's property located in Hawaii is placed into a single member limited liability company, the Hawaii estate tax does not apply because the decedent did not directly own the property. Instead, the property is treated as having the situs of the nonresident decedent's domicile. This measure closes that tax law loophole by specifying that, if property located in Hawaii is held by a single member limited liability company that is solely owned by a nonresident decedent, that company will be disregarded for estate tax purposes and the tax will apply as if the nonresident decedent owned the property directly.

Your Committee has amended this measure by changing the effective date to the date of the measure's approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1006, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1006, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Cullen and McDermott.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Tokuda, Galuteria and Harimoto.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Harimoto).

Conf. Com. Rep. 90 on S.B. No. 292

The purpose of this measure is to repeal chapter 514A, Hawaii Revised Statutes, relating to condominium property regimes, on January 1, 2019, and ensure that all condominiums in the State are governed under chapter 514B, Hawaii Revised Statutes, relating to condominiums.

Your Committee on Conference finds that two condominium chapters are currently maintained: chapter 514A, Hawaii Revised Statutes (chapter 514A), and chapter 514B, Hawaii Revised Statutes (chapter 514B). Chapter 514A is relevant only to condominium property regimes that were created before July 1, 2006. Chapter 514B has applied to all condominiums created within the State since July 1, 2006, and virtually all provisions of chapter 514B that affect the management of condominiums have applied automatically to condominiums in existence before July 1, 2006, the effective date of chapter 514B. Your Committee on Conference further finds that this measure repeals chapter 514A, ensures that all condominiums in the State are governed under chapter 514B, and is needed to eliminate the unnecessary confusion caused by maintaining two condominium chapters under Hawaii law.

However, your Committee on Conference notes that certain condominium projects created prior to July 1, 2006, may still be required to submit various types of public reports to the Real Estate Commission. It is therefore important for this measure to include an appropriate safe harbor mechanism for all condominiums and projects in the State created prior to July 1, 2006, to ensure the smooth transition of these condominiums and projects to chapter 514B.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Including a safe harbor provision, which:
 - (A) Permits condominium property regimes created prior to July 1, 2006, to be sold on or after January 1, 2019, without revising any of the governing documents; provided that the developer's public report was active on January 1, 2019, and is accurate and not misleading;
 - (B) Specifies that on January 1, 2019, all active, non-expired developer's public reports under chapter 514A will be treated as non-expiring public reports under chapter 514B, but requires developers to file an amended public report if any pertinent or material changes occur to the condominium project;
 - (C) Requires condominium property regimes created prior to July 1, 2006, but were not issued an effective date and did not file a notice of intent under chapter 514A to revise their governing documents and register under chapter 514B, for a developer to offer for sale or sell condominiums; and
 - (D) Specifies that nothing in this measure shall be deemed to invalidate any condominium property regime that was validly created under chapter 514A prior to July 1, 2006;
- (2) Deleting language that specified developers of projects registered under chapter 514A, but not yet brought to market for sale, had until January 1, 2019, to register such projects with the Real Estate Commission and bring the projects to market;
- (3) Changing its effective date to January 1, 2019; and

- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 292, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 292, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, San Buenaventura, Cullen and Ward.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Ward).

Senators Baker, Ihara and Kidani.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Kidani).

Conf. Com. Rep. 91 on S.B. No. 382

The purpose of this measure is to require a management audit of the Public Utilities Commission (Commission).

Your Committee on Conference finds that the Public Utilities Commission is empowered and mandated to provide effective, proactive, and informed oversight of public utilities, including electric, telephone, and gas companies; sewer and water companies; interisland water carriers; and motor carriers, all of which provide services that are essential to the public interest of the State. Your Committee on Conference further finds that the Office of the Auditor last conducted a management audit on the Commission in 2004. At that time, the Auditor's report identified core deficiencies that resulted from a lack of vision and planning. Your Committee on Conference therefore finds that it is prudent to again evaluate the Commission, to ensure that any previously identified issues have been addressed, reveal opportunities for improvement, and aid in the transition to a more effective and efficient Commission. Accordingly, this measure requests the Auditor to conduct a comprehensive management audit of the Commission.

However, your Committee on Conference notes that while the requested management audit is an important first step in evaluating the effectiveness of the Commission, amendments to this measure are necessary that will further increase the efficiency and effectiveness of the Commission.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Establishing guiding principles of the Commission;
- (2) Allowing a commissioner to attend a public hearing or meeting or work with staff by teleconference or videoconference in specific situations;
- (3) Requiring the Commission's budget to provide for travel expenses for commissioners who are residents of a county other than the City and County of Honolulu;
- (4) Updating the contents of the requested management audit, including consideration of the ability of individual commissioners to receive assistance from Commission staff and permitting the Auditor to review public utilities commissions in other jurisdictions;
- (5) Changing its effective date to July 1, 2017;
- (6) Updating its purpose section; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 382, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 382, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, Cullen and Ward.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Baker, English and Kidani.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Kidani).

Conf. Com. Rep. 92 on S.B. No. 99

The purpose of this measure is to prohibit any county from disqualifying a legal nonconforming dwelling unit from the housing choice voucher program if the unit meets zoning and building code requirements and other program standards such as health and safety standards.

Your Committee on Conference finds that a lack of available housing options is a critical issue facing the State's citizens. Measures that limit housing availability have the additional negative effect of increasing home prices and rents. It is therefore necessary to remove as many barriers to affordable

housing as possible. This measure confronts this issue by limiting a county's ability to disqualify a legal nonconforming dwelling unit from the housing choice voucher program, thereby retaining the availability of these units for section 8 housing.

Your Committee on Conference has amended this measure by changing the effective date to upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 99, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 99, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Brower, Nakamura and McDermott.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Nishihara, Espero and Shimabukuro.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Espero).

Conf. Com. Rep. 93 on S.B. No. 407

The purpose of this measure is to broaden the types of short-term investment options for the counties, including certain money market funds.

Your Committee on Conference finds that ensuring the financial strength of the counties is important for public welfare. One means of supporting the financial strength of the counties is to allow the counties to make certain short-term investments. While the counties currently have authority to make some investments, it is important and sensible to expand the investment options of the counties so that they more closely mirror the investment options afforded to the State. However, to better protect the public, there should also be in place safeguards to ensure quality investments. Accordingly, this measure:

- (1) Allows the director of finance of each county to make short-term investments in additional types of bonds and notes, thereby providing the county directors of finance with similar investment authority as the state Director of Finance;
- (2) Requires that for investments in bonds of any improvement district, the investments be of investment grade or supported by the general obligation pledge of the county in which the improvement district is located; and
- (3) Prohibits investment or the entering into any agreement which would or may require the county to make future payments, such as swap agreements, hedge agreements, or other similar agreements.

Your Committee on Conference has amended this measure by changing the effective date to upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 407, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 407, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Cullen and Tupola.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (Tupola).

Senators Nishihara, Taniguchi and Wakai.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Wakai).

Conf. Com. Rep. 94 on S.B. No. 545

The purpose of this measure is to establish a temporary commission to plan for the 13th Festival of Pacific Arts to be held in Honolulu from June 11 to June 27, 2020.

Your Committee finds that the Festival of Pacific Arts will place Hawaii in the spotlight, bringing attention to the State's creative arts economy while also providing the opportunity for cultural exchange to advance topics of global relevance. The festival will bring together delegations from approximately twenty-seven Pacific island nations for events, activities, and performances. By highlighting Hawaii's arts, culture, design, and music, the festival will help position the State as a hub of creative and cultural importance in the Pacific.

Your Committee on Conference has amended this measure by:

- (1) Adding an additional community member to the commission and providing the Governor with flexibility by clarifying that it is preferable that the two community members of the commission have experience in cultural and international festivals;
- (2) Changing the commission reporting requirement to twenty days prior to the convening of the regular session of 2018 rather than twenty days prior to the regular sessions of 2018, 2019, and 2020;

- (3) Inserting an appropriation amount of \$500,000 for fiscal year 2017-2018 from the general revenues of the State of Hawaii for the commission to plan for the Festival of Pacific Arts to be held in Honolulu from June 11 to June 27, 2020;
- (4) Removing the proviso to repeal this measure on June 30, 2022;
- (5) Changing the effective date to July 1, 2017; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 545, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 545, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ito, Onishi, Holt and McDermott.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Taniguchi, Wakai and English.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Wakai).

Conf. Com. Rep. 95 on S.B. No. 1244

The purpose of this measure is to:

- (1) Authorize the Hawaii Community Development Authority to waive a right to repurchase a reserved or workforce housing unit and transfer that right to a qualified nonprofit housing trust;
- (2) Authorize the counties to waive their first right of refusal to repurchase certain privately-developed affordable housing units and transfer that right to a qualified nonprofit housing trust;
- (3) Authorize the Hawaii Housing Finance and Development Corporation (HHFDC), if it waives its first right of refusal to purchase certain real property, to transfer that right to a qualified nonprofit housing trust, which must then establish new buyback restrictions to maintain the affordability of that unit;
- (4) Amend the means of calculating the maximum price for the HHFDC's first option to purchase real property;
- (5) Amend the state low-income housing tax credit; and
- (6) Appropriate funds to the HHFDC to establish a position to oversee the low-income housing tax credit.

Your Committee on Conference finds that for decades, there has been a persistent shortage of safe, decent, and sanitary housing, and the median price for a single family home on Oahu has risen to approximately \$750,000. Your Committee on Conference further finds that recent studies show a need for sixty thousand housing units by the year 2020. Your Committee on Conference additionally finds that it is necessary to take steps to preserve the affordability of housing units for as long as possible.

Your Committee on Conference has amended this measure by:

- (1) Deleting amendments to the state low-income housing tax credit;
- (2) Deleting the condition that the HHFDC or qualified nonprofit housing trust selected by HHFDC exercise the option to purchase the real property within a reasonable amount of time before a purchaser is required to sell the property to a qualified resident upon certain terms;
- (3) Deleting the appropriation to the HHFDC;
- (4) Changing the effective date to July 1, 2017; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1244, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1244, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Brower, Nakamura and McDermott.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Espero, Kim and Harimoto.

Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 96 on S.B. No. 423

The purpose of this measure is to:

- (1) Prohibit denying a student a meal for failure to pay within the first twenty-one days of the first semester of a school year while the student's application is being processed;
- (2) Prohibit denying a student a meal for failure to pay within seven days after the student's meal fund account balance is zero or negative;
- (3) Authorize the Department of Education to adopt rules or policies for the collection of funds for negative student meal balances; and
- (4) Require a report to the Legislature.

Your Committee on Conference finds that forty-seven percent of public school students in Hawaii qualify for the Department of Education's free and reduced lunch program. Your Committee on Conference further finds that gaps in coverage for individual students in the program can arise due to delays in processing applications or the financial situation of the student's family. Your Committee on Conference additionally finds that chronically hungry students suffer significant hardship compared to their classmates, and can experience achievement gaps, concentration loss, illness, increased absenteeism, behavioral problems, depression, and misdiagnosed learning disorders. This measure will ensure that students qualifying for the free and reduced lunch program will not go hungry due to delays in application processing or missed payments.

Your Committee on Conference has amended this measure by changing the effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 423, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 423, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Cullen, Hashem, Ohno and Matsumoto.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Kidani, Harimoto and K. Kahele.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (K. Kahele).

Conf. Com. Rep. 97 on S.B. No. 1286

The purpose of this measure is to:

- (1) Clarify the scope of the private trade, vocational, and technical school licensure program within the Department of Education;
- (2) Authorize the Department of Education to ensure that the private trade, vocational, and technical schools are complying with either federal requirements or accreditation requirements;
- (3) Establish a licensing fee to ensure the sustainability of the licensure program;
- (4) Establish a license renewal process and fee;
- (5) Establish the private trade, vocational, and technical school licensure special fund; and
- (6) Appropriate monies for one full-time equivalent position within the Department of Education to administer the licensing program.

Your Committee on Conference finds that private trade, vocational, and technical schools provide specialized training for a number of professions in the State, including those in massage therapy, health care, tax preparation, and maritime activities. These schools are prohibited from operating in Hawaii without being licensed, and licensure has been the responsibility of the Department of Education since 1939. Your Committee on Conference further finds that many private trade, vocational, and technical schools rely on state licensure to fulfill accreditation requirements, facilitate collaboration and participation with entities and students from outside the State, and receive access to funding from a diverse variety of sources.

Your Committee on Conference has amended this measure by:

- (1) Requiring the Department of Education to license schools as necessary to allow those schools to qualify for federal, state, or private funding or to allow graduates to qualify for professional licensing;
- (2) Specifying that license and license renewal fees for applications submitted after December 31, 2017, are \$2,000;
- (3) Authorizing an appropriation amount of \$60,000 from the general fund of the State for deposit into the private trade, vocational, and technical school licensure special fund;

- (4) Authorizing an appropriation amount of \$100,000 out of the private trade, vocational, and technical school licensure special fund;
- (5) Changing the effective date to July 1, 2017; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1286, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1286, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Takumi, Lowen, Ohno and Matsumoto.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Kidani, Baker, K. Kahele and Dela Cruz.
Managers on the part of the Senate.
Ayes, 4. Noes, none. Excused, none.

Conf. Com. Rep. 98 on S.B. No. 911

The purpose and intent of this measure is to provide additional financing assistance for affordable rental housing projects under the Housing Loan and Mortgage Program, popularly known as the Hula Mae Multifamily Program.

More specifically, this measure increases the Hula Mae Multifamily Revenue Bond authorization amount from \$1,000,000,000 to an unspecified amount and requires the Hawaii Housing Finance and Development Corporation to submit annual reports to the Legislature describing the multifamily revenue bond activity under section 201H-95, Hawaii Revised Statutes.

Your Committee on Conference finds that the affordable housing crisis continues to be one of the State's most significant and challenging social problems and is a critical issue for many Hawaii residents. Your Committee on Conference believes that as the cost of housing increases, the State must continue to assist residents in obtaining affordable rental housing. Increasing the Hawaii Housing Finance and Development Corporation's revenue bond authorization will allow the corporation to provide additional financing assistance for affordable rental housing projects under the Housing Loan and Mortgage Program.

Your Committee on Conference has amended this measure by changing the bond authorization cap amount from an unspecified amount to \$1,500,000,000.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 911, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 911, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Brower, Nakamura and McDermott.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Tokuda, Dela Cruz and English.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Dela Cruz).

Conf. Com. Rep. 99 on S.B. No. 718

The purpose and intent of this measure is to establish a mobile court to dispose of certain criminal cases.

Specifically, this measure:

- (1) Temporarily establishes the community court outreach project in the City and County of Honolulu to dispose of cases involving nonviolent, nonfelony offenses where a plea agreement has been reached;
- (2) Makes the project subject to the availability of funds and memoranda of agreement with the Prosecuting Attorney of the City and County of Honolulu and the state Public Defender;
- (3) Appropriates an unspecified sum for the project with unspecified amounts to be transferred to the Prosecuting Attorney of the City and County of Honolulu and the state Public Defender; and
- (4) Terminates the project on June 30, 2020.

Your Committee on Conference finds that a community court outreach project provide accountability for and treatment options to offenders, ultimately resulting in reduced crime and recidivism.

Your Committee on Conference notes that an appropriation of \$445,768 in general funds for each fiscal year of the biennium has been included within the General Appropriations Act of 2017. The appropriation is intended to be distributed among the Office of the Public Defender, the Department of the Prosecuting Attorney for the City and County of Honolulu, and the Judiciary for the community court outreach project. Your Committee on Conference also intends that the appropriation be recurring, signifying the legislative intent that the project be made permanent and possibly expanded to other counties in the future.

Your Committee on Conference has amended this measure to make the provisions consistent with the policy direction expressed in the General Appropriations Act of 2017. Specifically, your Committee on Conference has amended this measure by:

- (1) Making the project permanent;
- (2) Making the administration and operation of the project subject to the availability of sufficient funds through a specific appropriation, transfer of an appropriation from another state agency, or a federal or other grant;
- (3) Deleting the requirement that the Judiciary enter into memoranda of agreement with the Prosecuting Attorney of the City and County of Honolulu and the state Public Defender to specify the terms and conditions of each agency's participation in the project;
- (4) Requiring the Prosecuting Attorney of the City and County of Honolulu and the state Public Defender to participate in the project, subject to the availability of sufficient funds;
- (5) Deleting the appropriation in light of the funding provided for the project under the General Appropriation Act of 2017;
- (6) Adding that the Chief Justice, as an alternative recommendation in the report to the Legislature and the Governor on the project, may recommend that the project be terminated; and
- (7) Changing the effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 718, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 718, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Luke, Takayama and McDermott.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Keith-Agaran, Tokuda and K. Rhoads.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (K. Rhoads).

Conf. Com. Rep. 100 on S.B. No. 149

The purpose and intent of this measure is to:

- (1) Repeal the requirement that all applicants for procurement contracts for health and human services possess all licenses necessary to conduct the subject business; and
- (2) Repeal the requirement that all contracts for health and human services include only costs, fees, and taxes that are reflected in the proposal.

Your Committee on Conference finds that the requirement that potential contractors obtain licensure prior to being awarded a state contract for health or human services has served as a significant barrier to new providers entering the service system, as providers typically will not obtain licensure prior to being awarded a contract. Your Committee on Conference further finds that the Hawaii Administrative Rules already require applicants to obtain necessary licenses prior to the start of contract services, and that the original intent of this law is no longer being served because its implementation has resulted in an overly restricted marketplace which has chilled healthy business competition amongst qualified health and human services providers. Thus, your Committee on Conference finds that the repeal of this law is necessary for the efficient processing of contracts for health and human services.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 149, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 149, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Holt, Yamashita and Matsumoto.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Yamashita).

Senators Kim, Green, Baker, Galuteria and K. Rhoads.
Managers on the part of the Senate.

Ayes, 4. Noes, none. Excused, 1 (K. Rhoads).

Conf. Com. Rep. 101 on S.B. No. 559

The purpose of this measure is to:

- (1) Document the State's commitment to combat climate change by systematically reducing greenhouse gas emissions and improving our resiliency to climate change aligned with the principles and contributing to the goals set by the Paris Agreement;
- (2) Rename the Interagency Climate Adaptation Committee as the Hawaii Climate Commission; and
- (3) Require the Hawaii Climate Commission to develop sea level rise vulnerability and adaptation reports and to take the lead on the establishment and implementation of climate change mitigation and adaptation strategies.

Your Committee on Conference finds that not only is climate change real, but it is the overriding challenge of the 21st century and one of the priority issues of the Senate. Your Committee on Conference also finds that on December 12, 2015, one hundred ninety-five countries at the 21st Conference of the Parties of the United Nations Framework Convention on Climate Change adopted an agreement addressing greenhouse gas emissions mitigation, adaptation, and finance starting in the year 2020, known as the Paris Agreement. Your Committee on Conference supports the goals of the Paris Agreement to combat climate change and its effects on environments, economies, and communities around the world and finds it necessary that the State expand its efforts to further mitigate Hawaii's greenhouse gas emissions and adopt strategies to minimize the impact of climate change on Hawaii's people and environment.

