

**RULES OF THE HOUSE OF REPRESENTATIVES**

**STATE OF HAWAII**

**THE TWENTY-NINTH STATE LEGISLATURE**

**2017-2018**

**AS AMENDED BY SPECIAL SESSION 2017**

**Preface to House Rules**

It is the policy of the House of Representatives that all House members and staff shall be treated in a fair and equitable manner. No member or staff shall be discriminated against based on race, sex, sexual orientation, gender identity or expression, age, religion, color, ancestry, disability, marital status, or arrest and court record.

It is the policy of the House to provide a work environment free from violence, threats of violence, harassment, intimidation, and other disruptive behavior. House members and staff shall be treated with dignity and respect at all times.

**TABLE OF CONTENTS**

<i>Part</i>	<i>Rule No.</i>	
<b>I</b>		<b>ORGANIZING THE HOUSE</b>
	1	Election of Officers; Selection of Party Leaders; Succession
<b>II</b>		<b>OFFICERS, PARTY LEADERS, AND EMPLOYEES</b>
	2	The Speaker
	3	The Vice Speaker
	4	The Speaker Emeritus
	5	Party Leaders
	6	The Clerk
	7	Assistant Clerk
	8	Sergeant-at-Arms
	9	Assistant Sergeant-at-Arms
	10	Officers and Employees: Responsibilities; Salaries
<b>III</b>		<b>COMMITTEES</b>
	11	Standing Committees: Composition; Chair; Decision-making; Reports
	12	Standing Committees: Description
	13	Standing Committees: General Responsibility; Special Responsibility
	14	Special Committee
	15	Committee of the Whole
	16	Conference Committee
	17	Interim Committee
	18	Committee on the Journal
	18a	Advisory Committee on Rules and Procedure
	19	Open Committee Meetings
<b>IV</b>		<b>SESSIONS; ATTENDANCE</b>
	20	Meetings
	21	Quorum
	22	Attendance
	23	Adjournments
	24	Extension of Session
	25	Special Sessions
<b>V</b>		<b>ORDER; DECORUM</b>
	26	Questions of Order
	27	Decorum: Punishment for Violations
	28	Disclosures and Punishment of Members

<i>Part</i>	<i>Rule No.</i>	
<b>VI</b>		<b>ORDER OF BUSINESS</b>
	29	Order of Business: General; Order of the Day
	30	Order of Business: Special
	31	Order of Business: Unfinished Business; Committee Reports and Messages
	32	Order of Business: Questions of Priority
<b>VII</b>		<b>BILLS AND RESOLUTIONS</b>
	33	Form: Bills, Resolutions, and Amendments
	34	Bills: First Reading
	35	Bills: Second Reading
	36	Bills: Third or Final Reading
	37	Bills: Recall from Committee
	38	Bills: Certification
	39	Bills and Resolutions: Order of Consideration
	40	Bills and Other Matters: Special Order of Consideration
	41	Bills: Property of the House
	42	Bills: Carryover Bills
	43	Bills: Pre-Filing
	43a	Bills: Corrections of Errors
<b>VIII</b>		<b>PETITIONS AND COMMUNICATIONS</b>
	44	Petitions and Communications: Presentation and Disposition
<b>IX</b>		<b>MOTIONS; DEBATE</b>
	45	Motions: Generally
	46	Indefinite Postponement
	47	Matters Tabled
	48	Motions: Previous Question
	49	Motions: Reconsideration
	50	Debate: Limits
<b>X</b>		<b>VOTING</b>
	51	Voting: Methods
	52	Voting: Rights of Members; Restrictions
<b>XI</b>		<b>MISCELLANEOUS</b>
	53	Subpoena; Oaths; Witness Fees
	54	Public Information
	55	Disposition of Records at Adjournment
	56	House Administrative and Financial Manual
<b>XII</b>		<b>AMENDMENT, SUSPENSION, AND INTERPRETATION OF RULES</b>
	57	Rules: Amendment
	58	Rules: Suspension
	59	Parliamentary Practice
<b>XIII</b>		<b>CODE OF LEGISLATIVE CONDUCT</b>
	60	Standards of Conduct