Your Committee on Conference has amended this measure by:

- (1) Amending the title of chapter 225P, Hawaii Revised Statutes, to read, "Hawaii Climate Change Mitigation and Adaptation Initiative";
- (2) Renaming the Hawaii Climate Commission as the Hawaii Climate Change Mitigation and Adaptation Commission (Commission);
- (3) Deleting certain references to section 225P-1, Hawaii Revised Statutes;
- (4) Inserting a general fund appropriation amount of \$40,000 for fiscal years 2017-2018 and 2018-2019 to the Department of Land and Natural Resources, rather than the Department of Accounting and General Services, for the purposes of this measure;
- (5) Inserting a general fund appropriation amount of \$65,000 for fiscal years 2017-2018 and 2018-2019 to the Department of Land and Natural Resources for the establishment of one full-time equivalent (1.00 FTE) climate change mitigation and adaptation coordinator position to support the Commission;
- (6) Making the climate change mitigation and adaptation coordinator position exempt from chapter 76, Hawaii Revised Statutes;
- (7) Inserting an effective date of July 1, 2017; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 559, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 559, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lee, Yamane, Lowen and Thielen.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Yamane).

Senators Gabbard, Kim, Inouye and English.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, 1 (Inouye).

Conf. Com. Rep. 102 on S.B. No. 885

The purpose and intent of this measure is to permit the Comptroller to acquire risk management, investigative, claims adjustment, actuarial, and other services on a fixed fee basis by exempting a broker submitting a proposal in response to such a fixed fee solicitation and the broker's performance of the activities in accordance with the proposal from certain provisions of the Insurance Code.

Your Committee on Conference finds that providing the Comptroller with the option to hire an insurance broker on a fixed fee for service basis rather than the current commission basis by enabling the broker to accept a flat fee from the State will result in better value to the public through lower costs of acquiring and insuring State property and liability risks. Your Committee on Conference further finds that it is in the best interest of the public to give the Comptroller flexibility in choosing a compensation model that is most cost-effective under the prevailing economic environment at the time when procuring insurance for the State. Your Committee on Conference notes that the current arrangement of the state insurance broker being compensated on a commission basis by the insurance companies from which the State purchases insurance could present a conflict of interest or at minimum the appearance of a conflict of interest.

Your Committee on Conference has amended this measure by inserting an effective date of July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 885, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 885, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, Cullen and Ward.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Kim, Baker and Taniguchi.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 103 on S.B. No. 935

The purpose of this measure is to:

- (1) Permit the Hawaii Employer-Union Health Benefits Trust Fund (EUTF) to employ certain staff through the civil service system;
- (2) Exempt any civil service exempt EUTF staff positions created after July 1, 2014, from section 76-16(b)(17)(A), Hawaii Revised Statutes, which would have required any civil service exempt EUTF positions created after July 1, 2014, to expire in three years unless affirmatively extended by an act of the Legislature; and
- (3) Appropriate funds for the EUTF to hire staff through the civil service system.

Your Committee on Conference finds that eighty-six percent of EUTF authorized positions are exempt from civil service, and thus do not receive the same benefits that are available to employees hired through the civil service system. Your Committee on Conference finds that EUTF operations and employees would benefit from the hiring of certain EUTF staff through the civil service system.

Your Committee on Conference has amended this measure by:

- (1) Inserting an appropriation amount of \$86,837 for fiscal year 2017-2018 and \$104,616 for fiscal year 2018-2019 for the EUTF to employ certain staff through the civil service system; and
- (2) Inserting an effective date of July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 935, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 935, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Holt, Keohokalole and Matsumoto.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Keohokalole).

Senators Keith-Agaran, Taniguchi and K. Rhoads.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (K. Rhoads).

Conf. Com. Rep. 104 on S.B. No. 930

The purpose of this measure is to provide a process by which the Hawaii Employer-Union Health Benefits Trust Fund (EUTF) may void claims for reimbursement of Medicare part B premiums and other debt payable when the total amount payable is less than a specified dollar amount and the claim is older than ten years.

Your Committee on Conference finds that the EUTF currently lacks a process by which it may void claims for minor amounts of unclaimed property after a sufficient time period has passed. This measure establishes a mechanism by which the EUTF can void such claims in a similar manner to the Department of Budget and Finance Unclaimed Property Program.

Your Committee on Conference has amended this measure by:

- (1) Changing the unspecified dollar cap for forfeiture of unclaimed Medicare Part B premiums and other property to \$500;
- (2) Inserting an effective date of July 1, 2017; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 930, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 930, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Holt, Keohokalole and Matsumoto.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Keohokalole).

Senators Keith-Agaran, Taniguchi and L. Thielen.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 105 on S.B. No. 902

The purpose of this measure is to update various statutory provisions relating to the High Technology Development Corporation, including to:

- (1) Change the name of the High Technology Development Corporation to the Hawaii Technology Development Corporation;
- (2) Change all references to "high technology" to "technology" in chapter 206M, Hawaii Revised Statutes; and
- (3) Repeal the Hawaii Software Service Center established within the High Technology Development Corporation because it has been unfunded for at least ten years.

Your Committee on Conference finds that changing the High Technology Development Corporation's name aligns with the common practice of the public and the media to refer to the agency as the Hawaii Technology Development Corporation. Your Committee on Conference also finds that with rapid advancements in telecommunication, the Internet, and automation, "high technology" is now simply referred to as "technology"; therefore, updating all references within chapter 206M, Hawaii Revised Statutes, from "high technology" to "technology" is appropriate. Your Committee on Conference further finds that the Hawaii Software Service Center has been unfunded for at least ten years and is obsolete.

Your Committee on Conference has amended this measure by changing the effective date to upon approval; provided that the High Technology Development Corporation's name change takes effect on July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 902, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 902, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Keohokalole, Tokioka and Ward.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Wakai, Harimoto and Taniguchi.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 106 on S.B. No. 908

The purpose of this measure is to increase the clarity and effectiveness of the Small Business Regulatory Flexibility Act by:

- (1) Adopting a more explicit definition of "small business";
- (2) Clarifying the powers of the Small Business Regulatory Review Board when reviewing administrative rules that have an economic impact on small business;
- (3) Increasing the number of Board members from nine to eleven; and
- (4) Clarifying when agencies are required to report to the Small Business Regulatory Review Board and when the Board is required to report to the Legislature.

Your Committee on Conference finds that the Small Business Regulatory Review Board provides oversight, guidance, and advocacy regarding regulations impacting small business in the State. Your Committee on Conference finds that increasing the number of board members from nine to eleven is intended to alleviate quorum problems. Your Committee on Conference further finds that adopting a more explicit definition of "small business" clarifies the powers of the Small Business Regulatory Review Board.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to July 1, 2017; and

- (2) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 908, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 908, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nakashima, Keohokalole and Ward.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Wakai, Galuteria and Taniguchi.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 107 on S.B. No. 900

The purpose of this measure is to:

- (1) Amend the qualifications for Hawaii Community-Based Economic Development Technical and Financial Assistance Program (Program) grants to include technical assistance to community-based organizations; and
- (2) Reduce the number of Community-Based Economic Development Advisory Council members from twelve to ten.

Your Committee on Conference finds that this measure will help the Program assist more community-based organizations that serve distressed areas of the State. Your Committee on Conference further finds that the Community-Based Economic Development Advisory Council faces difficulty in meeting due to lack of quorum and that lowering the number of advisory council members from twelve to ten will make it easier to schedule meetings and take official action.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to July 1, 2017; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 900, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 900, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nakashima, Keohokalole and Ward.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Wakai, Galuteria and Nishihara.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 108 on S.B. No. 469

The purpose of this measure is to appropriate funds for the operating and capital improvement budget of the Judiciary for the 2017-2019 fiscal biennium.

Your Committee on Conference approves \$361,196 for fiscal year 2017-2018 and \$729,216 for fiscal year 2018-2019 in general funds for salary increases for the justices, judges, Administrative Director of the Courts, and Deputy Administrative Director of the Courts.

Your Committee on Conference has also provided the following:

- (1) Converting 1.00 position from temporary to permanent for the Supreme Court;
- (2) Converting 7.00 positions from temporary to permanent for the Girls' Court Program; and
- (3) Adding 2.00 positions and \$58,932 in fiscal year 2017-2018 and \$101,544 in fiscal year 2018-2019 in general funds for the Mental Health Unit for the First Circuit.

CAPITAL BUDGET

Your Committee on Conference finds that Ka'ahumanu Hale, Oahu is in need of critical improvements to both its fire alarm and elevator systems, and thus provides \$1,265,000 in fiscal year 2017-2018 in general obligation bond funds for system upgrades and modernization at Ka'ahumanu Hale, Oahu.

Your Committee on Conference acknowledges the disrepair of the Ewa District Court and has therefore provided \$420,000 in fiscal year 2017-2018 in general obligation bond funds for water intrusion, roof fall protection, and re-roofing.

Your Committee on Conference also approves \$3,000,000 in fiscal year 2017-2018 in general obligation bond funds for alterations, upgrades, and improvements to judiciary facilities statewide.

Your Committee on Conference finds necessary site improvements are required at the Kapuaiwa Building on Oahu and for these improvements appropriates \$675,000 in fiscal year 2017-2018 in general obligation bond funds for storm drain and sanitary sewer systems.

Your Committee on Conference recognizes a need for enhanced security at Hoapili Hale, Maui. Therefore, your Committee provides \$1,000,000 in fiscal year 2017-2018 and \$1,600,000 in fiscal year 2018-2019 in general obligation bond funds for security improvements at Hoapili Hale, Maui.

Your Committee on Conference finds that the Kaua'i Judiciary Complex is in need of roof work and appropriates \$1,390,000 in fiscal year 2017-2018 in general obligation bond funds to reroof and repair leaks at the Kaua'i Judiciary Complex, Kaua'i.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 469, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 469, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Luke and McDermott.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Keith-Agaran, Tokuda and K. Rhoads.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 109 on S.B. No. 936

The purpose of this measure is to update the Employees' Retirement System (ERS) laws relating to pension benefits administration. Specifically, this measure:

- (1) Extends the pension benefit adjustment finalization period by one month for those who retire on December 31;
- (2) Changes the interest rate for late benefit finalizations;
- (3) Extends the deadline from one to two fiscal years following retirement for employer payments of additional retirement contributions associated with significant non-base pay increases;
- (4) Allows an entity designated by the ERS Board of Trustees to certify a member's mental or physical incapacity for purposes of determining the member's eligibility for an ordinary disability retirement allowance, service-connected disability benefits, or accidental death benefits; and
- (5) Incrementally increases the rates for employer contributions to the ERS.

Your Committee on Conference finds that this measure serves as a housekeeping measure for the ERS to correct and make consistent finalized benefit adjustment periods, address employer concerns regarding payments for pension "spiking", and improve the efficiency of processing disability and accidental death claims.

Your Committee on Conference has amended this measure by:

- (1) Inserting as the interest rate for late benefit finalizations an amount to be established by the ERS Board of Trustees that shall be not less than the ninety day United States treasury bill rate as of the end of the prior year plus one per cent per year;
- (2) Inserting an effective date of July 1, 2017; and
- (3) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 936, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 936, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Holt and Matsumoto.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Keith-Agaran, Tokuda and K. Rhoads.
Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 110 on S.B. No. 207

The purpose of this measure is to:

- (1) Appropriate funds to the Department of Budget and Finance (Department) for collective bargaining cost items related to the transition of affected Maui region hospital employees to employment with Maui Health System, a Kaiser Foundation Hospitals LLC.;
- (2) Authorize the affected employees to purchase credited service to qualify for, or increase the percentage of, the base monthly contributions that the State pays to the Hawaii Employer-Union Health Benefits Trust Fund; and
- (3) Repeal Act 1, Second Special Session, Session Laws of Hawaii 2016 (Act 1), and the chapter it established, chapter 89E, Hawaii Revised Statutes.

Your Committee on Conference finds that Act 103, Session Laws of Hawaii 2015, authorized the Hawaii Health Systems Corporation's Maui regional system to transfer the right and responsibility to manage, operate, and provide health care services in those facilities to a private entity or a nonprofit management entity wholly owned by the private entity. As a result of this enabling legislation, the Maui regional system facilities will be transitioned to management by a Kaiser-Permanente affiliate, and current employees of the system may be displaced as part of the transition.

Your Committee on Conference further finds that the Legislature enacted Act 1, Second Special Session, Session Laws of Hawaii 2016, to authorize the Hawaii Health Systems Corporation to offer a voluntary severance benefit or special retirement benefit to an employee who elects to separate from service when the employee's position is identified for abolishment or when the employee is directly affected by a reduction-in-force or workforce restructuring plan, including privatization; however, the provisions of Act 1 jeopardize the status of the Employees' Retirement System as a tax-qualified plan under the Internal Revenue Code.

Your Committee on Conference has amended this measure by:

- (1) Replacing the language in Part I, which appropriated funds to the Department for collective bargaining cost items related to the transition of affected Maui region hospital employees, with language that authorizes the expenditure of general funds by the Department for a one-time lump sum cash bonus severance benefit to the affected employees;
- (2) Deleting Part II, which authorized the affected employees to purchase credited service to qualify for, or increase the percentage of, the base monthly contributions that the State pays to the Hawaii Employer-Union Health Benefits Trust Fund;
- (3) Deleting the severability clause;
- (4) Inserting an effective date of July 1, 2017; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 207, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 207, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Nishimoto, Holt and Matsumoto.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Holt).

Senators Keith-Agaran, Tokuda and Gabbard.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Gabbard).

Conf. Com. Rep. 111 on H.B. No. 50

The purpose of this bill is to establish a regulatory framework for appraisal management companies to conform with the minimum regulatory requirements of the Federal Appraisal Management Companies Final Rule and Dodd-Frank Wall Street Reform and Consumer Protection Act.

Specifically, this bill:

- (1) Establishes an Appraisal Management Company Registration Program in the Department of Commerce and Consumer Affairs; and
- (2) Appropriates funds out of the Compliance Resolution Fund to implement the Appraisal Management Company Registration Program.

Your Committee on Conference has amended this bill by:

- (1) Decreasing the nonrefundable application fee to \$60, the biennial registration fee to \$4,200, and the special assessment fee to \$300;
- (2) Appropriating \$140,000 for fiscal year 2017-2018 to implement the Appraisal Management Company Registration Program;

- (3) Changing its effective date to January 1, 2018; provided that the appropriation takes effect on July 1, 2017; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 50, H.D. 3, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 50, H.D. 3, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ohno, Takumi, Luke, Woodson and Ward.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Baker, Taniguchi and Ihara.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Ihara).

Conf. Com. Rep. 112 on H.B. No. 478

The purpose of this bill is to appropriate funds for agricultural management positions and equipment to support prison farming programs at Kulani Correctional Facility and Waiawa Correctional Facility.

Your Committee on Conference has amended this bill by:

- (1) Appropriating \$50,000 for fiscal year 2017-2018 for the establishment of one full-time equivalent temporary agricultural management position in the Department of Public Safety to manage agricultural operations at Kulani Correctional Facility;
- (2) Removing appropriations for specific equipment items and instead appropriating \$50,000 for fiscal year 2017-2018 for Kulani Correctional Facility agriculture equipment, to be expended at the discretion of the agricultural manager;
- (3) Appropriating \$50,000 for fiscal year 2017-2018 for the establishment of one full-time equivalent temporary agricultural management position in the Department of Public Safety to manage agricultural operations at Waiawa Correctional Facility;
- (4) Removing appropriations for specific equipment items and instead appropriating \$50,000 for fiscal year 2017-2018 for Waiawa Correctional Facility agriculture equipment, to be expended at the discretion of the agricultural manager; and
- (5) Changing its effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 478, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 478, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takayama, LoPresti, Onishi and Thielen.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Nishihara, Gabbard and K. Kahele.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (K. Kahele).

Conf. Com. Rep. 113 on H.B. No. 1436

The purpose of this bill is to appropriate \$75,000 for the Department of Accounting and General Services to update statewide building code standards for hurricane mitigation and secure a reimbursement grant from the Federal Emergency Management Agency Hazard Mitigation Grant Program.

Your Committee on Conference has amended this measure by changing its effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1436, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1436, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takayama, LoPresti, DeCoite, Gates and Thielen.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Tokuda, Dela Cruz and K. Kahele.

Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 114 on H.B. No. 942

The purpose of this measure is to direct the State Foundation on Culture and the Arts to commission an artist to design and build a monument to honor and commemorate Filipino veterans of World War II and to select the location of the monument.

After careful consideration, your Committee on Conference has amended this measure by:

- (1) Changing the source of funding for the monument from the general fund to the Works of Art Special Fund established by section 103-8.5, Hawaii Revised Statutes;
- (2) Inserting an appropriation of \$200,000;
- (3) Making the appropriation for fiscal year 2017-2018; and
- (4) Changing the effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 942, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 942, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ito, Cullen and McDermott.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Taniguchi, Nishihara and Dela Cruz.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 115 on H.B. No. 1420

The purpose of this measure is to honor Filipino-American veterans of World War II by appropriating moneys for burial grants, which cover funeral and burial costs and transportation of remains to the Philippines, for Filipino-American veterans of World War II.

After careful consideration, your Committee on Conference has amended this measure by:

- (1) Inserting an appropriation amount of \$50,000;
- (2) Making the appropriation for only fiscal year 2017-2018;
- (3) Requiring the appropriation to be matched on a one-to-one basis with private funds;
- (4) Changing the effective date to July 1, 2017; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1420, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1420, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ito, Cachola and McDermott.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Nishihara, Dela Cruz and Wakai.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 116 on H.B. No. 451

The purpose of this measure is to reduce the minimum Hawaiian blood quantum requirement of certain successors to lessees of Hawaiian home lands from one-quarter to one thirty-second.

Your Committee on Conference has amended this measure by changing its effective date to upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 451, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 451, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ing, Nishimoto, DeCoite and Thielen.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Shimabukuro, Keith-Agaran and Galuteria.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 117 on H.B. No. 144

The purpose of this measure is to protect the health and safety of persons and property in the State by reauthorizing an appropriation that is scheduled to lapse on June 30, 2017, for the mitigation of hazardous situations statewide.

Your Committee on Conference has amended this measure by:

- (1) Inserting the encumbered amount and the amount that is scheduled to lapse on June 30, 2017;
- (2) Inserting an appropriation amount of \$536,177; and
- (3) Changing its effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 144, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 144, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Cullen and Tupola.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (Tupola).

Senators Nishihara, Tokuda and L. Thielen.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (L. Thielen).

Conf. Com. Rep. 118 on H.B. No. 471

The purpose of this measure is to promote the judicious use of moneys in the Emergency and Budget Reserve Fund (Fund) by prohibiting the Legislature from appropriating from the Fund:

- (1) More than 50 percent of the balance of the Fund in a single fiscal year;
- (2) To expend for discretionary costs in a fiscal year, an amount that exceeds 10 percent of the total discretionary funds appropriated by the Legislature for the same fiscal year; and
- (3) For a succeeding fiscal year, unless the current fiscal year's tax collection is less than the collection for the previous fiscal year.