**PART I. ORGANIZING THE HOUSE****Rule 1. Election of Officers; Selection of Party Leaders; Succession**

- 1.1. When the House convenes, the member from the First Representative District shall act as temporary presiding officer. The House shall then immediately elect a temporary chair. The temporary chair shall appoint a temporary Clerk and a credentials committee of no fewer than three members.
- 1.2. The credentials committee shall immediately examine the credentials of the members elected. Upon verification that the credentials are in order, the credentials committee shall report this to the House, and the temporary chair shall order the temporary Clerk to call the roll.
- 1.3. The temporary chair shall then appoint a committee of no fewer than three members to wait upon a justice of the Supreme Court or a judge of the Intermediate Court of Appeals or Circuit Court to administer the oath of office, as required by the Constitution of the State of Hawaii. After the oath has been duly administered, the House shall organize by electing by resolution, a Speaker, Vice Speaker, Clerk, Assistant Clerk, Sergeant-at-Arms, and Assistant Sergeant-at-Arms and by adopting Rules.
- 1.4. The members of the majority and minority parties shall designate, respectively, a Leader, Floor Leader, Whips, and Assistant Leaders and Assistant Floor Leaders as they may choose to have.
- 1.5. The Speaker and Vice Speaker shall hold office during the term for which they are elected to the House, unless sooner removed by majority vote of the House. If they are reelected to membership in the House for the succeeding term, they shall retain their respective positions until the day before the opening day of the succeeding Legislature.
- 1.6. The Majority Leader, the Majority Floor Leader, the Minority Leader, the Minority Floor Leader, Whips, and Assistant Leaders and Assistant Floor Leaders as the House members of the majority and minority parties may select shall hold office during the term for which they were elected to the House, unless sooner removed by their respective parties.
- 1.7. If the office of Speaker becomes vacant, the Vice Speaker shall serve as acting Speaker until a successor Speaker is duly elected by the House.
- 1.8. Any vacancy in the office of Speaker and Vice Speaker shall be filled by election by the House.

**PART II. OFFICERS, PARTY LEADERS, AND EMPLOYEES****Rule 2. The Speaker**

- 2.1. It shall be the duty of the Speaker to:
  - (1) Open the meetings of the House;
  - (2) Maintain order in the House Chamber and require proper decorum at all times on the part of all those present in the House Chamber;
  - (3) Announce the business before the House in the order prescribed by these Rules;
  - (4) Receive all matters brought properly before the House and submit them to the House, and call for votes on these matters and announce the results of the votes;
  - (5) Consult with and advise the committees of the House and assist them in their work as an ex officio member without vote;
  - (6) Receive all communications from other branches of the Government and present them to the House;
  - (7) Assign to each member of the House a seat on the floor of the House; until the Speaker assigns seats to the members, they may occupy any vacant seat;
  - (8) Authenticate all acts of the House by signing appropriate documentation;
  - (9) Make known the Rules of Order upon request and decide all questions of order, subject to appeal to the House;
  - (10) Issue warrants to arrest offenders upon the order of the House, and issue subpoena and subpoena duces tecum requiring the attendance of witnesses or the production of books, documents, or other evidence in any matter pending before the House or any committee;
  - (11) Clear the House of any or all persons except its members and officers if the House adopts a motion to require it, or if there is a disturbance or disorderly conduct at any time;
  - (12) Direct committees of the House to consider messages from the Governor or other communications from the executive;
  - (13) Appoint any member to preside over the meetings of the House if the Vice Speaker, Majority Leader, and Majority Floor Leader are not available to perform such duties, but such substitution shall not extend beyond an adjournment;

- (14) Within four session days, refer all bills to committees, subject to an appeal to the House. In referring bills to one or more standing committees, the first referral shall be to the standing committee whose area of responsibility as described in Part III of these Rules is most closely related to the subject matter contained in the bill being referred. In the case of multiple committee referrals, the Speaker shall name the standing committee referred to in the sentence immediately preceding as the committee having primary responsibility for making recommendations for action on the bills so referred. However, where more than one standing committee could qualify as the committee having primary responsibility, preference shall be given to the committee having jurisdiction on a statewide, rather than a local, basis.