Your Committee on Conference has amended this measure by:

- (1) Including other costs, as determined by the Legislature, in the definition of "non-discretionary funds"; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 471, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 471, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Cachola and Tupola.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (Tupola).

Senators Tokuda, English and Riviere.
Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 119 on H.B. No. 1414

The purpose of this measure is to require, and appropriate funds for, the Auditor to execute a contract with a contractor to investigate the tax system modernization project of the Department of Taxation.

Your Committee on Conference has amended this measure by changing the appropriation amount to \$150,000.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1414, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1414, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Choy and Tupola.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (Tupola).

Senators Tokuda, English and Galuteria.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 120 on H.B. No. 523

The purpose of this measure is to require the provision and maintenance of onsite methods for the collection of recyclable materials at buildings and facilities managed, maintained, or serviced by the Department of Accounting and General Services (Department). This measure also appropriates funds for the collection of recyclable materials.

Your Committee on Conference has amended this measure by:

- (1) Allowing the Department to establish a recycling pilot program for the collection of recyclable materials at buildings and facilities managed, maintained, or serviced by the Department;
- (2) Requiring the Department to submit a report to the Legislature regarding the implementation of the recycling pilot program;
- (3) Appropriating \$200,000 for fiscal year 2017-2018 for the implementation of the recycling pilot program; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 523, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 523, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives LoPresti, Kong and Tupola.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (Tupola).

Senators Gabbard, Kim and Riviere.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 121 on H.B. No. 209

The purpose of this measure is to amend the State's income tax law by:

- (1) Establishing a state earned income tax credit based on a percentage of the federal earned income tax credit;
- (2) Changing income tax rates for taxable years after December 31, 2016;
- (3) Repealing the sunset date for amendments made to the refundable food/excise tax credit by Act 223, Session Laws of Hawaii 2015; and
- (4) Appropriating funds to the Department of Taxation for certain tax preparation assistance outreach programs.

Your Committee on Conference has amended this measure by:

- (1) Specifying that the state earned income tax credit shall:

- (A) Be 20 percent of the federal earned income tax credit;
- (B) Be nonrefundable; and
- (C) Not apply to taxable years beginning after December 31, 2022;
- (2) Defining "qualifying individual taxpayer;"
- (3) Clarifying the disallowance period for the state earned income tax credit;
- (4) Changing the income tax rates for taxable years beginning after December 31, 2017;
- (5) Removing the appropriation to the Department of Taxation;
- (6) Changing the effective date to upon its approval; and
- (7) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 209, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 209, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Johanson and Tupola.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Tokuda, English and Shimabukuro.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Shimabukuro).

Conf. Com. Rep. 122 on H.B. No. 428

The purpose of this measure is to allow the John A. Burns School of Medicine to continue to receive a portion of the physician workforce assessment fee for ongoing physician workforce assessment and planning to support the recruitment and retention of physicians in the State, particularly those in rural and medically underserved areas.

Your Committee on Conference has amended this measure by changing its effective date to June 29, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 428, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 428, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives McKelvey, Quinlan and Matsumoto.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators K. Kahele, Baker and Taniguchi.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Taniguchi).

Conf. Com. Rep. 123 on H.B. No. 1115

The purpose of this measure is to update procedures related to hearings of the Hawaii Labor Relations Board by authorizing the delivery of notice of hearing by electronic service and specifying responsibility for the cost of preparing the transcript on appeal for the purpose of judicial review.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1115, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1115, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Holt, San Buenaventura, Tokioka, Nakashima and Matsumoto.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 2 (Nakashima, Tokioka).

Senators Keith-Agaran, Taniguchi and Kim.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 124 on H.B. No. 530

The purpose of this measure is to modernize the Downpayment Loan Program under the Hawaii Housing Finance and Development Corporation (HHFDC).

Specifically, this measure:

- (1) Changes the name of the Downpayment Loan Program to the Downpayment Loan Assistance Program (Program);
- (2) Authorizes HHFDC to establish, revise, charge, and collect fees, premiums, and charges for the Program;
- (3) Changes the maximum amount of downpayment loans available to borrowers and the chargeable interest rate on loans under the Program;
- (4) Changes the downpayment amount a borrower must provide to qualify for a downpayment loan under the Program;
- (5) Authorizes HHFDC to secure the services of nonprofit organizations to originate the downpayment loans under the Program; and
- (6) Requires borrowers to successfully complete a homeownership counseling program provided by a United States Department of Housing and Urban Development-approved housing counseling agency.

Your Committee on Conference recognizes that besides financial and economic benefits to communities, homeownership also brings substantial societal benefits. Updating and expanding HHFDC's Program will help make homeownership more affordable and achievable for households in the State.

Your Committee on Conference has amended this measure by:

- (1) Specifying loan and eligibility terms as follows:
 - (A) Setting the maximum loan amount at the lesser of 15 percent of the purchase price or appraised value of the property or \$60,000;
 - (B) Providing that the loan amount and purchase money mortgage amount shall not exceed 100 percent of combined loan-to-value;
 - (C) Setting chargeable interest rates at one percent to eight percent; and
 - (D) Requiring borrowers to provide a downpayment amount equal to at least five percent of the sales price;
- (2) Changing its effective date to July 1, 2017; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 530, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 530, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Brower, Nakamura and McDermott.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Espero, Galuteria and Harimoto.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 125 on H.B. No. 453

The purpose of this measure is to:

- (1) Establish the Food Safety Certification Costs Grant Program ("Program") in the Department of Agriculture to provide grants to farmers to assist them in meeting the costs of compliance with the Federal Food and Drug Administration Food Safety Modernization Act, United States Food and Drug Administration regulations, and state food-safety laws; and
- (2) Appropriate funds for fiscal year 2017-2018 to implement the Program.

After careful consideration, your Committee on Conference has amended this measure by:

- (1) Appropriating \$500,000 for the Program; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 453, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 453, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Creagan, DeCoite, LoPresti and Thielen.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Gabbard, Harimoto and Riviere.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 126 on H.B. No. 235

The purpose of this measure is to address the coverage of acupuncture treatments provided under motor vehicle insurance.

Specifically, this measure:

- (1) Clarifies that the authorized benefit for acupuncture treatments allowed under personal injury protection benefits provided through motor vehicle insurance shall be tied to the charges, and subsequent increases in charges, permissible under the Workers' Compensation Supplemental Medical Fee Schedule; and
- (2) Clarifies that the 30-visit limit for acupuncture treatments allowed under personal injury protection benefits shall be counted separately from the 30-visit limit for naturopathic and chiropractic visits.

Your Committee on Conference has amended this measure by:

- (1) Retaining the existing 30-visit limit for naturopathic, chiropractic, and acupuncture treatments;
- (2) Changing its effective date to July 1, 2017; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 235, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 235, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, Belatti, Luke, Kobayashi and Ward.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, 1 (Ward).

Senators Baker, English and Ruderman.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 127 on H.B. No. 83

The purpose of this measure is to:

- (1) Require the Hawaii Interagency Council on Homelessness, in conjunction with and with the advisement of the Department of Human Services and Department of Land and Natural Resources, to establish a working group to examine and develop recommendations related to the establishment of safe zones for persons experiencing homelessness;
- (2) Require the working group to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature prior to the 2018 Regular Session; and
- (3) Appropriate funds for each year of the 2017-2019 fiscal biennium to support the activities of the working group.

Your Committee on Conference notes that this is but one of several housing alternatives that policymakers, in conjunction with communities in the State, are exploring to address homelessness in Hawaii. Establishment of a working group to examine and develop recommendations regarding the establishment of safe zones for the homeless population will support policymaking and other community efforts to support homeless individuals and families.

Your Committee on Conference has amended this measure by:

- (1) Appropriating \$25,000 for fiscal year 2017-2018 to support the activities of the working group;
- (2) Changing its effective date to July 1, 2017; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 83, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 83, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Morikawa, Gates, Todd and Tupola.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Tupola).

Senators Green, Keith-Agaran, S. Chang, Espero and Shimabukuro.
Managers on the part of the Senate.
Ayes, 5. Noes, none. Excused, none.

Conf. Com. Rep. 128 on H.B. No. 615

The purpose of this measure is to appropriate funds for the Healthy Aging Partnership Program to further its important role in improving the health and well-being of Hawaii's kupuna.

Since its formation in 2003, the Healthy Aging Partnership Program has supported the health status of older adults through evidence-based health promotion programs and disease prevention programs, thus empowering participants to make healthy decisions and engage in healthier lifestyles. Funding for the Healthy Aging Partnership Program will enable it to continue providing services and programs to the State's diverse aging population.

Your Committee on Conference has amended this measure by:

- (1) Making the appropriation applicable to one fiscal year;
- (2) Inserting the appropriation amount of \$500,000 for fiscal year 2017-2018 for the Healthy Aging Partnership Program;
- (3) Changing its effective date to July 1, 2017; and
- (4) Making a technical, nonsubstantive amendment for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 615, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 615, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Morikawa, Belatti, Cullen, Takayama and Tupola.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

Senators Green, Ihara and Galuteria.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 129 on H.B. No. 607

The purpose of this measure is to improve the care of elderly persons in the State.

Specifically, this measure:

- (1) Requires the Executive Office on Aging to establish the Kupuna Caregivers Program;
- (2) Mandates the establishment of the Kupuna Care Program and clarifies which kupuna services and supports are to be provided by area agencies within the Kupuna Care Program; and
- (3) Appropriates funds for each year of the 2017-2019 fiscal biennium for the establishment and implementation of the Kupuna Caregivers Program.

Family caregivers are central to the nation's long-term care and health systems. Caregivers play an invaluable role in our communities by providing vital services and care for a rapidly-growing elderly population. Your Committee on Conference recognizes the significant role and responsibilities of caregivers in helping others, as well as the demands placed on them. This measure would provide caregivers respite from the demands of caregiving and the necessary supports and services to sustain their own health.

Your Committee on Conference has amended this measure by:

- (1) Authorizing the Executive Office on Aging to establish the Kupuna Caregivers Program;
- (2) Retaining the flexibility of the Executive Office on Aging to establish the Kupuna Care Program, rather than mandating its establishment;
- (3) Clarifying which kupuna services and supports under the Kupuna Care Program shall be provided by area agencies on aging;
- (4) Deleting the definition of "adult day health";
- (5) Amending the definitions of "adult day care", "care recipient", and "respite care";
- (6) Changing the term "homemaker" to "homemaker services";
- (7) Defining "service provider";
- (8) Specifying that the written individualized person-centered support plan under the Kupuna Care Program is to be developed with the assistance of a coach in preparing the plan;
- (9) Broadening the award of funds covering the costs for services under the Kupuna Caregivers Program to include home-delivered meals;
- (10) Providing that termination of kupuna care services may occur if a care recipient is placed or resides in a long-term care facility, such as an intermediate care facility, assisted living facility, skilled nursing facility, hospital, community care foster care home, foster family home, adult residential care home, or expanded adult residential care home;
- (11) Appropriating \$600,000 for fiscal year 2017-2018 for the Kupuna Caregivers Program;
- (12) Changing its effective date to July 1, 2017; and
- (13) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 607, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 607, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Morikawa, Cullen, Har, Kobayashi, Takayama and Tupola.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, 2 (Har, Tupola).

Senators Baker, Green, Tokuda, S. Chang and Ihara.
Managers on the part of the Senate.
Ayes, 5. Noes, none. Excused, none.

Conf. Com. Rep. 130 on H.B. No. 552

The purpose of this measure is to protect Hawaii, its residents, and its health care system from the adverse effects of the impending potential repeal by Congress of the federal Patient Protection and Affordable Care Act by codifying the following key portions of that Act in state law, to become effective upon repeal of the federal law pursuant to an act of Congress:

- (1) The individual mandate, which requires each state resident to maintain minimum essential health insurance coverage or face a tax penalty for noncompliance and provides for premium cost assistance for qualifying individuals;
- (2) Expanded eligibility criteria and minimum essential benefits requirements for Medicaid coverage;
- (3) Requirements for essential health care benefits applicable to all health insurance policies issued in the State;
- (4) Extension of eligibility for dependent coverage under a parent's health insurance through age twenty-six; and
- (5) Prohibitions on denial of health insurance coverage due to preexisting conditions and on gender-based discrimination in health insurance costs.

This measure also establishes an Affordable Health Insurance Working Group to address the complexities of the State's health care system and the related uncertainty over the future of the Affordable Care Act.

Your Committee on Conference has amended this measure by:

- (1) Deleting language that would have codified key provisions of the federal Affordable Care Act in state law;
- (2) Clarifying the issues for which the Working Group is tasked with considering and making policy recommendations;

- (3) Changing its effective date to July 1, 2017; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 552, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 552, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Takumi, Luke and Tupola.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Baker, Shimabukuro and Kidani.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Kidani).

Conf. Com. Rep. 131 on H.B. No. 1244

The purpose of this measure is to eliminate a major source of water pollution in the State by requiring that all cesspools in the State be upgraded or converted into more environmentally-friendly waste treatment systems or connected to a sewer system before January 1, 2050. This measure also provides cost assistance to homeowners by establishing and funding a compliance grant program.

Your Committee on Conference has amended this measure by:

- (1) Deleting language establishing and appropriating funds for the compliance grant program and instead providing financial assistance to homeowners through expanded eligibility criteria for the State's existing income tax credit for cesspool upgrade, conversion, or connection;
- (2) Inserting language requiring the Department of Health to investigate the impact of existing cesspools on public health and to make recommendations, in collaboration with the Department of Taxation, on the feasibility of instituting a grant program to assist low-income homeowners in complying with the mandate for upgrade, conversion, or connection;
- (3) Changing its effective date to July 1, 2017; and
- (4) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1244, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1244, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Lee, Keohokalole, Lowen and Tupola.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 2 (Keohokalole, Lowen).

Senators Baker, Gabbard, English, Nishihara and Riviere.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, 2 (English, Nishihara).

Conf. Com. Rep. 132 on H.B. No. 186

The purpose of this measure is to support ongoing efforts to control the coffee berry borer infestation in Hawaii's coffee crops by appropriating funds for, and extending by two years the sunset date of, the pesticide subsidy program established under Act 105, Session Laws of Hawaii 2014.

After careful consideration, your Committee on Conference has amended this measure by:

- (1) Removing the appropriation; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 186, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 186, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Creagan, Lowen and Thielen.
Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Gabbard, Riviere and Ruderman.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 133 on H.B. No. 571

The purpose of this measure is to appropriate funds for the University of Hawaii Sea Grant College Program to:

- (1) Develop a communication strategy and outreach plan for emergency management and disaster preparedness;
- (2) Update and publish the fourth edition of the *Homeowner's Handbook to Prepare for Natural Hazards*; and
- (3) Conduct a systematic and targeted education and outreach initiative throughout the State for emergency management and disaster preparedness.

Your Committee on Conference has amended this measure by:

- (1) Appropriating \$200,000 for each year of fiscal biennium 2017-2019 to the University of Hawaii Sea Grant College Program for the purposes of this measure; and
- (2) Changing its effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 571, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 571, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives McKelvey, Quinlan and Matsumoto.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators K. Kahele, L. Thielen and Riviere.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (L. Thielen).

Conf. Com. Rep. 134 on H.B. No. 1114

The purpose of this measure is to achieve compliance with the federal Occupational Safety and Health Administration (OSHA) requirement that state-level standards and enforcement be at least as effective as OSHA standards and enforcement.

More specifically, this measure:

- (1) Increases the monetary penalties for violations of the Hawaii Occupational Safety and Health Law or any standard or rule adopted thereunder; and
- (2) Requires the Director of Labor and Industrial Relations to:
 - (A) Adjust the penalties each year as required by federal law; and
 - (B) Report to the Legislature annually on the penalty adjustments.

Your Committee on Conference has amended this measure by:

- (1) Increasing the penalty amounts; and
- (2) Changing its effective date to January 1, 2018.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1114, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1114, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Holt and Matsumoto.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Keith-Agaran, Taniguchi and K. Rhoads.

Managers on the part of the Senate.
 Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 135 on H.B. No. 100

PART I. OVERVIEW

Your Committee on Conference has approved a Conference Draft of the executive budget that reduces the operating budget request submitted by the Administration. The Conference Draft appropriates \$408,279,449 in all funds, inclusive of \$211,883,004 in general funds, for fiscal year 2017-2018 and appropriates an additional \$606,570,295 in all funds, inclusive of \$385,025,333 in general funds, for fiscal year 2018-2019.

The following table displays the net change to the Administration's budget request as a result of the Conference Draft amendments:

	Fiscal Year 2017-2018		Fiscal Year 2018-2019	
	All Funds	Gen. Funds	All Funds	Gen. Funds
Executive Request, as amended per Governor's Messages	\$458,337,625	\$252,025,122	\$675,599,421	\$490,218,824
Conference Draft Change To Executive Request	(\$50,058,176)	(\$40,142,118)	(\$69,029,126)	(\$105,193,491)

The net change of the Conference Draft results in an executive budget for fiscal biennium 2017-2019 as follows:

	Fiscal Year 2017-2018		Fiscal Year 2018-2019	
	All Funds	Gen. Funds	All Funds	Gen. Funds
Executive Budget Act 124, SLH 2016	\$13,702,289,565	\$7,036,572,289	\$13,702,289,565	\$7,036,572,289
Net Change Of Conference Draft	\$408,279,449	\$211,883,004	\$606,570,295	\$385,025,333
Total Appropriation	\$14,110,569,014	\$7,248,455,293	\$14,308,859,860	\$7,421,597,622

PART II. OPERATING BUDGET

Agriculture

The Administration's request was to add \$6,407,047 in general funds and \$2,666,977 in non-general funds for fiscal year 2017-2018 and reduce \$985,133 in general funds and add \$1,099,450 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Agriculture's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$1,821,083 in general funds and \$572,053 in non-general funds; and
- (2) For fiscal year 2018-2019, by reducing \$176,529 in general funds and adding \$490,699 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$1,500,000 in general funds for fiscal year 2017-2018 for the Agricultural Loan Revolving Fund;
- (2) Adding 2.00 permanent positions and \$226,134 for fiscal year 2017-2018 and 3.00 positions and \$200,000 for fiscal year 2018-2019 in general funds for the Agricultural Food Safety Certification Program;
- (3) Adding 1.00 permanent position and \$115,772 in general funds for each fiscal year for the Industrial Hemp Pilot Program;
- (4) Adding 3.00 permanent positions and \$79,236 for fiscal year 2017-2018 and \$158,472 for fiscal year 2018-2019 in general funds for pesticides compliance; and
- (5) Adding \$750,000 in general funds for each fiscal year, non-recurring after fiscal year 2018-2019, for pesticide regulation expenses and studies.

Accounting and General Services

The Administration's request was to add \$125,438 in general funds and reduce \$14,809,085 in non-general funds for fiscal year 2017-2018 and reduce \$130,829 in general funds and \$19,034,085 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Accounting and General Services' appropriation as follows:

- (1) For fiscal year 2017-2018, by reducing \$4,216,030 in general funds and \$14,941,251 in non-general funds; and
- (2) For fiscal year 2018-2019, by reducing \$4,051,133 in general funds and \$22,741,251 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding 1.00 permanent position and \$39,000 for fiscal year 2017-2018 and \$77,000 for fiscal year 2018-2019 in general funds for contract audits;
- (2) Adding \$3,175,000 in general funds for each fiscal year for carrier circuit and collocation costs;
- (3) Adding \$7,800,000 in special funds for fiscal year 2017-2018 for enhanced 911 board computer aided dispatch software upgrades; and
- (4) Changing means of financing for 5.00 permanent positions and \$505,585 from trust funds to general funds for each fiscal year for the Campaign Spending Commission.

Attorney General

The Administration's request was to add \$2,691,320 in general funds and \$3,225,998 in non-general funds for fiscal year 2017-2018 and \$2,641,320 in general funds and \$3,191,474 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of the Attorney General's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$4,554,256 in general funds and \$3,170,721 in non-general funds; and
- (2) For fiscal year 2018-2019, by reducing \$885,744 in general funds and adding \$2,995,197 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$5,000,000 in general funds for fiscal year 2017-2018 for the Litigation Fund; and
- (2) Adding \$70,000 in special funds for each fiscal year for the maintenance of internet based registration systems and charity registration databases.

Business, Economic Development, and Tourism

The Administration's request was to add \$3,581,055 in general funds and reduce \$58,568,838 in non-general funds for fiscal year 2017-2018 and reduce \$1,257,489 in general funds and \$114,362,838 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Business, Economic Development, and Tourism's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$2,257,871 in general funds and reducing \$71,798,303 in non-general funds; and
- (2) For fiscal year 2018-2019, by reducing \$3,285,041 in general funds and \$71,254,303 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding 1.00 permanent position and \$25,386 for fiscal year 2017-2018 and \$50,772 for fiscal year 2018-2019 in general funds for compliance with decisions and orders of the Land Use Commission;
- (2) Adding \$250,000 in general funds for fiscal year 2017-2018 for a feasibility and benefits study for establishing a small satellite launch and processing facility in the State;
- (3) Adding \$200,000 in general funds for fiscal year 2017-2018 for a market assessment and feasibility study for the development of a basalt fiber manufacturing plant in Hawaii;
- (4) Adding 1.00 permanent position and \$28,584 for fiscal year 2017-2018 and \$57,168 for fiscal year 2018-2019 in general funds for economic research;
- (5) Adding \$1,000,000 in general funds for fiscal year 2017-2018 for the Excelerator Program;
- (6) Adding \$1,000,000 in general funds for fiscal year 2017-2018 for the Manufacturing Grant Program;
- (7) Adding \$1,000,000 in general funds for fiscal year 2017-2018 for the Small Business Innovation Research program; and
- (8) Adding 1.00 temporary position and \$27,618 for fiscal year 2017-2018 and \$55,236 for fiscal year 2018-2019 in general funds for the Special Action Team on Affordable Rental Housing.

Budget and Finance

The Administration's request was to add \$14,473,467 in general funds and reduce \$3,554,111 in non-general funds for fiscal year 2017-2018 and add \$237,814,627 in general funds and reduce \$6,722,045 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Budget and Finance's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$22,559,283 in general funds and reducing \$5,497,574 in non-general funds; and
- (2) For fiscal year 2018-2019, by adding \$245,877,127 in general funds and reducing \$6,639,018 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$34,625,428 for fiscal year 2017-2018 and \$70,673,178 for fiscal year 2018-2019 in general funds for additional retirement benefit payments funding for the State to reflect phase-in of employer contribution rate increases;
- (2) Adding 1.00 permanent position and \$28,116 for fiscal year 2017-2018 and \$51,432 for fiscal year 2018-2019 in general funds for the Administrative and Research Office's information and technology staff;
- (3) Adding \$9,700,000 in general funds for each fiscal year for statewide centralized vacation payout;
- (4) Adding \$238,200 for fiscal year 2017-2018 and \$13,200 for fiscal year 2018-2019 in other funds for personally identifiable information protection;
- (5) Adding 3.00 permanent positions and \$445,768 in general funds for each fiscal year for the Community Court Outreach Project; and
- (6) Adding \$30,637,298 in general funds for fiscal year 2017-2018 for severance pay and social security and Medicare payments for employees to be separated from state employment due to the upcoming transfer of the Hawaii Health Systems Corporation's Maui Region to Kaiser Permanente management.

Commerce and Consumer Affairs

The Administration's request was to add \$7,577,865 in non-general funds for fiscal year 2017-2018 and \$6,007,392 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Commerce and Consumer Affairs' appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$3,697,257 in non-general funds; and
- (2) For fiscal year 2018-2019, by adding \$3,147,780 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding 1.00 temporary position and \$51,000 for fiscal year 2017-2018 and \$84,000 for fiscal year 2018-2019 in trust funds for condominium education; and
- (2) Adding \$200,000 in special funds for fiscal year 2017-2018 for consultant services and training.

Defense

The Administration's request was to reduce \$1,035,255 in general funds and \$1,583,563 in non-general funds for fiscal year 2017-2018 and \$1,557,728 in general funds and \$1,503,563 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Defense's appropriation as follows:

- (1) For fiscal year 2017-2018, by reducing \$749,615 in general funds and adding \$415,537 in non-general funds; and
- (2) For fiscal year 2018-2019, by reducing \$1,877,614 in general funds and \$1,343,563 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$90,000 in general funds for each fiscal year for State Active Duty continuing operations;
- (2) Adding 1.00 permanent position and \$50,772 in general funds for each fiscal year for a Veteran Services Counselor;
- (3) Adding \$325,000 in general funds for fiscal year 2017-2018 for a Diamond Head Sewer Lift Station Emergency Generator;
- (4) Adding \$768,000 in general funds for fiscal year 2017-2018 for tree trimming and removal services at Hawaii State Veterans Cemetery; and
- (5) Adding 1.00 permanent positions and \$27,556 for fiscal year 2017-2018 and \$54,112 for fiscal year 2018-2019 in general funds for heating, ventilation, and air conditioning maintenance.

Education

Regular Education

The Administration's request was to add \$64,287,540 in general funds and \$2,867,548 in non-general funds for fiscal year 2017-2018 and \$65,848,291 in general funds and \$2,867,548 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Education's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$55,120,221 in general funds and \$6,606,548 in non-general funds; and

- (2) For fiscal year 2018-2019, by adding \$50,192,377 in general funds and \$3,806,548 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$1,000,000 in general funds for each fiscal year for the Early College High School Initiative;
- (2) Adding \$2,027,645 in general funds for fiscal year 2017-2018 for the Office of Hawaiian Education;
- (3) Adding \$2,800,000 in general funds and \$2,800,000 in federal funds for fiscal year 2017-2018 for the Hawaii Keiki Healthy and Ready to Learn Program;
- (3) Adding 15.00 permanent positions and \$703,980 in general funds for each fiscal year for Homeless Concerns Liaisons;
- (4) Adding 6.00 permanent positions and \$135,216 for fiscal year 2017-2018 and \$270,432 for fiscal year 2018-2019 in general funds for the Worker's Compensation Program;
- (5) Adding \$293,557 in general funds for fiscal year 2017-2018 for the Office of Community Engagement;
- (6) Adding \$670,000 in general funds for fiscal year 2017-2018 for Alternative Teacher Route Programs;
- (7) Adding 15.00 permanent positions and \$779,310 for fiscal year 2017-2018 and \$1,434,885 for fiscal year 2018-2019 in general funds for Title IX and Civil Rights Compliance Capacity;
- (8) Adding \$100,000 in general funds for fiscal year 2017-2018 for athletic travel to and from Molokai and Hana;
- (9) Adding \$800,000 in general funds for each fiscal year for environmental health services;
- (10) Adding 4.00 permanent positions and \$1,755,525 for fiscal year 2017-2018 and \$3,711,835 for fiscal year 2018-2019 in general funds for statewide student transportation services; and
- (11) Adding \$1,500,000 in general funds for each fiscal year for utilities.

Hawaii State Public Library System

The Administration's request was to add \$1,295,169 in general funds for fiscal year 2017-2018 and add \$1,480,317 in general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Hawaii State Libraries' appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$1,664,613 in general funds; and
- (2) For fiscal year 2018-2019, by adding \$1,215,205 in general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding 3.00 permanent positions and \$50,592 for fiscal year 2017-2018 and \$101,184 for fiscal year 2018-2019 in general funds for Nanakuli Public Library; and
- (2) Adding \$500,000 in general funds for fiscal year 2017-2018 for the repair and maintenance backlog for public libraries statewide.

Charter Schools

The Administration's request was to add \$11,336,693 in general funds and \$303,150 in federal funds for fiscal year 2017-2018 and add \$11,419,807 in general funds and \$303,150 in federal funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Charter Schools' appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$10,813,540 in general funds and \$303,150 in federal funds; and
- (2) For fiscal year 2018-2019, by adding \$11,684,877 in general funds and \$303,150 in federal funds.

The Conference Draft of the executive budget includes the following major adjustment:

- (1) Adding \$9,797,069 for fiscal year 2017-2018 and \$10,668,406 for fiscal year 2018-2019 in general funds for per pupil adjustment.

Early Learning Program

The Administration's request was to add \$89,486 in general funds for fiscal year 2017-2018 and add \$118,070 in general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Early Learning Program's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$230,414 in general funds; and

- (2) For fiscal year 2018-2019, by adding \$679,152 in general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding 2.00 permanent positions and \$53,733 for fiscal year 2017-2018 and \$82,317 for fiscal year 2018-2019 in general funds for the Executive Office on Early Learning; and
- (2) Adding \$136,688 for fiscal year 2017-2018 and 10.00 permanent positions and \$556,842 for fiscal year 2018-2019 in general funds for the Pre-Kindergarten and Induction Program.

Governor

The Administration's request was to add \$184,035 in general funds for fiscal year 2017-2018 and \$184,035 in general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Office of the Governor's appropriation as follows:

- (1) For fiscal year 2017-2018, by reducing \$354,070 in general funds; and
- (2) For fiscal year 2018-2019, by reducing \$354,070 in general funds.

The Conference Draft of the executive budget includes the following major adjustment:

- (1) Adding \$117,167 in general funds for each fiscal year for membership fees for national and regional chief executive organizations.

Hawaiian Home Lands

The Administration's request was to add \$1,195,390 in general funds and reduce \$31,484,159 in non-general funds for fiscal year 2017-2018 and to add \$1,195,390 in general funds and reduce \$31,484,159 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Hawaiian Home Lands' appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$1,195,390 in general funds and reducing \$5,743,625 in non-general funds; and
- (2) For fiscal year 2018-2019, by adding \$1,195,390 in general funds and reducing \$5,743,625 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustment:

- (1) Adding \$6,865,887 in general funds for each fiscal year for fringe benefit funding for the Department of Hawaiian Home Lands' general funded positions.

Health

The Administration's request was to add \$22,123,885 in general funds and \$52,363,112 in non-general funds for fiscal year 2017-2018 and \$25,041,849 in general funds and \$8,296,893 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Health's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$21,608,232 in general funds and \$52,473,444 in non-general funds; and
- (2) For fiscal year 2018-2019, by adding \$15,442,557 in general funds and \$8,407,225 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$1,300,000 for fiscal year 2017-2018 and \$500,000 for fiscal year 2018-2019 in general funds for outreach and counseling services for homeless individuals and families with serious and persistent mental health challenges or severe substance abuse disorders;
- (2) Adding \$300,000 in general funds for each fiscal year for clean and sober housing for chronically homeless individuals with severe substance use disorders;
- (3) Adding \$1,340,000 for fiscal year 2017-2018 and \$1,613,000 for fiscal year 2018-2019 in general funds for purchase of service contracts for Child and Adolescent Mental Health;
- (4) Adding \$2,754,980 for fiscal year 2017-2018 and \$7,118,914 for fiscal year 2018-2019 in general funds for rebased provider payment rates;
- (5) Adding \$3,000,000 in general funds for each fiscal year for maintenance of effort for the maternal infant early childhood home visiting grant;
- (6) Adding \$6,507,305 in general funds for each fiscal year for base budget funding for Chronic Disease Prevention and Health Promotion Administration, Primary Prevention, and Chronic Disease Management per funding in Act 118, SLH 2015;
- (7) Adding 6.00 permanent positions and \$422,540 in general funds for each fiscal year for vector control;

- (8) Adding \$500,000 in general funds for each fiscal year to address Rat Lungworm Disease;
- (9) Adding \$799,833 in general funds for fiscal year 2017-2018 for statewide emergency ambulance services;
- (10) Adding \$4,145,695 in general funds for fiscal year 2017-2018 for Kupuna Care; and
- (11) Adding \$1,700,000 in general funds for fiscal year 2017-2018 for the Aging and Disability Resource Center.

Hawaii Health Systems Corporation

The Administration's request was to add \$44,409,003 in general funds and \$23,459,087 in special funds for fiscal year 2017-2018 and \$28,029,003 in general funds and \$23,459,087 in special funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Hawaii Health Systems Corporation's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$28,681,003 in general funds and \$23,459,087 in special funds; and
- (2) For fiscal year 2018-2019, by reducing \$9,938,997 in general funds and adding \$23,459,087 in special funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$36,486,000 for fiscal year 2017-2018 and \$34,686,000 for fiscal year 2018-2019 in general funds for operations subsidy;
- (2) Adding \$3,000,000 in general funds for fiscal year 2017-2018 for Hawaii Health Systems Corporation – Regions or Maui Health System, a Kaiser Foundation Hospitals LLC; and
- (3) Adding \$33,420,000 in general funds for fiscal year 2017-2018 for operations subsidy.

Human Resources Development

The Administration's request was to add \$2,052,292 in general funds for fiscal year 2017-2018 and \$2,302,292 in general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Human Resources Development's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$2,052,292 in general funds; and
- (2) For fiscal year 2018-2019, by adding \$2,201,212 in general funds.

The Conference Draft of the executive budget includes the following major adjustment:

- (1) Adding \$3,274,000 for fiscal year 2017-2018 and \$3,524,000 for fiscal year 2018-2019 in general funds for workers' compensation claims.

Human Services

The Administration's request was to add \$25,596,723 in general funds and \$157,393,373 in non-general funds for fiscal year 2017-2018 and \$66,440,270 in general funds and \$276,330,208 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Human Services' appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$7,122,833 in general funds and \$147,622,055 in non-general funds; and
- (2) For fiscal year 2018-2019, by adding \$28,361,291 in general funds and \$253,920,541 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$3,000,000 in general funds for fiscal year 2017-2018 for the Housing First Program;
- (2) Adding \$1,500,000 in general funds for fiscal year 2017-2018 for homeless outreach services;
- (3) Adding \$250,000 in general funds for fiscal year 2017-2018 for legal services for homeless persons;
- (4) Adding \$2,100,000 in general funds for each fiscal year for Hawaii Public Housing Authority state family and elderly housing facilities;
- (5) Adding \$1,553,559 in general funds and \$2,309,090 in federal funds for each fiscal year for the nursing facility inflation factor; and
- (6) Adding \$240,000 in general funds for fiscal year 2017-2018 for juvenile justice and delinquency prevention.

Labor and Industrial Relations

The Administration's request was to reduce \$2,753,210 in general funds and \$19,987 in non-general funds for fiscal year 2017-2018 and to reduce \$376,494 in general funds and to add \$45,604 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Labor and Industrial Relations' appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$105,985 in general funds and reducing \$19,987 in non-general funds; and
- (2) For fiscal year 2018-2019, by adding \$765,821 in general funds and \$45,604 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$750,000 in general funds for each fiscal year to support workforce advisory councils;
- (2) Adding \$450,000 in general funds for each fiscal year for transition to the federal Workforce Innovation Opportunity Act; and
- (3) Adding 1.00 permanent position and \$515,386 for fiscal year 2017-2018 and \$2,810,772 for fiscal year 2018-2019 in general funds for Disability Compensation Division Modernization.

Land and Natural Resources

The Administration's request was to add \$21,234,212 in general funds and \$16,036,430 in non-general funds for fiscal year 2017-2018 and \$20,766,112 in general funds and \$1,891,237 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Land and Natural Resources' appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$22,827,227 in general funds and \$12,279,060 in non-general funds; and
- (2) For fiscal year 2018-2019, by adding \$21,505,253 in general funds and \$362,117 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$14,049,108 in general funds for each fiscal year for various programs' base budgets per funding in Act 84, Session Laws of Hawaii 2015;
- (2) Adding 15.00 temporary positions and \$1,065,147 for fiscal year 2017-2018 and \$1,097,047 for fiscal year 2018-2019 in general funds for personnel and operating funds for management and restoration of Kahoolawe Island Reserve;
- (3) Adding \$4,000,000 in general funds for each fiscal year for the Hawaii Invasive Species Council; and
- (4) Adding \$400,000 in general funds for each fiscal year for the fire protection program.

Public Safety

The Administration's request was to add \$7,265,245 in general funds and \$1,292,671 in non-general funds for fiscal year 2017-2018 and \$4,201,373 in general funds and \$1,292,671 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Public Safety's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$6,592,410 in general funds and \$1,292,671 in non-general funds; and
- (2) For fiscal year 2018-2019, by adding \$1,518,800 in general funds and \$1,292,671 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$3,334,801 in general funds for fiscal year 2017-2018 for housing inmates in non-state facility during renovation of Halawa Correctional Facility;
- (2) Adding \$165,000 in general funds for each fiscal year for Malpractice Insurance; and
- (3) Adding \$1,500,000 in general funds for fiscal year 2017-2018 for lease rent for Department of Public Safety Administration building and moving costs.

Taxation

The Administration's request was to add \$648,279 in general funds and \$3,572 in non-general funds for fiscal year 2017-2018 and \$523,279 in general funds and \$3,572 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Taxation's appropriation as follows:

- (1) For fiscal year 2017-2018, by reducing \$393,819 in general funds and adding \$3,572 in non-general funds; and
- (2) For fiscal year 2018-2019, by reducing \$518,819 in general funds and adding \$3,572 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustment:

- (1) Adding \$93,860 in general funds for each fiscal year for security for medical marijuana tax collections.