The chair of a standing committee affected by a referral of a bill may appeal the referral to the Speaker within twenty-four hours from the time the referral sheet containing the subject referral is made available to the members of the House. The Speaker shall review the appeal and shall meet with the chair and the chair(s) of the standing committee(s) affected by the referral to settle their differences. If the Speaker is unable to settle the differences between and among the chairs of the standing committees involved within forty-eight hours after the filing of the appeal, the Speaker shall immediately forward the appeal to the Review Panel which shall make its recommendation to the Speaker within twenty-four hours after receipt of the appeal. If the Speaker shall concur with the recommendation of the Review Panel, the referral of the bill shall stand or the bill shall be re-referred, as the case may be, according to or consistent with the recommendation. If the Speaker disagrees with the recommendation of the Review Panel, the Speaker shall submit reasons in writing in support of the Speaker's decision to the Review Panel and the chairs of the standing committees involved within twenty-four hours of the receipt of the recommendation from the Review Panel. The Speaker's decision shall be the final disposition of the matter.

The Review Panel shall be composed of the Majority Leader who shall serve as chair, the Vice Speaker and Majority Floor Leader;

- (15) Appoint the chair and members of conference committees pursuant to Rule 16;
- (16) Establish final dates for action on legislation. These shall include the final date for introducing bills pursuant to Rule 33.4, the final date for third reading of House bills, the final date for third reading of Senate bills, the final date for approving conference committee agreements and drafts of bills, the final date for final reading of the General Appropriations Bill, and the final date for final reading of the Supplemental Appropriations Bill. The Speaker shall coordinate with the President of the Senate to establish these final dates within seven days after the opening of the legislative session;
- (17) Notify members of the names of individuals nominated for or appointed to a task force, commission, working group, or similar position requiring the Speaker to nominate individuals for such a position. The Speaker shall not less than annually publish a list of those individuals nominated or appointed; and
- (18) Perform other duties required by law or these Rules.

2.2. To facilitate House floor proceedings, the Speaker may establish dates for a consent calendar consisting of all third and/or final reading bills that have not been selected for debate by any member. Said bills shall be considered without debate, but members shall be permitted to insert into the House Journal written remarks in support of or in opposition to the measure, consistent with the usual practices of the House. If a consent calendar is established pursuant to this rule, the Speaker shall set the deadlines for members to communicate to the Clerk their intention to debate calendared bills.

2.3. The Speaker after giving all members at least 15 days prior written notice may authorize legal action on behalf of the House and shall notify members of non-confidential legal action taken on behalf of the House, provided no other external legal actions affecting the Legislature's interest shall necessitate more expedient action by the House. The Speaker shall not less than annually report the status of each legal action and disclose expenditures and costs to the members.

### **Rule 3. The Vice Speaker**

The Vice Speaker shall consult with and advise the standing committees and assist them in their work as an ex officio member without vote and shall perform such other duties as may be assigned by the Speaker; provided that the Vice Speaker shall serve as a voting member of the Committee on Legislative Management. In the absence of the Speaker, the Vice Speaker shall exercise all the duties and powers of the Speaker.

### **Rule 4. The Speaker Emeritus**

Any member having served the House in the capacity of Speaker shall, subsequent to that service, be known as Speaker Emeritus, and may perform such functions and duties as assigned by the Speaker.

### **Rule 5. Party Leaders**

5.1. The Majority and Minority Leaders and Floor Leaders, Majority and Minority Whips, and Assistant Leaders and Assistant Floor Leaders as the members of the majority and minority parties may choose to have, shall perform such duties as may be assigned by their respective memberships.

5.2. If the Speaker and Vice Speaker are absent when the House convenes, the Majority Leader or Majority Floor Leader, in that order, may convene the House and shall serve as Acting Speaker until the Speaker or Vice Speaker returns.

- 5.3. Any minority member having served the House in the capacity of Minority Leader shall, subsequent to that service, be known as Minority Leader Emeritus, and may perform such functions and duties as assigned by the Minority Leader.