Transportation

The Administration's request was to reduce \$500,000 in general funds and \$43,904,674 in non-general funds for fiscal year 2017-2018 and reduce \$500,000 in general funds and add \$28,461,212 in non-general funds for fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the Department of Transportation's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$500,000 in general funds and \$37,264,241 in non-general funds; and
- (2) For fiscal year 2018-2019, by reducing \$1,500,000 in general funds and adding \$25,794,742 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding 7.00 permanent positions and \$157,939 for fiscal year 2017-2018 and \$303,878 for fiscal year 2018-2019 in special funds for Airside Operations Section Security Unit Pass and Identification Office;
- (2) Adding 13.00 permanent positions and \$684,787 for fiscal year 2017-2018 and \$1,369,574 for fiscal year 2018-2019 in special funds for Aircraft Rescue and Fire Fighting Unit;
- (3) Adding 6.00 permanent positions and \$162,752 for fiscal year 2017-2018 and \$293,004 for fiscal year 2018-2019 in special funds for the Federal Inspection Station;
- (4) Adding 2.00 permanent positions and \$97,161 for fiscal year 2017-2018 and \$194,322 for fiscal year 2018-2019 in special funds for the Office of Environmental Compliance;
- (5) Adding 2.00 permanent positions and \$101,809 for fiscal year 2017-2018 and \$203,618 for fiscal year 2018-2019 in special funds for the H-3 Tunnel Management Center;
- (6) Adding 10.00 permanent positions and \$679,152 in special funds for fiscal year 2017-2018 and \$1,243,998 in special funds and \$216,000 in federal funds for fiscal year 2018-2019 for the Intelligent Technology Systems Branch;
- (7) Adding \$800,000 in special funds for fiscal year 2018-2019 for trash reduction plan implementation; and
- (8) Adding \$3,514,950 for fiscal year 2017-2018 and \$1,242,000 for fiscal year 2018-2019 in special funds for information technology projects.

University of Hawaii

The Administration's request was to add \$42,558,733 in general funds and \$5,540,939 in non-general funds for fiscal year 2017-2018 and fiscal year 2018-2019.

The Conference Draft of the executive budget adjusts the University of Hawaii's appropriation as follows:

- (1) For fiscal year 2017-2018, by adding \$42,176,529 in general funds and \$5,540,939 in non-general funds; and
- (2) For fiscal year 2018-2019, by adding \$42,131,529 in general funds and \$5,540,939 in non-general funds.

The Conference Draft of the executive budget includes the following major adjustments:

- (1) Adding \$350,000 in general funds for each fiscal year for concussion testing and awareness;
- (2) Adding \$1,829,000 in general funds for each fiscal year for the Hawaii Promise Program;
- (3) Adding \$250,000 in general funds for each fiscal year for Title IX positions;
- (4) Adding 2.00 permanent positions and \$150,000 in general funds for each fiscal year for Title IX compliance for the University of Hawaii, Hilo;
- (5) Adding 4.00 permanent positions and \$820,000 in general funds for each fiscal year for Title IX compliance for the University of Hawaii Community Colleges;
- (6) Adding 1.00 permanent position and \$70,000 in general funds for each fiscal year for Title IX compliance for the University of Hawaii, West Oahu; and
- (7) Adding 2.00 permanent positions and \$375,000 in general funds for each fiscal year for University of Hawaii systemwide Title IX legal support.

PART III. CAPITAL IMPROVEMENT PROJECTS BUDGET

Your Committee on Conference finds that capital improvement projects are essential to our economy and play a pivotal role in building social infrastructure and helping strengthen communities.

Your Committee on Conference has provided a total of \$1,027,951,000 for fiscal year 2017-2018 and \$49,445,000 for fiscal year 2018-2019 for projects funded by general obligation bonds and \$1,907,509,000 in fiscal biennium 2017-2019 for projects funded by all other means of financing. In comparison, the Administration's proposed capital improvement projects' biennium budget, as amended pursuant to Governor's Messages, provided a total of \$1,375,734,000 for fiscal year 2017-2018 and \$151,676,000 for fiscal year 2018-2019 for projects funded by general obligation bonds and \$1,748,338,000 in fiscal biennium 2017-2019 for projects funded by all other means of financing.

Highlights of the capital improvements projects' budget for the biennium include:

- (1) \$23,800,000 in general obligation bond funds for the Department of Agriculture for fiscal year 2017-2018 to purchase over 600 acres of agricultural land to lease to local farmers, and an additional \$12,200,000 in upgrades and improvements to critical water infrastructure systems and agricultural facilities statewide;
- (2) \$10,000,000 in general obligation bond funds for fiscal year 2017-2018 for the Department of Accounting and General Services for an environmental impact study and master plan for a new stadium, adding \$15,000,000 in general obligation bond funds in fiscal year 2017-2018 for lump sum maintenance of existing facilities, along with an additional \$1,200,000 in general obligation bond funds in fiscal year 2017-2018 to begin the rehabilitation of the chambers level waterproofing system at the State Capitol Building;
- (3) A rental housing revolving fund capital infusion of \$25,000,000 in general obligation bond funds and a dwelling unit revolving fund capital infusion of \$25,000,000 in general obligation bond funds for fiscal year 2017-2018 to expand affordable housing statewide;
- (4) \$155,900,000 for lump sum condition, equity, and program support for Department of Education schools, and an additional \$332,209,000 in general obligation bond funds in various other Department of Education capital improvement projects for a total of \$488,109,000 in the 2017-2019 fiscal biennium;
- (5) Lump sum repair, maintenance, and new housing units statewide for the Department of Public Safety totaling \$78,710,000 in general obligation bond funds for the 2017-2019 fiscal biennium;
- (6) Support for repair, maintenance, and renovations at the University of Hawaii campuses statewide, including \$20,000,000 in general obligation bond funds for community colleges and \$83,250,000 in general obligation bond funds for University of Hawaii, systemwide support in fiscal year 2017-2018; and
- (7) Encouragement of the future chefs and culinary industry of Hawaii with an infusion of \$20,000,000 in general obligation bond funds, and a \$10,000,000 match in private funds for phase II of the Kapiolani Community College Culinary Institute of the Pacific.

Your Committee on Conference recognizes the great need in the State for services provided by non-governmental groups and nonprofit agencies and has thus provided \$19,975,000 in general obligation bond funds in fiscal year 2017-2018 to help aid these organizations in better serving the community.

Finally, your Committee on Conference provided funding for various projects within the Department of Defense, Department of Hawaiian Home Lands, Department of Health, Department of Human Services, Department of Land and Natural Resources, and Department of Transportation, among others, to ensure that contributions of matching federal, private, and other funds may be maximized and not lost or forfeited.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 100, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 100, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Cachola, Choy, Cullen, DeCoite, Gates, Holt, Keohokalole, Kobayashi, LoPresti, Lowen, Nakamura, Quinlan, Tokioka, Yamashita, Tupola and Ward.

Managers on the part of the House.
Ayes, 17. Noes, none. Excused, none.

Senators Tokuda, Dela Cruz, English, Galuteria, Harimoto, Inouye, K. Kahele, Riviere, Shimabukuro, Taniguchi and Wakai.

Managers on the part of the Senate.
Ayes, 11. Noes, none. Excused, none.

Conf. Com. Rep. 136 on H.B. No. 143

The purpose of this measure is to:

- (1) Authorize the issuance of general obligation bonds to finance capital improvement projects authorized in appropriation measures of the Executive Branch and the Judiciary; and
- (2) Make a declaration of findings with respect to the authorizations for the bonds as required under the Hawaii State Constitution.

Article VII, section 13, of the Constitution of the State of Hawaii requires the Legislature to include a declaration of findings in every general law authorizing the issuance of general obligation bonds, which shall declare that the issuance of state bonds authorized will not cause the debt limit to be exceeded at the time of issuance.

Your Committee on Conference has amended this measure by:

- (1) Inserting the appropriate dollar amounts throughout the measure as provided by the Department of Budget and Finance;

- (2) Updating dates cited in the measure;
- (3) Changing its effective date to upon its approval; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 143, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 143, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Cachola, Choy, Cullen, DeCoite, Gates, Holt, Keohokalole, Kobayashi, LoPresti, Lowen, Nakamura, Quinlan, Tokioka, Yamashita, Tupola and Ward.

Managers on the part of the House.
Ayes, 17. Noes, none. Excused, none.

Senators Tokuda, Dela Cruz and English.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 137 on H.B. No. 1465

The purpose of this measure is to update statutory language on liquor license transfer, application, and operating procedures.

More specifically, this measure, among other things:

- (1) Accounts for both member managed and manager managed limited liability companies under liquor licensing statutes;
- (2) Allows liquor license holders that are partnership entities or limited liability companies to avoid license transfer requirements upon admission or withdrawal of certain members, partners, or managers of the license holding entity or company by notifying the Liquor Commission of the change within thirty days;
- (3) Clarifies liquor license procedures and criminal history record check requirements for publicly-traded companies;
- (4) Provides flexibility to the Liquor Commission to hold a license in safekeeping status as an alternative to license cancellation, due to cessation of a business;
- (5) Clarifies conditions under which publicly-traded companies or entities solely owned by a publicly-traded entity may be disqualified for licensure;
- (6) Prohibits a non-primary decision-maker from coercing, pressuring, or unduly influencing a primary decision-maker to engage in any unlawful activity relating to the purchase and sale of liquor; and
- (7) Allows the Liquor Commission to issue a temporary license when an applicant, transferor, or transferee is actively challenging a tax matter that prevents the issuance of the appropriate certificate.

Your Committee on Conference has amended this measure by:

- (1) Requiring the Liquor Commission to issue a temporary license that is valid for the period of time necessary to resolve a valid challenge by an applicant, transferor, or transferee of a tax matter that prevents the issuance of the appropriate certificate;
- (2) Changing its effective date from July 1, 2030, to upon its approval; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1465, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1465, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, Cachola, Fukumoto, Todd and Ward.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 2 (Fukumoto, Ward).

Senators Nishihara, S. Chang and Keith-Agaran.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Keith-Agaran).

Conf. Com. Rep. 138 on H.B. No. 213

The purpose of this measure is to:

- (1) Permit an employee to take family leave to care for the employee's sibling with a serious health condition or upon the death of the employee's child, spouse, reciprocal beneficiary, sibling, or parent; and
- (2) Specify notice and certification requirements.

Your Committee on Conference has amended this measure by:

- (1) Deleting language permitting an employee to take family leave upon the death of the employee's child, spouse, reciprocal beneficiary, sibling, or parent; and
- (2) Making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 213, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 213, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Cullen, Holt and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Keith-Agaran, Tokuda and K. Rhoads.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (K. Rhoads).

Conf. Com. Rep. 139 on H.B. No. 1382

The purpose of this measure is to assist small businesses in the state procurement process by establishing and appropriating funds for a temporary small business assistance initiative, which would include the completion of the state small business database, small business advisory group, small business office, and small business procurement coordinator position within the State Procurement Office.

Your Committee on Conference has amended this measure by:

- (1) Changing the appropriation amount from an unspecified amount to \$250,000;
- (2) Appropriating the funds for one fiscal year, FY 2017-2018, rather than two fiscal years;
- (3) Providing the State Procurement Office with flexibility in how it allocates the appropriation amount;
- (4) Changing the small business procurement coordinator position from permanent to temporary;
- (5) Changing its effective date to July 1, 2017; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1382, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1382, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Holt, Keohokalole and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Kim, Wakai, Galuteria, L. Thielen and Ruderman.
Managers on the part of the Senate.
Ayes, 4. Noes, none. Excused, 1 (Wakai).

Conf. Com. Rep. 140 on H.B. No. 1475

The purpose of this measure is to enhance public access to locally-grown food and value-added products while enabling farmers to be economically sustainable by allowing farmers' markets and food hubs on agricultural lands.

After careful consideration, your Committee on Conference has amended this measure by:

- (1) Not requiring agricultural-based commercial operations in agricultural districts to be headquartered in Hawaii;
- (2) Not specifying the percentage of Hawaii-grown content required for agricultural products and value-added products sold at roadside stands, retail food establishments, farmers' markets, food hubs, and retail activities on agricultural lands under section 205-2(d)(15), Hawaii Revised Statutes;
- (3) Changing its effective date to upon its approval; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1475, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1475, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Creagan, Nakashima, Cullen and Thielen.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Nakashima).

Senators Gabbard, K. Rhoads and Baker.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 141 on H.B. No. 1578

The purpose of this measure is to establish and appropriate funds for a Carbon Farming Task Force within the Office of Planning to identify agricultural and aquacultural activities and best practices that provide carbon sequestration benefits.

Your Committee on Conference has amended this measure by:

- (1) Inserting an appropriation amount of \$25,000 for fiscal year 2017-2018 and deleting the appropriation for fiscal year 2018-2019;
- (2) Changing its effective date to July 1, 2017; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1578, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1578, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lee, Creagan, Lowen, LoPresti and Tupola.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 2 (LoPresti, Tupola).

Senators Wakai, Gabbard and Riviere.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 142 on H.B. No. 427

The purpose of this measure is to preserve dark night skies in Hawaii by establishing a Dark Night Skies Protection Advisory Committee to assist the University of Hawaii in developing a statewide dark night skies protection strategy.

Your Committee on Conference has amended this measure by correctly reflecting the number of members on the Dark Night Skies Protection Advisory Committee.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 427, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 427, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lee, McKelvey, Lowen, Fukumoto, Woodson and Tupola.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, 2 (Tupola, Woodson).

Senators K. Kahele, Gabbard, Dela Cruz and Kidani.
Managers on the part of the Senate.

Ayes, 4. Noes, none. Excused, none.

Conf. Com. Rep. 143 on H.B. No. 1351

The purpose of this measure is to:

- (1) Authorize the Director of Health to expend moneys to support a county electronics recycling collection; and
- (2) Make an appropriation to reimburse the counties of Hawaii, Kauai, and Maui for expenses incurred during 2015 and 2016 related to the collection services associated with handling and collecting electronic devices for recycling.

Your Committee on Conference has amended this measure by:

- (1) Removing the appropriations to reimburse the counties of Hawaii, Kauai, and Maui for expenses incurred during 2015 and 2016 related to the collection services associated with handling and collecting electronic devices for recycling; and
- (2) Changing its effective date to upon its approval, to be applicable to county electronics collections occurring on or after January 1, 2016.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1351, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1351, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lee, Lowen, LoPresti and Tupola.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Gabbard, Baker and Riviere.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 144 on H.B. No. 957

The purpose of this measure is to expedite the cooling of public school classrooms by:

- (1) Providing that moneys in the Hawaii Green Infrastructure Special Fund may be used for loans to subsidize the installation costs for energy-efficient lighting and other energy efficiency measures related to heat abatement at public schools;
- (2) Making related appropriations; and
- (3) Requiring the Department of Education to report on its expenditure plan to the Hawaii Green Infrastructure Authority and to repay the loan using general revenues saved by the reduced utility costs that result from energy-efficient lighting and other energy efficiency measures.

Your Committee on Conference has amended this measure by:

- (1) Appropriating \$46,400,000 out of the Hawaii Green Infrastructure Special Fund to finance installation costs for energy-efficient lighting and other energy efficiency measures related to heat abatement at public schools;
- (2) Authorizing the Department of Education to borrow \$46,400,000 for the heat abatement installation costs;
- (3) Changing its effective date to July 1, 2017; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 957, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 957, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lee, Woodson, Luke, Cullen, Har and Tupola.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, 2 (Har, Tupola).

Senators Kidani, Inouye and Tokuda.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Inouye).

Conf. Com. Rep. 145 on H.B. No. 375

The purpose of this measure is to repeal the sunset date for amendments made to the refundable food/excise tax credit by Act 223, Session Laws of Hawaii 2015.

Your Committee on Conference has amended this measure by:

- (1) Appropriating \$1,000,000 subject to a dollar for dollar match by the private sector for the Hawaii Tourism Authority, working in conjunction with the Hawaii Lodging and Tourism Association for projects to address homelessness in tourist and resort areas;
- (2) Removing the provisions that made amendments to the refundable food/excise tax credit;
- (3) Changing the effective date to July 1, 2017; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 375, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 375, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Johanson and Tupola.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Tokuda, English and Shimabukuro.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Shimabukuro).

Conf. Com. Rep. 146 on H.B. No. 335

Your Committee on Conference has provided an additional \$546,875 in general funds in each fiscal year of the 2017-2019 biennium for personal services for various programs in the Office of Hawaiian Affairs.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 335, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 335, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ing, Luke, Cullen and Thielen.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Thielen).

Senators Shimabukuro, Tokuda and Galuteria.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 147 on H.B. No. 1031

The purpose of this measure is to enable compliance with Internal Revenue Service requirements and ensure the security of federal tax information by authorizing the Department of Taxation, Department of Human Services, Department of Labor and Industrial Relations, and Child Support Enforcement Agency to perform criminal history record checks on current and prospective employees, contractors and their employees and agents who can access federal tax information. The measure further provides a process for the termination or denial of employment that may result from a criminal history record check.

Your Committee on Conference has amended this measure by making it effective upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1031, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1031, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Cachola and McDermott.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Keith-Agaran, Shimabukuro and K. Rhoads.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 148 on H.B. No. 508

The purpose of this measure is to:

- (1) Increase the maximum administrative fine that may be imposed by the State Ethics Commission from \$500 to \$1000; and
- (2) Permit the State Ethics Commission and the respondent to resolve any charge of an alleged violation prior to the conclusion of the contested case process with a settlement that may include payment of an administrative fine or restitution, or both.

Your Committee on Conference has amended this bill by making it effective upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 508, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 508, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Cullen and McDermott.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Keith-Agaran, Gabbard and Kim.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Kim).

Conf. Com. Rep. 149 on H.B. No. 632

The purpose of this measure is to broaden the Water Infrastructure Loan Program to include loans made to water utilities and loans for water tanks.

Your Committee on Conference has amended this measure by:

- (1) Changing its effective date to upon its approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 632, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 632, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Yamane, Cullen and Thielen.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators K. Rhoads, Baker and Riviere.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Riviere).

Conf. Com. Rep. 150 on H.B. No. 633

The purpose of this measure is to include aboveground freshwater storage tanks in the definition of "appurtenant works" so that maintenance and repair of those tanks appurtenant to dams and reservoirs are eligible for special purpose revenue bond financing.

Your Committee on Conference has amended this measure by changing its effective date to upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 633, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 633, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Yamane, Cullen, Kong and Thielen.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators K. Rhoads, L. Thielen and English.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (English).

Conf. Com. Rep. 151 on S.B. No. 917

The purpose of this measure is to provide a legislative vehicle to fund public sector collective bargaining cost items for salary adjustments, other cost adjustments, and Hawaii Employer-Union Health Benefits Trust Fund (EUTF) costs for public employees in collective bargaining unit (5) and their excluded counterparts for fiscal biennium 2017-2019.

Your Committee on Conference finds that Governor's Message No. 9 dated April 25, 2017, reflects the tentative agreement with the Hawaii State Teachers Association (HSTA) concerning collective bargaining unit (5) that was reached on April 22, 2017, and is expected to be ratified by April 27, 2017, and the agreement with HSTA regarding EUTF contribution amounts. This measure provides a legislative vehicle to fund the collectively bargained terms that were agreed upon.

Your Committee on Conference has amended this measure by:

- (1) Inserting language to reflect the tentative agreement with HSTA concerning collective bargaining unit (5) and the agreement with HSTA regarding EUTF contribution amounts;
- (2) Changing the effective date to July 1, 2017; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 917, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 917, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Luke, Holt and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Keith-Agaran, Tokuda and K. Rhoads.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (K. Rhoads).

Conf. Com. Rep. 152 on S.B. No. 923

The purpose of this measure is to provide a legislative vehicle to fund public sector collective bargaining cost items for salary adjustments, other cost adjustments, and Hawaii Employer-Union Health Benefits Trust Fund (EUTF) costs for public employees in collective bargaining unit (11) and their excluded counterparts for fiscal biennium 2017-2019.