**Rule 6. The Clerk**

- 6.1. The Clerk shall be responsible for the safekeeping of all records of the House. The Clerk shall retain possession of all original documents, unless the Speaker orders the Clerk to release the records to someone else.
- 6.2. The Clerk shall make a record each day of all matters brought before the House. This record shall state in a complete and concise manner, the nature of the matters brought before the House, the names of their introducers, and the date and day of the session on which the House considered the matters. This daily record and such additional matters as the Speaker may order the Clerk to include in it shall constitute the Journal of the House, a copy of which shall be placed on the desk of each member on the following session day or as soon thereafter as practicable. The House shall approve the Journal, subject to corrections, by vote of the House. However, the House may dispense with the reading of the Journal by majority vote.
- 6.3. The Clerk shall read all bills, resolutions, and other matters aloud to the House when the House requires it.
- 6.4. The Clerk shall immediately forward all communications and other matters the Clerk receives to the parties to whom they are addressed.
- 6.5. The Clerk shall deliver immediately to the chairs of the appropriate committees all matters duly referred to those committees.
- 6.6. The Clerk shall maintain for the committees of the House a record of subjects contained in messages from the Governor, which are referred to the committees.
- 6.7. The Clerk shall keep a record of all questions of order and the decision on each of them, and the Clerk shall append this record to the Journal at the close of the session.
- 6.8. The Clerk shall perform all other duties appropriate to the Clerk's office that the House or the law assigns.

**Rule 7. Assistant Clerk**

The Assistant Clerk of the House shall assist the Clerk in all duties. In the absence of the Clerk, the Assistant Clerk shall perform all duties of the Clerk.

**Rule 8. Sergeant-at-Arms**

- 8.1. The Sergeant-at-Arms shall:
- (1) Execute the orders of the Speaker;
  - (2) Attend every session of the House;
  - (3) Maintain order among persons who attend the sessions of the House;
  - (4) Notify the presiding officer of the presence of persons who have communications for the House or who otherwise are of interest to the House;
  - (5) Keep the entrances and exits of the House clear at all times, and keep from the floor of the House all persons except members of the House, authorized employees of the House, and guests of the House;
  - (6) If requested, likewise attend upon the committees of the House;
  - (7) Serve all orders or process directed by the Speaker or the House;
  - (8) Make all arrests ordered by the Speaker or the House and restrain persons in custody;
  - (9) Be responsible for the House postal service; and
  - (10) Be responsible for the House's safety and security operations, including emergency procedures.
- 8.2. The Sergeant-at-Arms shall be responsible for making purchases for the House in accordance with the House Administrative and Financial Manual.
- 8.3. The Sergeant-at-Arms shall be custodian of all property of the House and shall perform all duties related to its safeguard, care, and maintenance as provided in Part VIII of the House Administrative and Financial Manual.

**Rule 9. Assistant Sergeant-at-Arms**

The Assistant Sergeant-at-Arms shall assist the Sergeant-at-Arms in all duties. In the absence of the Sergeant-at-Arms, the designated Assistant Sergeant-at-Arms shall perform all duties of the Sergeant-at-Arms.

**Rule 10. Officers and Employees: Responsibilities; Salaries**

- 10.1.** In addition to the responsibilities assigned by law and these Rules, all officers and employees of the House may be assigned responsibilities by their respective appointing authorities.
- 10.2.** The pay of each member shall be pursuant to Article XVI, Section 3.5 of the Constitution of the State of Hawaii. Officers and employees of the House shall be employed and paid as authorized in the House Administrative and Financial Manual.

**PART III. COMMITTEES****Rule 11. Standing Committees: Composition; Chair; Decision-making; Reports**

- 11.1.** Standing committees shall be committees established to consider and report on all bills, petitions, resolutions, budgets, and any other matters referred to such committees.
- 11.2.** The composition of the standing committees shall be as follows:
- (1) The membership of each standing committee shall be appointed by the Speaker. The respective chairs and vice-chairs of each standing committee shall be appointed by the Speaker.
  - (2) The membership of each standing committee, including the designation of the chair and vice-chair shall be provided for by resolution, provided, however, that the composition of the committee shall be on a proportional basis with the members of the majority party designating the chair, vice-chair, and majority party members, and the members of the minority party designating the minority party members.
  - (3) The Speaker and Vice Speaker shall be ex officio members of each committee without vote; provided that the Vice Speaker shall serve as a voting member of the Committee on Legislative Management.
- 11.3.** The chair of each standing committee shall call and preside over all standing committee meetings; determine the order of deliberations on bills, resolutions, and other matters over which the standing committee as a whole retains jurisdiction; coordinate the scheduling of meetings and public hearings of the standing committee and assure that such schedules and agendas are posted or distributed as required by these Rules; establish guidelines to coordinate the flow of work to assure that directions of the House are fulfilled; supervise the work of the committee staff; and supervise the maintenance and disposition of the records of proceedings of the standing committee. The vice-chair shall, at the request of the chair, assist the chair in the performance of any duties. The vice-chair shall perform the duties of the chair in the chair's absence.

If the chair and vice-chair are unavailable to preside over a committee meeting, the Speaker may designate a committee member from the majority party to preside over the meeting.

If the chair and vice-chair are unavailable to sign a meeting notice, committee report, or other committee document in time to meet an applicable deadline, the Speaker may sign the document.

If a chair of a standing committee refuses a request of a majority of the committee members to set for public hearing a bill or resolution referred to the committee, the majority of the committee members may petition the Review Panel established under Rule 2 to compel the chair to set the bill or resolution for public hearing. The Review Panel shall establish a process pursuant to which the Review Panel shall receive and consider the petition and shall make a recommendation to the Speaker. If the Speaker concurs with the recommendation of the Review Panel, the chair shall either be sustained or be directed to duly set the bill or resolution for public hearing at the next available date according to or consistent with the recommendation. If the chair refuses to comply with the order of the Speaker, then the vice-chair shall act as chair for the purpose of hearing the bill or resolution under consideration. If the vice-chair refuses, then the Speaker may appoint any member of the House to act as temporary chair. If the Speaker objects to the recommendation of the Review Panel, the Speaker shall submit reasons in writing to support the Speaker's decision, which shall be the final disposition of the matter.

- 11.4.** The chair of each standing committee shall keep a record of public hearings and shall file same with the State Archives, through the Speaker as soon as practicable after each session.
- 11.5.** *Committee Meetings.*
- (1) Meetings, including decision-making sessions, of standing committees shall be public. Notice shall be publicly posted or announced on the House floor at least forty-eight hours prior to the meeting. Except for notices posted by the Committee on Finance, notice shall be posted before 4:30 p.m. on the last day of the work week for a hearing to be held on the following Monday or Tuesday. Notice of meetings may be shortened at the discretion of the Speaker upon request on the House floor by a chair or vice-chair and upon good cause shown.
  - (2) No standing committee shall sit during the time when the House is actually in session except with the permission of the Speaker.
  - (3) As practicable, standing committees shall schedule their meetings at times and at places as are convenient for attendance by the general public, and shall, in coordination with other committees of the House or Senate, endeavor to hold joint meetings and public hearings on matters of mutual interest.

- (4) No bill or resolution other than a congratulatory resolution shall be reported out of a standing committee unless it shall have received a public hearing in the House; provided that a bill which contains only a reference to the general idea of the bill in short form and contemplates the subsequent drafting of the specific details in long form may be reported out of a standing committee without a public hearing so long as the bill is reported out:
- (a) In an amended form containing the substantive contents of the bill in long form;
  - (b) Recommending that the bill be recommitted to the same committee for the purpose of holding a public hearing thereon after satisfaction of the notice requirements set forth in subsection (1) above; and
  - (c) Without recommendation for passage on any reading of the bill.
- (5) Upon the request of a chair of a standing committee, the Speaker may authorize the chair and the members of the standing committee to conduct a community-based public hearing whenever appropriate and practicable, subject to notice as required in paragraph (1). "Community-based public hearing" means a hearing conducted by a standing committee outside the State Capitol building at a location within the community for the purpose of accommodating the public to be heard on the matter under consideration by the standing committee.