Your Committee on Conference finds that Governor's Message No. 8 dated April 21, 2017, reflects the arbitration award issued for the Hawaii Firefighters Association (HFFA) concerning collective bargaining unit (11) on April 17, 2017, and the agreement with HFFA regarding EUTF contribution amounts. This measure provides a legislative vehicle to fund the collectively bargained terms that were agreed upon.

Your Committee on Conference has amended this measure by:

- (1) Inserting language to reflect the arbitration award issued to HFFA concerning collective bargaining unit (11) and the agreement with HFFA regarding EUTF contribution amounts;
- (2) Changing the effective date to July 1, 2017; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 923, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 923, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Luke, Holt and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Keith-Agaran, Tokuda and K. Rhoads.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (K. Rhoads).

Conf. Com. Rep. 153 on S.B. No. 850

The purpose and intent of this measure is to require the Chief Information Officer to:

- (1) Identify the information technology projects of the executive branch, including the Department of Education and University of Hawaii, that shall be subject to independent verification and validation; and
- (2) Submit each independent verification and validation report to the Legislature within ten days of receiving the report.

Your Committee on Conference finds that technology projects often involve substantial risk and expense and thus should be subject to independent verification and validation to ensure optimal use of public resources. Your Committee on Conference also finds that making the Chief Information Officer responsible for identifying the technology projects that shall be subject to independent verification and validation is a proactive approach to achieving the successful development and implementation of certain technology projects. Your Committee on Conference further finds that requiring independent verification and validation for certain technology projects will contribute to the efficient and effective functioning of public institutions and state government, and the success of state modernization initiatives.

Your Committee on Conference has amended this measure by inserting an effective date of July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 850, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 850, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Keohokalole, Luke and Ward.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Kim, Wakai and Tokuda.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Wakai).

Conf. Com. Rep. 154 on S.B. No. 1016

The purpose of this measure is to exempt the Department of Transportation and its contractors from certain statutory requirements for specified bridge rehabilitation projects by extending the sunset date of Act 218, Session Laws of Hawaii 2012 (Act 218), from June 30, 2017, to June 30, 2022.

Your Committee on Conference finds that this measure is necessary to continue the Department of Transportation's efforts to expedite the design and construction of bridges listed in Act 218. Your Committee on Conference notes that the Department of Transportation is still required to comply with all federal laws for each bridge project.

Your Committee on Conference has amended this bill by changing its effective date to June 29, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1016, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1016, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Aquino, Quinlan and McDermott.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Inouye, English and Shimabukuro.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 155 on S.B. No. 1148

The purpose and intent of this measure is to:

- (1) Require the Hawaii Community Development Authority (HCDA) to develop a Transit-Oriented Development (TOD) Zone Improvement Program to foster community development by strategically investing in public facilities;
- (2) Specify HCDA members who shall be considered in determining quorum and majority for matters affecting TOD zones and shall be eligible to vote for matters affecting TOD zones; and
- (3) Appropriate an unspecified amount to HCDA for the necessary staff to develop and manage the TOD Zone Improvement Program.

Your Committee on Conference finds that the construction and installation of certain public facilities are necessary and desirable to facilitate the renewal and redevelopment of areas proximate to proposed fixed transit stations. Your Committee on Conference also finds that TOD promotes development patterns that support quality of life, preserve the natural environment, provide a range of housing choices for residents, and encourage walking, biking, and mass transit. Your Committee on Conference further finds that TOD is a powerful tool that can produce a wide range of social, environmental, and economic benefits and contribute to improving a city's livability.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that the Director of the Office of Planning, or the Director's designee, is not a member of HCDA but shall be considered in determining quorum and majority on matters affecting TOD zones and shall be eligible to vote on matters affecting TOD zones;
- (2) Inserting an appropriation amount of \$60,000 for fiscal years 2017-2018 and 2018-2019 for one full-time equivalent temporary position at HCDA to maintain and develop the staff necessary to develop and manage the TOD Zone Improvement Program;
- (3) Inserting an effective date of July 1, 2017; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1148, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1148, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Brower, Aquino, Yamane, Nakamura, Say and McDermott.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, 2 (Aquino, McDermott).

Senators K. Rhoads, Nishihara, Espero and Harimoto.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, 1 (Nishihara).

Conf. Com. Rep. 156 on S.B. No. 501

The purpose of this measure is to ensure that women in Hawaii have timely and appropriate access to comprehensive reproductive health services by:

- (1) Requiring limited service pregnancy centers to disseminate a written notice on the availability of and enrollment information for publicly-funded family planning services;
- (2) Requiring limited service pregnancy centers to adhere to privacy and disclosure requirements for client records; and
- (3) Establishing civil penalties for noncompliance and authorizing civil actions for enforcement.

Your Committee on Conference finds that individuals seeking healthcare, including reproductive healthcare, should receive comprehensive, accurate, unbiased information in a confidential setting. In a reproductive healthcare setting, this includes receiving information about the full range of options, including how to obtain health insurance coverage should a woman be uninsured. Your Committee on Conference further finds that when women are fully informed, they can make the best decisions for themselves and their health.

Your Committee on Conference also finds that thousands of women in the State are in need of publicly-funded family planning services, contraception services and education, abortion services, prenatal care, and birth-related services. In Hawaii, low-income women can receive immediate access to free or low-cost comprehensive family planning services and pregnancy-related care through Med-QUEST and the Department of Health's family planning program. Your Committee on Conference finds, however, that many women remain unaware of the public programs available to provide them with family planning and pregnancy-related services. Because family planning decisions are time sensitive and early care in pregnancy is important, the State must make every effort possible to advise women of all available reproductive health programs.

Your Committee on Conference has amended this measure by:

- (1) Amending the definition of limited service pregnancy center to establish that a limited service pregnancy center does not include a health care facility and providing a definition of health care facility;
- (2) Inserting language to require that the written notice and written pregnancy test result that limited service pregnancy centers are required to provide be provided in English or another language requested by the client or patient;
- (3) Inserting language to establish that this measure is not intended to require the Department of Health to regulate or oversee limited service pregnancy centers;
- (4) Making it effective upon its approval; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 501, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 501, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Nishimoto, Kobayashi and Thielen.

Managers on the part of the House.
Ayes, 4; Ayes with Reservations (Thielen). Noes, none. Excused, none.

Senators Baker, Keith-Agaran, Tokuda, Kidani and K. Rhoads.
Managers on the part of the Senate.
Ayes, 3. Noes, 1 (Kidani). Excused, 1 (Tokuda).

Conf. Com. Rep. 157 on S.B. No. 808

The purpose and intent of this measure is to appropriate an unspecified amount of funds to the Department of Land and Natural Resources for the operational expenses and staffing costs of the Hawaii Association of Conservation Districts.

Your Committee on Conference finds that the Hawaii Association of Conservation Districts, through the Soil and Water Conservation Districts (SWCDs), assists government agencies in identifying and implementing culturally sensitive projects and practices to ensure the protection of Hawaii's environment. Your Committee on Conference also finds that the SWCDs bring significant financial resources to Hawaii to improve farm practices, reduce erosion, improve water quality, fight invasive species, improve public safety, protect property, conserve water, and strengthen the economy, and also provide education and community support for conservation awareness, and assist each county in reviewing county grading permits and conservation plans. Your Committee on Conference further finds that the SWCD Program does not have a base budget appropriation, and funding is required in order for the SWCDs to continue their activities, which undoubtedly benefit the people of Hawaii.

Your Committee on Conference has amended this measure by:

- (1) Updating its purpose section;
- (2) Inserting an appropriation amount of \$450,000 and appropriating funds for fiscal year 2017-2018 only;
- (3) Changing the source of funds from the general fund to the special land and development fund;
- (4) Inserting an effective date of July 1, 2017; and
- (5) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 808, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 808, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Yamane, Cullen, Say and Thielen.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators K. Rhoads, L. Thielen and Shimabukuro.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Shimabukuro).

Conf. Com. Rep. 158 on S.B. No. 1240

The purpose of this measure is to ensure the sustainability of Hawaii's near shore aquatic life by:

- (1) Requiring the Department of Land and Natural Resources (DLNR) to submit proposed legislation to the Legislature prior to the Regular Session of 2019, including a definition of "sustainable", a policy for sustainable collection practices, and limits on aquatic life collection;
- (2) Prohibiting DLNR from issuing new aquarium fish permits or transferring exiting permits; and
- (3) Authorizing DLNR to continue to renew existing aquarium fish permits for current permit holders.

Your Committee on Conference finds that ensuring the sustainability of aquatic life and the protection of coral reefs in state waters is vital to the long-term interests of the people of Hawaii. Your Committee on Conference further finds that the long-term protection of marine resources necessitates a determination of what is sustainable and a policy for sustainable collection practices of near shore aquatic life. Your Committee on Conference notes that there are existing permit holders who earn their livelihoods through aquarium fish collection and finds that the proposed measure is a step in the right direction toward achieving sustainability of aquatic life while allowing existing permit holders to maintain their livelihoods.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that DLNR shall include in its proposed legislation a process for determining annual catch limits for each of the top forty species of near shore aquatic life for sustainable rates of collection;
- (2) Authorizing the transfer of existing aquarium fish permits prior to July 1, 2022, unless the permit has lapsed;
- (3) Limiting DLNR's authority to renew existing aquarium permits to permits that have not lapsed;

- (4) Specifying that a permit is deemed lapsed if it has not been renewed for five or more years immediately preceding the time of transfer of the permit or application for renewal of the permit, including any duration prior to the effective date;
- (5) Making it effective upon its approval; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1240, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1240, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ing, Cullen and Thielen.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators K. Rhoads, Keith-Agaran and L. Thielen.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 159 on S.B. No. 914

The purpose of this measure is to provide a legislative vehicle to fund public sector collective bargaining cost items for salary adjustments, other cost adjustments, and Hawaii Employer-Union Health Benefits Trust Fund (EUTF) costs for public employees in collective bargaining unit (2) and their excluded counterparts for fiscal biennium 2017-2019.

Your Committee on Conference finds that Governor's Message No. 10 dated April 27, 2017, reflects the arbitration award issued for the Hawaii Government Employees Association (HGEA) concerning collective bargaining units (2), (8), (9), and (13) on April 25, 2017, and the agreement with HGEA regarding EUTF contribution amounts. This measure provides a legislative vehicle to fund the collectively bargained terms that were agreed upon.

Your Committee on Conference has amended this measure by:

- (1) Inserting language to reflect the arbitration award to HGEA concerning collective bargaining units (2), (8), (9), and (13) and the agreement with HGEA regarding EUTF contribution amounts;
- (2) Changing the effective date to July 1, 2017; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 914, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 914, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Luke, Holt and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Keith-Agaran, Tokuda and K. Rhoads.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (K. Rhoads).

Conf. Com. Rep. 160 on S.B. No. 915

The purpose of this measure is to provide a legislative vehicle to fund public sector collective bargaining cost items for salary adjustments, other cost adjustments, and Hawaii Employer-Union Health Benefits Trust Fund (EUTF) costs for public employees in collective bargaining unit (3) and their excluded counterparts for fiscal biennium 2017-2019.

Your Committee on Conference finds that Governor's Message No. 11 dated April 27, 2017, reflects the arbitration award issued for the Hawaii Government Employees Association (HGEA) concerning collective bargaining units (3) and (4) on April 26, 2017, and the agreement with HGEA regarding EUTF contribution amounts. This measure provides a legislative vehicle to fund the collectively bargained terms that were agreed upon.

Your Committee on Conference has amended this measure by:

- (1) Inserting language to reflect the arbitration award issued for HGEA concerning collective bargaining units (3) and (4) and the agreement with HGEA regarding EUTF contribution amounts;
- (2) Changing the effective date to July 1, 2017; and

- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 915, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 915, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Luke, Holt and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Keith-Agaran, Tokuda and K. Rhoads.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (K. Rhoads).

Conf. Com. Rep. 161 on H.B. No. 165

The purpose of this measure is to:

- (1) Require state and county boards to make meeting documents available for public inspection, provide notice of their availability and, to the greatest extent feasible, require boards to accommodate requests for electronic access;
- (2) Permit state and county boards to allow oral testimony to be presented on each agenda item separately and at the time the item is first brought up for discussion;
- (3) Account for emergency meetings and electronic documents in meeting notice requirements; and
- (4) Establish requirements for posting the content of meeting minutes.

Your Committee on Conference has amended this measure by:

- (1) Deleting language related to oral testimony at meetings;
- (2) Specifying content requirements for written summaries of minutes that are not posted in written form;
- (3) Changing the effective date to July 1, 2018, to afford state and county boards a period of time to comply with this measure; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 165, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 165, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Cachola and McDermott.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Kim, Keith-Agaran, Harimoto and Ruderman.
Managers on the part of the Senate.
Ayes, 4. Noes, none. Excused, none.

Conf. Com. Rep. 162 on H.B. No. 110

The purpose of this measure is to fund Hawaii Employer-Union Health Benefits Trust Fund costs and other cost adjustments for legislative officers and employees of specified legislative agencies who are excluded from collective bargaining.

Your Committee on Conference has amended this measure by:

- (1) Inserting the appropriate appropriation amounts; and
- (2) Changing its effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 110, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 110, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Luke, Holt and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Keith-Agaran, Tokuda and K. Rhoads.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 163 on H.B. No. 208

The purpose of this measure is to:

- (1) Require the Department of Labor and Industrial Relations to issue a stop-work order for employers who fail to procure proper workers' compensation insurance or provide their employees with information on workers' compensation rights and claims for benefits;
- (2) Require employees affected by a stop-work order to be paid for the time lost, up to ten days;
- (3) Establish a procedure for an employer to protest a stop-work order;
- (4) Reduce the period from 30 to 14 days to expedite compliance with security for compensation;
- (5) Authorize the Department of Labor and Industrial Relations to issue an order of wage payment violation to an employer in violation of provisions regarding payment of wages and other compensation; and
- (6) Establish penalties, enforcement, and appeal procedures for orders of wage payment violations.

Your Committee on Conference has amended this measure by:

- (1) Deleting language related to stop-work orders and restoring statutory language concerning the penalty for employers who fail to procure proper workers' compensation insurance;
- (2) Restoring statutory language making an employer who fails to pay wages liable to the employee for a sum equal to the amount of unpaid wages and interest at a rate of six percent per year from the date the wages were due in addition to the wages legally proven to be due relative to order of wage payment violations;
- (3) Making it effective upon its approval; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 208, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 208, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Nishimoto, Holt and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Keith-Agaran, English and K. Rhoads.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (K. Rhoads).

Conf. Com. Rep. 164 on H.B. No. 306

The purpose of this measure is to establish procedures and requirements for the use of continuous alcohol monitoring devices by persons who:

- (1) Are charged with operating or habitually operating a vehicle under the influence of an intoxicant under section 291E-61 or 291E-61.5, Hawaii Revised Statutes (HRS); and
- (2) Are repeat intoxicated drivers or awaiting criminal investigation or prosecution for a prior charge of violating section 291E-61 or 291E-61.5, HRS.

This measure also establishes vendor requirements for continuous alcohol monitoring devices and requires a report to the Legislature comparing the effectiveness of these devices and ignition interlock devices.

Your Committee on Conference has amended this measure by:

- (1) Authorizing, rather than mandating the use of continuous alcohol monitoring devices;

- (2) Clarifying for persons who are waiting criminal investigation or prosecution for one or more prior charges under section 291E-61 or 291E-61.5, HRS, that the prior charges under these sections must be as a result of having consumed alcohol;
- (3) Requiring the scheduling of a court appearance within five business days, or as soon thereafter as is practicable, for persons released on bail;
- (4) Deleting language that required extensions of the requisite 90-day monitoring period to be "as reasonably necessary to ensure the safety of the community";
- (5) Requiring fitting of the continuous alcohol monitoring device within five business days of the initial court appearance, or as soon thereafter as is practicable;
- (6) Requiring the Administrative Director of the Courts to:
 - (A) Establish and administer a statewide program for oversight of continuous alcohol monitoring device use; and
 - (B) Select a single vendor to fit, maintain, and monitor the devices;
- (7) Clarifying that partial financial relief shall be provided by the selected single vendor to offset the costs of the device for recipients of certain types of assistance, such as food stamps;
- (8) Clarifying that bail forfeiture and resetting may be imposed for bail violations in addition to the imposition of other penalties by the court;
- (9) Requiring the report to the Legislature to be from the Administrative Director of the Courts, rather than the Department of the Prosecuting Attorney of the City and County of Honolulu, and further requiring such reporting to be conducted on an annual basis, with the first report due prior to the Regular Session of 2019;
- (10) Changing its effective date to January 1, 2018; and
- (11) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 306, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 306, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Aquino, Nishimoto, Quinlan and McDermott.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Inouye, Keith-Agaran and Shimabukuro.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 165 on H.B. No. 735

The purpose and intent of this measure is to:

- (1) Amend the prorated amount of vehicle license and registration fees, weight taxes, inspection fees, highway beautification fees, and use taxes that rental car companies may pass on to lessees; and
- (2) Require the motor vehicle rental industry to report to the Legislature prior to the Regular Session of 2019 on the average fee charged to each customer on each motor vehicle rental and the average time in service of each motor vehicle rental.

Your Committee on Conference has amended this measure by:

- (1) Establishing the prorated amount of the fees that rental car companies may pass on to lessees at 1/292nd of the fees;
- (2) Requiring rental car companies to submit an annual audit conducted by a third party certified public accountant to the Office of Consumer Protection of the Department of Commerce and Consumer Affairs beginning on March 1, 2019;
- (3) Changing its effective date to July 1, 2017; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 735, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 735, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Aquino, Takumi, Quinlan and McDermott.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Inouye, Baker and English.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (English).

Conf. Com. Rep. 166 on H.B. No. 1152

The purpose of this measure is to add a budget proviso to the Supplemental Appropriations Act of 2016 to authorize the Governor to make supplemental allotments from the Department of Transportation, Airports Division, Project Adjustment Fund to supplement any currently authorized capital investment cost elements for airports division capital improvement projects.

Your Committee on Conference has amended this measure by changing the effective date to upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1152, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1152, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Aquino, Quinlan, Hashem and McDermott.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Inouye, Dela Cruz and Shimabukuro.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 167 on H.B. No. 997

The purpose of this measure is to provide flexibility in the granting of concession terms of up to 15 years and to permanently authorize the Department of Transportation to pursue and enter into concession contracts and other arrangements by negotiation.

Your Committee on Conference finds that Hawaii's airports are often the first and last impression that visitors have of the State. Imparting a positive impression of Hawaii is important for the State's tourism based economy as visitors with a positive impression are more likely to return for future visits and recommend Hawaii to others as a travel destination. Currently, airport concession contracts are awarded to the highest bidder without consideration of the quality or variety of service to be provided. Authorizing the Department of Transportation to enter into and award airport concession contracts through negotiation rather than simply to the highest bidder but in its judgment to a responsible person or entity providing the best value to the State that will result in high quality services in the best interests of our state airports, which in turn will provide visitors with better first and last impressions of Hawaii.