**11.6. Committee Decision-making.**

- (1) A quorum of the committee which shall be a majority of the committee membership shall be present for decision-making.
- (2) Committee decision-making shall be by a majority of the members present. Reporting a measure out of the committee shall require a favorable vote of not less than a majority of the members present at a meeting duly constituted with a quorum. Any member voting "with reservations" shall be deemed to be in favor of the recommendation.
- (3) The vice-chair of the committee, or the designee of the chair in the absence of the vice-chair, shall be the recorder of the record of the quorum and the votes.
- In the case of a joint hearing, the vice-chair of the lead committee, or the designee of the lead committee chair in the absence of the vice-chair shall be the recorder of the record of the quorum and the votes of all the committees party to the public hearing, unless otherwise agreed to by the respective chairs. A member's vote on a measure shall be the same for all committees that the member may sit on.
- (4) Favorable action by the committee shall be conveyed in a committee report.
- (5) If a committee reports out a bill or resolution with proposed amendments that may affect the referral of that bill or resolution, the committee chair shall, within twenty-four hours, notify the Speaker.

**11.7. Standing Committee Reports.**

- (1) Standing committees shall report from time to time upon matters referred to them with such copies as may be designated by the Speaker. Such reports shall be printed by the House and be furnished to each member.
- (2) The reports shall state findings of facts and conclusions based thereon, together with a distinct recommendation as to the disposal of the matter.
- (3) A report recommending a measure for passage shall clearly state the legislative intent and purpose of the measure. The chair shall attest the action of the committee by signing the report on behalf of the committee. A record of the quorum present at the meeting and a record of the votes of the members of the committee on the bill or resolution as attested to by the recorder shall be attached to the report as a part thereof.
- (4) A report upon a measure shall state clearly the amendments, if any, proposed. If a substitute bill, for one or more bills referred to the committee, shall be reported, such substitute bill shall be consistent with the subject of the bill or bills referred to the committee. The report shall describe the disposition of the bill or bills referred.
- (5) All matters referred to and not reported upon by the standing committees shall be returned to the Clerk at the close of the regular session in the even-numbered year.

**Rule 12. Standing Committees: Description**

Standing committees shall be created by resolution at the opening of the session, or as soon thereafter as possible, to serve during the legislative session. The standing committees therein shall be as follows:

- (1) Committee on Agriculture, whose scope shall be those programs relating to the Department of Agriculture, agriculture, aquaculture, crop and livestock production, agricultural parks, animal welfare, and invasive species, and other pertinent matters referred to it by the House.
- (2) Committee on Consumer Protection & Commerce, whose scope shall be those programs relating to consumer protection, the Department of Commerce and Consumer Affairs, the regulation of trade, business, professions, occupations, and utilities, the Residential Landlord-Tenant Code, condominiums, housing cooperatives, and planned communities, and other pertinent matters referred to it by the House.

- (3) Committee on Economic Development & Business, whose scope shall be those programs relating to private sector job creation, public-private business or investment partnerships or ventures, new industry development, technology, cybersecurity, planning for economic development and diversification, industrial and product promotion and financial and technical assistance to business for interstate and intrastate commerce, and the State of Hawaii General Plan, and other pertinent matters referred to it by the House.
- (4) Committee on Education, whose scope shall be those programs relating to early childhood education, primary and secondary schools, continuing education, and libraries, and other pertinent matters referred to it by the House.
- (5) Committee on Energy & Environmental Protection, whose scope shall be those programs relating to energy resources and the development of renewable and alternative energy resources, energy conservation, environmental quality control and protection, and environmental health, and other pertinent matters referred to it by the House.
- (6) Committee on Finance, whose scope shall be those programs relating to overall State financing policies, including taxation and other revenues, cash and debt management, and statewide implementation of planning, programming, budgeting, and evaluation, and other pertinent matters referred to it by the House.
- (7) Committee on Health and Human Services, whose scope shall be those programs relating to general health, maternal and child care, communicable diseases, dental health, medical and hospital services, mental health, hospitals, and community health care facilities; those programs relating to financial assistance, medical assistance, vocational rehabilitation, social welfare services, homeless services, the general well-being of the state's elderly and youth, and juvenile correctional services; and other pertinent matters referred to it by the House.
- (8) Committee on Higher Education, whose scope shall be those programs relating to the University of Hawaii, the community colleges, and other institutions of post secondary education, intercollegiate athletics, and the Waikiki Aquarium, and other pertinent matters referred to it by the House.
- (9) Committee on Housing, whose scope shall be those programs relating to housing development financing, assistance for homebuyers and renters, affordable and rental housing, public housing, and other pertinent matters referred to it by the House.
- (10) Committee on Intrastate Commerce, whose scope shall be the facilitation of commerce within the State of Hawaii through the administration and implementation of regulations for the licensing of professional vocations and unlicensed activity, property insurance products and services, state-chartered and state-licensed financial institutions, broadband and cable communications and services, and other intrastate commerce related issues and pertinent matters referred to it by the House.
- (11) Committee on Judiciary, whose scope shall be those programs relating to the courts, crime prevention and control, penal code, criminal enforcement, prosecution, disposition, and punishment, indigent legal representation and defense matters, civil law, firearms, judicial and legal questions, constitutional matters, the Attorney General, the Judiciary, individual rights, civil rights and liberties, the Civil Rights Commission, campaign spending, and other pertinent matters referred to it by the House.
- (12) Committee on Labor & Public Employment, whose scope shall be those programs relating to employment, government operations and efficiency, employee pay and benefits, employee recruitment, classification and training, career development, employee performance, employment conditions, standards of conduct for employers and employees, collective bargaining in public employment, the civil service system, workers' compensation, unemployment compensation, temporary disability insurance, prepaid health care, programs relating to employment, employment opportunities, and labor-management relations in the private sector, the Ethics Code, and the Procurement Code, and other pertinent matters referred to it by the House.
- (13) Committee on Legislative Management, whose scope shall be those programs relating to the administrative operations and legislative services of the House, including the Legislative Reference Bureau, Legislative Auditor, Office of the Ombudsman, and Public Access Room, and other pertinent matters referred to it by the House.
- (14) Committee on Ocean, Marine Resources, & Hawaiian Affairs whose scope shall be those programs relating to ocean activities, outdoor marine matters, including marine recreational boating, ocean fish and game management, corals and inorganic marine resources, ocean mining, mariculture, commercial and recreational ocean fish and fishing, including fishery development and management, submerged lands, and the Coastal Zone Management Act, programs relating to persons of Hawaiian ancestry, including programs administered by the Department of Hawaiian Home Lands and the Office of Hawaiian Affairs, and other pertinent matters referred to it by the House.
- (15) Committee on Public Safety, whose scope shall be those programs relating to adult corrections, rehabilitation, correctional facilities and industries, and probation, parole, furlough, and other alternatives to incarceration, and programs relating to civilian emergency and disaster response, and other pertinent matters referred to it by the House.
- (16) Committee on Tourism, whose scope shall be those programs relating to tourism, including the Hawaii Convention Center, Hawaii Visitors and Convention Bureau, and the Hawaii Tourism Authority, and other pertinent matters referred to it by the House.
- (17) Committee on Transportation, whose scope shall be those programs relating to air, water, and ground transportation, and other pertinent matters referred to it by the House.



- (18) Committee on Veterans, Military, & International Affairs, & Culture and the Arts, whose scope shall be those programs relating to veterans and military facilities and activities, programs relating to international affairs, foreign policy issues, and international relations, programs relating to Hawaii's multi-cultural heritage, the State Foundation on Culture and the Arts, and other pertinent matters referred to it by the House.
- (19) Committee on Water & Land whose scope shall be those programs relating to land and fresh water resource administration and use, coastal and other lands above the high water mark, the Land Use Commission, county land use planning and zoning, the Hawaii Community Development Authority, infrastructure development, outdoor recreation, including freshwater recreational boating, freshwater fish and game management, drinking water and brackish waters, small boat harbors and their infrastructure, State parks, and historic sites development and protection, and other pertinent matters referred to it by the House.