Your Committee on Conference has amended this measure by:

- (1) Making clarifying language in keeping with the purpose and intent of this measure and various provisions of chapter 102, Hawaii Revised Statutes; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 997, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 997, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Aquino, Quinlan, Choy, Tokioka and McDermott.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, 1 (Choy).

Senators Inouye, K. Kahele and Dela Cruz.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Dela Cruz).

Conf. Com. Rep. 168 on H.B. No. 1231

The purpose of this measure is to authorize the Department of Education to retain and reallocate funds to offset incurred disaster relief expenses.

Specifically, this measure:

- (1) Authorizes the Department of Education to retain appropriations and reimbursements for disaster relief expenses until the end of the following fiscal biennium; and
- (2) Credits federal disaster relief reimbursement funds to the Department of Education when the Department expends Department funds for purposes deemed reimbursable by federal moneys, regardless of whether the original appropriation for the Department funds has lapsed.

Your Committee on Conference has amended this measure by changing its effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1231, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1231, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Cullen, Har and Matsumoto.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Har).

Senators Kidani, Harimoto and K. Kahele.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (K. Kahele).

Conf. Com. Rep. 169 on H.B. No. 937

The purpose of this measure is to support the early learning of the young children of Hawaii by appropriating funds for the Executive Office on Early Learning to enter into contracts with third-party providers for family-child interaction learning programs that support families in taking an active role in the social, emotional, and cognitive development of their young children.

After careful consideration, your Committee on Conference has amended this measure by:

- (1) Making an appropriation of \$300,000 for each year of fiscal biennium 2017-2019; and
- (2) Changing the effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 937, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 937, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Cullen, Har and Matsumoto.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Har).

Senators Kidani, Shimabukuro and K. Kahele.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 170 on H.B. No. 498

The purpose of this measure is to strengthen early learning in Hawaii by:

- (1) Broadening the scope of the early learning program to include early childhood development;
- (2) Adjusting the thresholds at which children are considered "at-risk" or "underserved";
- (3) Expanding the role of the renamed Early Learning Board beyond simply an advisory capacity and amending the powers of certain members of the Board;
- (4) Modifying the membership of the Early Learning Board and making conforming amendments;
- (5) Authorizing the Early Learning Board to appoint and annually evaluate the Director of the Executive Office on Early Learning;
- (6) Requiring the Director of the Executive Office on Early Learning to have taken major coursework in early childhood education and child development and preferably hold an academic degree in the field of early childhood education and child development;
- (7) Requiring the principal and other school personnel to participate in an early learning induction program, prior to opening a public prekindergarten class in a school; and
- (8) Specifying that priority for the Executive Office on Early Learning Public Prekindergarten Program will be extended to four-year-old children who are underserved or at-risk and whose family income is at or below 250 percent of the federal poverty level.

After careful consideration, your Committee on Conference has amended this measure by:

- (1) Establishing the Early Learning Board within the Department of Education for administrative purposes only;
- (2) Providing that the use of preschool classrooms for public preschool programs must be done pursuant to rules adopted pursuant to Chapter 91, Hawaii Revised Statutes, by the Department of Education;
- (3) Specifying that the underserved and at-risk children served by the Preschool Open Doors Program will be determined by rules adopted by the Department of Human Services; and
- (4) Changing its effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 498, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 498, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, LoPresti, Ohno and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Kidani, Shimabukuro and K. Kahele.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 171 on H.B. No. 880

The purpose of this measure is to establish a mark licensing agreement program within the Department of Education that allows the Department and individual department schools to engage in commercial enterprises that provide financial resources for educational activities, provided that the enterprises support the primary educational mission of the school and Department.

Your Committee on Conference has amended this measure by changing its effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 880, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 880, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Takumi, Yamashita and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Kidani, Harimoto and K. Kahele.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (K. Kahele).

Conf. Com. Rep. 172 on H.B. No. 116

The purpose of this measure is to support public education in Hawaii by:

- (1) Transferring numerous parcels of property containing schools operated by the Department of Education that are currently owned by the City and County of Honolulu to the Department of Land and Natural Resources;
- (2) Appropriating funds to prepare, execute, and record quitclaim deeds to effectuate the land transfers; and
- (3) Extending the 21st Century Schools Pilot Program (section 302A-1151.1, Hawaii Revised Statutes) for an additional five years.

After careful consideration, your Committee on Conference has amended this measure by:

- (1) Clarifying that the transfer of land does not include any property designated as a public park;
- (2) Limiting the parcel transfer to 14 public schools;
- (3) Making an appropriation in the sum of \$100,000 for each year of the 2017-2019 fiscal biennium as a grant-in-aid to the City and County of Honolulu to prepare, execute, and record the quitclaim deeds necessary for the land transfers;
- (4) Adding a savings clause;
- (5) Changing the effective date to July 1, 2017; and

- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 116, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 116, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Luke and Matsumoto.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (Matsumoto).

Senators Kidani, K. Rhoads, Dela Cruz and K. Kahele.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, 1 (K. Rhoads).

Conf. Com. Rep. 173 on H.B. No. 1325

The purpose of this bill is to support the State's biosecurity program by:

- (1) Clarifying the Department of Agriculture's authority to expend funds from multiple sources for the biosecurity program;
- (2) Requiring the Department of Agriculture to establish parameters and construction requirements for biosecurity facilities that provide for and ensure the safety of agricultural and food commodities consumed by Hawaii residents; and
- (3) Appropriating funds to enable the Department of Agriculture to implement the biosecurity program, including import replacement of high-risk crops, development of pest-management practices and quarantine-treatment options, and improved productivity in inspection capacity.

After careful consideration, your Committee on Conference has amended this measure by:

- (1) Appropriating \$1,200,000 for each year of fiscal biennium 2017-2019 for the biosecurity program, with specific allocations for various components of the program;
- (2) Requiring the Department of Agriculture to submit to the Legislature, no later than 30 days prior to the convening of the Regular Session of 2018, a report on its progress with respect to the biosecurity program; and
- (3) Changing its effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1325, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1325, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Creagan, Takumi, Yamashita and Thielen.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Gabbard, English and Riviere.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 174 on H.B. No. 1179

The purpose of this measure is to improve the economics of building and operating rental housing in the State by:

- (1) Expanding the types of rental housing projects that can be exempt from general excise taxes; and
- (2) Allowing the terms of prevailing wages under contracts to develop affordable rental housing approved and certified by the Hawaii Housing Finance and Development Corporation (HHFDC) pursuant to section 201H-36(a)(5), Hawaii Revised Statutes (HRS), to be deemed the prevailing wages serving as the basis of compliance with chapter 104, HRS.

Your Committee on Conference has amended this measure by:

- (1) Effective from July 1, 2018, to June 30, 2022, authorizing HHFDC to exempt qualified persons or firms HHFDC has approved and certified to develop affordable rental housing from general excise taxes; provided that the allowable general excise tax and use tax costs apply to contracting only and do not exceed \$7,000,000 per year in the aggregate for all projects approved and certified by HHFDC;
- (2) Repealing redundant rulemaking authority in section 104-2(g), HRS;

- (3) Inserting a sunset date of June 30, 2022; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1179, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1179, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Brower, Johanson, Nakamura and McDermott.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Espero, Keith-Agaran and Shimabukuro.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Keith-Agaran).

Conf. Com. Rep. 175 on H.B. No. 1022

The purpose of this measure is to appropriate moneys to satisfy various claims against the State, its officers, or its employees.

Your Committee on Conference has amended this measure by revising the list of claims against the State and specifying the applicable funding sources.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1022, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1022, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Luke and McDermott.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Keith-Agaran, Tokuda and K. Rhoads.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (K. Rhoads).

Conf. Com. Rep. 176 on S.B. No. 918

The purpose of this measure is to provide a legislative vehicle to fund public sector collective bargaining cost items for salary adjustments, other cost adjustments, and Hawaii Employer-Union Health Benefits Trust Fund (EUTF) costs for public employees in collective bargaining unit (6) and their excluded counterparts for fiscal biennium 2017-2019.

Your Committee on Conference finds that Governor's Message No. 12 dated April 27, 2017, reflects the tentative agreement with the Hawaii Government Employees Association (HGEA) concerning collective bargaining unit (6) on April 27, 2017, which is expected to be ratified by April 30, 2017, and the agreement with HGEA regarding EUTF contribution amounts. This measure provides a legislative vehicle to fund the collectively bargained terms that were agreed upon.

Your Committee on Conference has amended this measure by:

- (1) Inserting language to reflect the tentative agreement with HGEA concerning collective bargaining unit (6) and the agreement with HGEA regarding EUTF contribution amounts;
- (2) Changing the effective date to July 1, 2017; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 918, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 918, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Luke, Holt and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Keith-Agaran, Tokuda and K. Rhoads.
Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (K. Rhoads).

Conf. Com. Rep. 177 on S.B. No. 919

The purpose of this measure is to provide a legislative vehicle to fund public sector collective bargaining cost items for salary adjustments, other cost adjustments, and Hawaii Employer-Union Health Benefits Trust Fund (EUTF) costs for public employees in collective bargaining unit (7) and their excluded counterparts for fiscal biennium 2017-2019.

Your Committee on Conference finds that Governor's Message No. 14 dated April 27, 2017, reflects the tentative agreement between public employers and the University of Hawaii Professional Assembly (UHPA) and the parties' intent to execute a supplemental agreement concerning collective bargaining unit (7) EUTF contribution amounts. Your Committee on Conference also finds that Governor's Message No. 13 dated April 27, 2017, reflects the tentative agreement between public employers and the United Public Workers (UPW) and the parties' intent to execute a supplemental agreement concerning collective bargaining units (1) and (10) EUTF contribution amounts. This measure provides a legislative vehicle to fund the collectively bargained terms that were agreed upon.

Your Committee on Conference has amended this measure by:

- (1) Inserting language to reflect the tentative agreements with UHPA concerning collective bargaining unit (7) EUTF contribution amounts and with UPW concerning collective bargaining units (1) and (10) EUTF contribution amounts;
- (2) Changing the effective date to July 1, 2017; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 919, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 919, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Luke, Holt and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Keith-Agaran, Tokuda and K. Rhoads.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (K. Rhoads).

Conf. Com. Rep. 178 on S.B. No. 926

The purpose of this measure is to provide a legislative vehicle to fund public sector collective bargaining cost items for salary adjustments, other cost adjustments, and Hawaii Employer-Union Health Benefits Trust Fund (EUTF) costs for public employees in collective bargaining unit (14) and their excluded counterparts for fiscal biennium 2017-2019.

Your Committee on Conference finds that Governor's Message No. 15 dated April 27, 2017, reflects the tentative agreement between the Hawaii Government Employees Association (HGEA) and public employers and the parties' intent to execute a memorandum of agreement concerning collective bargaining unit (14) EUTF contribution amounts. This measure provides a legislative vehicle to fund the collectively bargained terms that were agreed upon.

Your Committee on Conference has amended this measure by:

- (1) Inserting language to reflect the tentative agreement with HGEA concerning collective bargaining unit (14) EUTF contribution amounts;
- (2) Changing the effective date to July 1, 2017; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 926, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 926, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Luke, Holt and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Keith-Agaran, Tokuda and K. Rhoads.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (K. Rhoads).

Conf. Com. Rep. 179 on S.B. No. 26

The purpose of this measure is to appropriate funds as a subsidy to the Office of the Prosecuting Attorney for the Hawaii County Career Criminal Prosecution Unit.

Your Committee on Conference finds that supporting a strong and effective prosecutor's office is vital to protecting the health, safety, and welfare of the public. It has long been a recognized problem that a relatively small number of repeat criminals, or "career criminals", commit a disproportionate number of the serious crimes against the public. For that reason, the Legislature created the career criminal prosecution program in 1979. This program has been effective in assisting prosecutors' offices in the counties in delivering swift and effective justice. Accordingly, it is important to continue to provide funding to the Hawaii County Office of the Prosecuting Attorney for its Career Criminal Prosecution Unit to continue to protect the public from these dangerous career criminals.

Your Committee on Conference has amended this measure by:

- (1) Inserting an appropriation amount of \$150,000 for the Hawaii County Office of the Prosecuting Attorney for its Career Criminal Prosecution Unit; and
- (2) Changing the effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 26, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 26, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Cullen, San Buenaventura and McDermott.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Nishihara, Kim and Inouye.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Kim).

Conf. Com. Rep. 180 on S.B. No. 491

The purpose of this measure is to appropriate funds as a grant-in-aid to the Department of the Prosecuting Attorney of the City and County of Honolulu for the Career Criminal Prosecution Unit.

Your Committee on Conference finds that supporting a strong and effective prosecutor's office is vital to protecting the health, safety, and welfare of the public. It has long been a recognized problem that a relatively small number of repeat criminals, or "career criminals", commit a disproportionate number of the serious crimes against the public. For that reason, the Legislature created the career criminal prosecution program in 1979. This program has been effective in assisting prosecutors' offices in delivering swift and effective justice. Accordingly, it is important to continue to provide funding to the Department of the Prosecuting Attorney of the City and County of Honolulu for its Career Criminal Prosecution Unit so that the department may continue to protect the public from these dangerous career criminals.

Your Committee on Conference has amended this measure by:

- (1) Changing the appropriation amount to \$300,000; and
- (2) Changing the effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 491, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 491, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Cullen and McDermott.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Nishihara, Kim and Taniguchi.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Kim).

Conf. Com. Rep. 181 on H.B. No. 839

The purpose of this measure is to provide accountability and transparency with respect to certain funds and expenditures of the Department of Land and Natural Resources. Specifically, the measure requires the Auditor to conduct a performance audit of the Department of Land and Natural Resources' (DLNR) Special Land and Development Fund and Land Conservation Fund; to review contracts, grants, and memoranda of understanding involving those

funds; and to conduct an accounting of expenditures related to the 2016 International Union for Conservation of Nature World Conservation Congress (IUCN). This measure also appropriates funds to the Auditor to conduct audits and accounting and hire personnel.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that the audit shall consider compliance with applicable law and qualifications of contractors and awardees;
- (2) Deleting language requiring an accounting of IUCN expenditures;
- (3) Appropriating \$100,000 for the purposes of conducting the audit, and deleting provisions requiring that the appropriations be used for specific positions;
- (4) Changing its effective date to July 1, 2017; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 839, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 839, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Yamane, Cullen, Kong and Thielen.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators K. Rhoads, L. Thielen and Galuteria.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 182 on H.B. No. 637

The purpose of this measure is to expedite the review, updating, and adoption of appropriate updates to the state building codes, to increase the supply of freshwater in the State. Specifically, this measure:

- (1) Requires the Department of Accounting and General Services (Department) to adopt rules related to certain state building codes no later than two years after the adoption of the codes by the State Building Code Council (Council);
- (2) Specifies that the state building codes shall become interim building codes for state building construction if the Department does not adopt rules within the specified two-year time period; and
- (3) Authorizes the use of private funding during fiscal year 2017-2018 to provide assistance to the Council to conduct public hearings and develop administrative rules.

Your Committee on Conference has amended this measure by:

- (1) Appropriating \$60,000 for each year of fiscal biennium 2017-2019 to the Council to carry out its duties, including hiring one full-time equivalent position to effectuate this measure; provided that for fiscal year 2017-2018 a dollar for dollar match from private sources is required; and
- (2) Deleting language requiring the Council to adopt codes or standards at least once every six years, and based upon a review and evaluation of the utility of the code or standard at the time each respective edition is published;
- (3) Requiring the Council to adopt a code or standard within two years of its official publication date and specifying that if the Council does not review and adopt a code or standard within the two-year time period, that code or standard shall automatically become part of the Hawaii state building code until superseded by the adoption of an amended version of the code or standard by the Council;
- (4) Deleting the requirement that the Council review and adopt, as appropriate, new model building codes within eighteen months of the official publication date;
- (5) Deleting the provisions that the state building codes shall become interim building codes for the design of all state building construction if the Department does not adopt rules within the specified two-year time period;
- (6) Changing its effective date to July 1, 2017; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 637, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 637, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Yamane, Takumi, Cullen and Thielen.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Nishihara, Kim, Baker and Taniguchi.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, 1 (Kim).

Conf. Com. Rep. 183 on H.B. No. 575

The purpose of this measure is to encourage the highest and best use of public lands by permitting a lessee of public lands to relinquish the lease within the final ten years of the lease term and permitting the Board of Land and Natural Resources to dispose of the relinquished land and any improvements by public auction.

Your Committee on Conference has amended this measure by:

- (1) Deleting language that would have allowed a lessee to relinquish a lease and established a process for the Board to proceed directly to disposition of the land by public auction;
- (2) Inserting new language that creates a process by which a public land lessee may, within the final ten years of the lease term, request that the Board solicit potentially interested, qualified parties to whom the Board may dispose of the land and:
 - (A) Limits application of the process to land classified as commercial and industrial use;
 - (B) Authorizes the Board to enter into direct negotiation for a new lease with the current lessee if no other interested, qualified parties are available;
 - (C) Authorizes the disposition of the land by public auction during the final three years of the lease term if it has not been released by that time and if at least one interested, qualified party is available;
 - (D) Authorizes the Board to determine the terms of the new lease, subject to specified conditions; and
 - (E) Accounts for the disposition of improvements to the land that were owned or constructed by the current lessee;
- (3) Inserting new language that authorizes the Board of Land and Natural Resources to extend, without public auction, the lease of public land to a school or government entity beyond the generally-applicable sixty-five year limit on public land leases, except for conservation land leased to the University of Hawaii that has been subleased for purposes of building an astronomical observatory;
- (4) Deleting appropriations to the Department of Land and Natural Resources;
- (5) Changing its effective date to July 1, 2017; and
- (6) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 575, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 575, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Yamane, Cullen and Thielen.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators K. Rhoads, L. Thielen and K. Kahele.
Managers on the part of the Senate.
Ayes, 3; Ayes with Reservations (L. Thielen). Noes, none. Excused, none.

Conf. Com. Rep. 184 on H.B. No. 794

The purpose of this measure is to:

- (1) Establish the University of Hawaii Green Special Fund (Special Fund) to support energy efficiency, renewable energy, and sustainability projects and services, and planning, design, and implementation of sustainability projects for the benefit of the University of Hawaii (UH);
- (2) Require UH to submit a report to the Legislature prior to each regular session on the moneys deposited into the Special Fund; and
- (3) Appropriate funds for fiscal year 2017-2018 for energy efficiency, renewable energy, and sustainability projects and services that may be funded by the Special Fund.

Your Committee on Conference has amended this measure by:

- (1) Deleting the appropriation;
- (2) Requiring legislative approval of any Special Fund expenditure over a certain amount;
- (3) Changing its effective date to July 1, 2017; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 794, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 794, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives McKelvey, Luke, Cullen and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators K. Kahele, Inouye and Tokuda.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 185 on H.B. No. 847

The purpose of this measure is to provide the University of Hawaii the express statutory authority to create, finance, and participate in economic enterprises and expand workforce opportunities through the commercialization of inventions and discoveries generated by or at the University by establishing the Innovation and Commercialization Initiative Program and the University Innovation and Commercialization Initiative Special Fund.

Your Committee on Conference has amended this measure by:

- (1) Specifying that the Legislature finds that it is a matter of concern to promote the economic health and diversify workforce opportunities in the State;
- (2) Changing its effective date to July 1, 2017;
- (3) Providing that the measure shall be repealed on June 30, 2021; and
- (4) Making technical, nonsubstantive amendments for clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 847, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 847, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives McKelvey, Nishimoto, Keohokalole, Har and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, 1 (Har).

Senators K. Kahele, Wakai, Keith-Agaran and Dela Cruz.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, 1 (Dela Cruz).

Conf. Com. Rep. 186 on H.B. No. 627

The purpose of this measure is to establish a regulatory framework to increase economic development in the State through collaboration between the public and private sector by:

- (1) Authorizing the Department of Business, Economic Development, and Tourism (DBEDT) to establish and fill one permanent state private-public partnership coordinator position;
- (2) Establishing within DBEDT an Office of Public-Private Partnership with specified duties, including, among other things:
 - (A) Creating a strategic plan;
 - (B) Coordinating collaboration among state agencies to analyze and develop public-private partnership projects based on the needs and goals of the agency and State;
 - (C) Developing and analyzing plans for future public-private partnership projects; and

- (D) Initiating the redevelopment of Aloha Stadium as its initial private-public partnership; and
- (3) Appropriating funds for each year of fiscal biennium 2017-2019 to establish and fill the state public-private partnership coordinator position, establish and operate the Office of Public-Private Partnership, and initiate Aloha Stadium redevelopment.

Your Committee on Conference believes that public-private partnerships will create opportunities for synergy and to grow and expand government services and activities beyond those currently provided with increased public satisfaction. Your Committee on Conference clarifies and emphasizes that the intent of this measure is to create those synergies between the public and private sectors and it is not the intent of this measure to adversely impact current government services nor to actively seek opportunities to privatize existing services historically provided by government employees.

Your Committee on Conference has amended this measure by:

- (1) Describing the coordinator's position as a full-time equivalent (1.00 FTE) state public-private partnership coordinator position;
- (2) Appropriating \$150,000 for each year of fiscal biennium 2017-2019 for the state public-private partnership coordinator position and to establish and operate the Office of Public-Private Partnership;
- (3) Changing its effective date to July 1, 2017; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 627, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 627, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nakashima, San Buenaventura, Cullen, Yamane and Ward.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, 1 (Ward).

Senators Wakai, K. Kahele and Dela Cruz.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 187 on H.B. No. 475

The purpose of this measure is to:

- (1) Make permanent Act 39, Session Laws of Hawaii 2015 (Act 39), which established the requirement that movie theaters must, under certain conditions and circumstances, provide open movie captioning and audio descriptions of motion pictures; and
- (2) Authorize a public accommodation that owns, leases, leases to, or operates a motion picture theater in the State to provide a personal closed captioning system for a motion picture that is produced and offered with closed captioning content.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that a public accommodation that owns, leases, leases to, or operates a motion picture theater in more than two locations in the State shall provide:
 - (A) Open movie captioning during at least one showing per week of each motion picture that is produced and offered with open movie captioning; or
 - (B) A personal closed captioning system that is produced and offered with closed captioning content;
- (2) Extending the sunset date of Act 39 to January 1, 2020; and
- (3) Requiring the Department of Business, Economic Development, and Tourism to conduct a survey and report to the Legislature on the operational and financial impact that Act 39 has had on movie theaters that are required to comply with Act 39 and any other relevant matters resulting from Act 39.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 475, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 475, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nakashima, Keohokalole, Tokioka and Ward.
Managers on the part of the House.
Ayes, 4; Ayes with Reservations (Tokioka). Noes, none. Excused, none.

Senators Wakai, Baker and Keith-Agaran.

Managers on the part of the Senate.
Ayes, 3; Ayes with Reservations (Baker). Noes, none. Excused, none.

Conf. Com. Rep. 188 on H.B. No. 1044

The purpose of this measure is to replace the Department of Business, Economic Development, and Tourism's (DBEDT) requirements associated with the certification, administration, and verification of the Renewable Fuels Production Tax Credit with a process that requires taxpayers who claim a credit to complete and file an independent, third-party certified statement with DBEDT in the form prescribed by DBEDT.

Your Committee on Conference has amended this measure by making the measure effective upon its approval, and applicable to taxable years beginning after December 31, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1044, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1044, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nakashima, Lee, Keohokalole and Ward.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Inouye, Taniguchi and Shimabukuro.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Shimabukuro).

Conf. Com. Rep. 189 on H.B. No. 591

The purpose of this measure is to assist qualified infrastructure tenants (Tenant) who were displaced from the Kapalama Container Terminal site by updating the Capital Infrastructure Tax Credit (Tax Credit) law for taxable years beginning after December 31, 2016.

Specifically, this measure:

- (1) Includes structures, machinery, equipment, and capital assets in the definition of "capital infrastructure costs" thereby allowing a taxpayer to claim the Tax Credit for those costs; provided that those costs relate to the taxpayer's move of a trade or business within Honolulu Harbor and excluding amounts received from the State;
- (2) Increases the maximum credit to \$2,500,000 per taxable year for a Tenant; provided that excess Tax Credits may be carried forward until exhausted subject to certain limitations;
- (3) Clarifies that distribution and share of the Tax Credit for a partnership may be determined notwithstanding section 706 of the Internal Revenue Code, in addition to section 704;
- (4) Requires the recapture of the Tax Credit if the Tenant fails to relocate within ninety days after the execution of a lease with the Department of Transportation;
- (5) Requires a taxpayer claiming the Tax Credit to timely submit certain information annually to the Department of Taxation, and subjects the taxpayer to a reduction of Tax Credit and monetary penalties for failure to provide the information; and
- (6) Requires that within ninety days after each fiscal year, moneys shall be transferred from the Harbor Special Fund to the Director of Finance for deposit into the general fund, in an amount equal to the aggregated Tax Credits properly claimed by taxpayers during the fiscal year, as calculated by the Director of Taxation.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that the Tenant, together with all of its special purpose entities, including all partners and members of the Tenant and its special purpose entities, shall not claim any credit in any one taxable year that exceeds \$2,500,000;
- (2) Deleting language subjecting the taxpayer to a reduction of the Tax Credit for failure to timely submit certain information;
- (3) Deleting language requiring the Director of Taxation to calculate the aggregate value of all capital infrastructure tax credits property claimed and report the amounts to the Director of Transportation and the Director of Finance;
- (4) Deleting language authorizing the transfer of moneys from the Harbor Special Fund to reimburse the general fund in an amount equal to the aggregated properly claimed Tax Credits;
- (5) Changing its effective date to upon its approval; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 591, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 591, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nakashima, Luke and Ward.
Managers on the part of the House.
Ayes, 2. Noes, none. Excused, 1 (Ward).

Senators Inouye, Dela Cruz and English.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (English).

Conf. Com. Rep. 190 on H.B. No. 423

The purpose of this measure is to ensure that the Motion Picture, Digital Media, and Film Production Tax Credit (Tax Credit) continues to benefit Hawaii by:

- (1) Extending the sunset date of the Tax Credit for five years to January 1, 2024, and allowing taxpayers to claim unused credits through calendar year 2024;
- (2) Clarifying that qualifying production costs are those costs that are expended, in addition to incurred, within the State;
- (3) Specifying that to qualify for the Tax Credit, a production must provide evidence of:
 - (A) Ability to understand and navigate and recognition of cultural and environmental sensitives unique to Hawaii; and
 - (B) Reasonable efforts to comply with the guidelines for filming in sensitive locations established by the Hawaii Film Office;
- (4) Specifying that to qualify for the Tax Credit, a production must:
 - (A) Employ or contract for the services of cultural resources or historical, cultural, or language experts to advise the production;
 - (B) Agree, if it claims more than \$8,000,000 in credits, to provide a community screening of the finished products in the county of the island in which the majority of the production took place; and
 - (C) Prequalify for the Tax Credit by registering with the Hawaii Film Office of the Department of Business, Economic Development, and Tourism (DBEDT) and obtain certification from the Film Office;
- (5) Specifying that a taxpayer's failure to comply with DBEDT's reporting requirements may constitute a waiver of the right to claim the Tax Credit; and
- (6) Establishing an annual aggregate cap of \$30,000,000 on the Tax Credit and allowing a taxpayer to claim all or part of the credit in subsequent years if the cap has been reached in the year the taxpayer was eligible to claim the Tax Credit.

The measure also requires DBEDT to;

- (1) Submit an annual report on the activities and expenditures of the Tax Credit to the Legislature prior to the convening of each Regular Session until the Tax Credit expires;
- (2) Hire an independent third party to audit each film production that claims the Tax Credit; and
- (3) Collaborate with the Department of Taxation and submit an independently verified and audited annual report to the Governor and Legislature on the jobs created by and fiscal impact to the State of, those productions receiving the Tax Credit.

Your Committee on Conference has amended this measure by, among other things:

- (1) Clarifying that the production to qualify for the Tax Credit must, among other things, provide the State:
 - (A) A qualified Hawaii promotion; and
 - (B) Evidence that reasonable efforts were unsuccessful to secure and use comparable products or services within the State;
- (2) Deleting any requirements to qualify for the Tax Credit that:
 - (A) Relates in any way to cultural and environmental sensitivities; and
 - (B) Requires a community screening of the finished production for any production that claims a credit of more than \$8,000,000;
- (3) Clarifying that the taxpayer shall first prequalify the production for the Tax Credit by registering with DBEDT, and repealing the provisions relating to the failure to comply may constitute a waiver of the right to claim the Tax Credit and the certification requirements;

- (4) Requiring a taxpayer claiming the Tax Credit to submit a verification review of any claims for the Tax Credit using procedures prescribed by DBEDT and deleting the provision that failure to comply with the reporting requirements of DBEDT may constitute a waiver of the right to claim the Tax Credit;
- (5) Increasing the aggregate tax credit cap to \$35,000,000, and any tax credit claims in excess of the \$35,000,000 cap shall be treated as having been applied for in the subsequent year and claimed in such year, provided that no excess shall be allowed to be claimed after December 31, 2025;
- (6) Extending the Tax Credit to January 1, 2026;
- (7) Deleting the provision permitting a taxpayer to claim any unused Tax Credit through calendar year 2024;
- (8) Clarifying that no later than January 1, 2018, and each January 1 thereafter, each film production that has production expenditures of \$1,000,000 or more and is claiming the Tax Credit shall obtain an independent third party certification of qualified production costs eligible for the Tax Credit for submission to DBEDT;
- (9) Deleting the requirement that DBEDT's report to the Governor and the Legislature be independently verified and audited for accuracy;
- (10) Changing its effective date to December 31, 2018;
- (11) Clarifying that the amendments to the Tax Credit shall apply to taxable years beginning after December 31, 2018; and
- (12) Making technical, nonsubstantive amendments, including conforming amendments, for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 423, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 423, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nakashima, Luke, Cullen, Woodson and Ward.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, 1 (Woodson).

Senators Wakai, Dela Cruz and Keith-Agaran.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 191 on S.B. No. 859

The purpose of this measure is to:

- (1) Grant an employee the right to have a chaperone present during an independent medical examination relating to a work injury for workers' compensation purposes;
- (2) Grant an employee the right to use a recording device during the medical examination, subject to certain conditions; and
- (3) Specify that if the employee or employee's designated chaperone obstructs the examination, the employee's right to compensation shall be suspended until the obstruction ceases.

Your Committee on Conference finds that efforts to ensure that the independent medical examination physician who examines a work injury under the workers' compensation system is truly independent serve to minimize or even eliminate negative perceptions about the examiner, providing greater assurance that the examination will be conducted fairly.

Your Committee on Conference has amended this measure by making it effective upon its approval; provided that on June 30, 2019, this measure shall be repealed and section 386-79, Hawaii Revised Statutes, shall be reenacted in the form in which it read on the day before the effective date of this measure.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 859, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 859, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Cullen, Holt, Yamashita and Matsumoto.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Keith-Agaran, S. Chang and K. Rhoads.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 192 on S.B. No. 1183

The purpose of this measure is to address taxation.

More specifically, this measure:

- (1) Authorizes a county that has established a county surcharge on state tax to extend the surcharge for two years, until December 31, 2029, provided that certain conditions are met;
- (2) Authorizes counties that have not established a surcharge on state tax to do so before January 1, 2018;
- (3) Reduces from ten per cent to one per cent the portion of county surcharge on state tax deducted to reimburse the State for administrative costs;
- (4) Expressly prohibits a county with a population greater than five hundred thousand from using surcharge revenues for administrative or operating costs of a locally preferred alternative for a mass transit project, including such costs for a rapid transit authority; and
- (5) Prohibits a county with a population greater than five hundred thousand from:
 - (A) Prohibiting the use of county funds for capital costs of a locally preferred alternative for a mass transit project; or
 - (B) Using county surcharge revenues for purposes other than capital costs of a locally preferred alternative for a mass transit project,
 and provides that any extension of the surcharge on state tax will not take effect if the county violates any of the conditions in subparagraph (A) or (B).

Your Committee on Conference finds that this measure will provide a financial mechanism to continue construction of a locally preferred alternative for a mass transit project, subject to appropriate conditions.

However, your Committee on Conference believes that it is more fiscally prudent to establish a mechanism that provides transient accommodations tax revenues for the purposes of this Act, so that a greater proportion of the funding for a locally preferred alternative for a mass transit project is derived from visitors to the State.

Your Committee on Conference has amended this measure by:

- (1) Deleting provisions authorizing a county that has established a county surcharge on state tax to extend the surcharge for two years, until December 31, 2029;
- (2) Imposing requirements and conditions on the authority of counties to establish a new surcharge on state tax pursuant to this measure;
- (3) Expanding to all counties the prohibition on forbidding the use of county funds for capital costs of a locally preferred alternative for a mass transit project;
- (4) Establishing the new start education special fund;
- (5) Subject to certain conditions imposed by this measure, increasing the transient accommodations tax by 2.75 per cent from January 1, 2018, to December 31, 2027, and allocating:
 - (A) \$50,000,000 in transient accommodations tax revenue per year to the new start education fund; and
 - (B) The remaining revenue to a county with a population greater than five hundred thousand to be used only for capital costs of a locally preferred alternative for a mass transit project;
- (6) Requiring that, from January 1, 2018, to December 31, 2027, \$13,000,000 per year from the 44.1 per cent portion of transient accommodations tax revenue allocated to the City and County of Honolulu be used only for capital costs of a locally preferred alternative for a mass transit project; and
- (7) Prohibiting a county from using public funds to reconstruct or redevelop the Neal S. Blaisdell Center while the county is collecting a surcharge on state tax to finance capital costs of a locally preferred alternative for a mass transit project.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1183, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1183, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Aquino, Luke and McDermott.
Managers on the part of the House.
Ayes, 3; Ayes with Reservations (McDermott). Noes, none. Excused, none.

Senators Inouye, Nishihara, Tokuda and Dela Cruz.
Managers on the part of the Senate.

Ayes, 4. Noes, none. Excused, none.

Conf. Com. Rep. 193 on H.B. No. 1488

The purpose of this measure is to amend and clarify the regulatory framework for the use of medical marijuana and the implementation and operation of the medical marijuana dispensary system by:

- (1) Permitting qualifying patients and their primary caregivers to possess additional medical marijuana seedlings as part of an adequate supply;
- (2) Specifying additional debilitating medical conditions that qualifying patients may treat with medical marijuana;
- (3) Amending requirements for and access to laboratory testing to ensure product and patient safety;
- (4) Amending certain dates and deadlines in existing law to address delays in implementing the dispensary system;
- (5) Authorizing the Department of Health to implement an alternate, backup information tracking system and requiring the Department to report information and recommendations to the Legislative Oversight Working Group; and
- (6) Establishing requirements for retention of video security recordings for production centers and dispensaries.

Your Committee on Conference has amended this measure by:

- (1) Increasing the number of plants at any stage of growth that qualifying patients and their primary caregivers may possess instead of authorizing possession of additional seedlings only;
- (2) Including rheumatoid arthritis as a qualifying condition for use of medical marijuana and deleting autism and arthritis of an unspecified type;
- (3) Clarifying restrictions on the interisland transportation of medical marijuana for laboratory testing purposes;
- (4) Authorizing qualifying patients to continue to obtain medical marijuana from a source other than a dispensary or by self-cultivation through December 31, 2023;
- (5) Clarifying the Department of Health's authority to permit licenses to cultivate additional plants at a production center and to operate an additional retail dispensary location;
- (6) Clarifying that production centers and retail dispensing locations shall retain video security recordings for at least fifty days;
- (7) Amending restrictions on access to dispensary facilities to permit paratransit and assistive service providers to provide assistance required by a qualifying patient to access the dispensary;
- (8) Amending submission deadline for the Department of Health's report to the Working Group;
- (9) Changing its effective date to June 29, 2017; and
- (10) Making technical, nonsubstantive amendments for clarity and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1488, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1488, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, San Buenaventura, Cullen and Thielen.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Baker, Keith-Agaran, English, Espero and Ruderman.
Managers on the part of the Senate.
Ayes, 5. Noes, none. Excused, none.

Conf. Com. Rep. 194 on H.B. No. 1469

The purpose of this bill is to promote the redevelopment of districts that have been identified as being in need of revitalization.

Specifically, this bill:

- (1) Requires the Legislature to designate redevelopment districts in certain land classifications;
- (2) Requires the establishment of a planning committee for each designated redevelopment district;

- (3) Requires the planning committee to prepare a redevelopment plan for the designated district;
- (4) Establishes a process to create a separate revolving fund for each redevelopment district;
- (5) Appropriates funds for the purposes of redevelopment districts; and
- (6) Establishes the Waiakea Peninsula Redevelopment District, Planning Committee, and Revolving Fund, to be repealed on June 30, 2027.

Your Committee on Conference has amended this measure by:

- (1) Adding clarifying language regarding the powers and duties delegated to planning committees;
- (2) Adding provisions regarding modifications to public land lease restrictions;
- (3) Appropriating \$500,000 for fiscal year 2017-2018 to be deposited into the Waiakea Peninsula Redevelopment District Revolving Fund (Revolving Fund) and appropriating out of the Revolving Fund \$300,000 for fiscal years 2017-2018 and 2018-2019 for the purpose of this measure; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1469, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1469, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Onishi, Yamane, Tokioka and Ward.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Ward).

Senators Wakai, K. Rhoads, K. Kahele and Kidani.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, 1 (K. Rhoads).

Conf. Com. Rep. 195 on H.B. No. 115

The purpose of this measure is to require each county with a population of 500,000 or more to take ownership and jurisdiction over all disputed roads under certain circumstances.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that disputed roads are those in which there is a dispute over ownership and jurisdiction between the State or any of its political subdivisions and a county or a private party, or between a county and a private party; and
- (2) Changing its effective date to July 1, 2017.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 115, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 115, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Aquino, Luke, Hashem and McDermott.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Inouye, Galuteria and L. Thielen.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.