**Rule 13. Standing Committees: General Responsibility; Special Responsibility**

**13.1. *Standing Committees: General Responsibility.*** It shall be the duty of each standing committee to:

- (1) Consider all bills, petitions, and resolutions as may properly come before it.
- (2) Review those portions of the State's program and financial plan and variance reports as may relate to programs over which the committee has primary responsibility. Through informational briefings, it shall gather information and examine those portions of the executive budget and the General and Supplemental Appropriations Bills relating to such programs and recommend to the Committee on Finance the programs and amounts to be spent thereon. (The executive budget and the General and Supplemental Appropriations Bills are hereinafter collectively referred to as the "State budget.") The recommended programs and amounts, taken as a whole, shall be consistent with and within the expenditure amounts allocated by the Committee on Finance.
- (3) Determine the objectives of any bill referred to it and make appropriate recommendations, including, if proper, expenditure recommendations on other bills referred to it by the House. Such expenditure recommendations shall be consistent with the allocations established by the Committee on Finance. On bills which relate to programs and matters over which a standing committee to which they are referred has no primary responsibility, the standing committee shall propose no substantive change to the bill unless prior concurrence of the chair of the committee which has the primary responsibility is first obtained. If the chair of the standing committee, which has primary responsibility over programs and matters of a bill, does not concur with the substantive change to the bill affecting such programs and matters sought to be proposed by a standing committee, any of the chairs of the standing committees involved may submit the matter to the Speaker for resolution. The Speaker shall meet with the chairs of the standing committees involved, hear their differences, and settle their differences with a decision which shall be the final disposition of the matter.
- (4) Review how programs over which it has primary responsibility have been carried out in compliance with legislative direction and whether studies, analysis, and audit should be conducted on all or part of the program in order to define issues and recommend improvements. Each standing committee shall also recommend amendments to existing appropriation acts and may further recommend revenue measures and improvements to the State's planning, programming, budgeting, and evaluation system to the Committee on Finance.

**13.2. *Committee on Finance: Special Responsibility.*** The Committee on Finance shall:

- (1) Have final responsibility over all programs and matters relating to the State's financing policies, including taxation and other revenues, level of expenditures, cash and debt management, and to the statewide implementation of planning, programming, budgeting, and evaluation. Subject to the provisions of these Rules, it shall consider the reports of the fiscal officers of the State, all bills, petitions, and resolutions, those portions of the State budget, and all other items pertaining to such programs and matters. It shall also consider such other pertinent items as may be referred to it by the House.
- (2) Establish, within the revenue raising ability of the State, the general level of total governmental expenditures for each fiscal year of a biennial period and allocate to each standing committee a proportionate part of such expenditures. Each standing committee shall be responsible for budget review of the programs within its jurisdiction and for making program expenditure recommendations to the Committee on Finance. Upon receipt of the recommendations of the other standing committees, the Committee on Finance shall review the same to determine if, when taken as a whole, the programs and amounts to be expended thereon are consistent with and within the expenditure amounts it has allocated to the respective standing committees. In making allocations to and in reviewing recommendations, the Committee on Finance shall invite the participation of the chair of the standing committee having primary responsibility over the program. After review of all standing committee recommendations, the Committee on Finance shall be responsible for preparing the General and Supplemental Appropriations Bills for consideration by the House.
- (3) In all other appropriation bills, inform the standing committee primarily responsible for the program or matter under consideration, of the amount and type of finances available. Upon receiving recommendations for the expenditures from the appropriate standing committee, the Committee on Finance shall review such recommendations to determine if, when taken as a whole, the recommendations are consistent with and within the expenditure amounts allocated. In reviewing recommendations of the standing committees, the Committee on Finance shall invite the participation of the standing committee chair concerned.

**13.3.** *Committee on Legislative Management: Special Responsibility.* The Committee on Legislative Management shall:

- (1) Make recommendations to the Speaker on the procedures and manner in which the administrative operations of the House should be conducted.
- (2) Make recommendations to the Committee on Finance on the expenses to be included in the appropriation bills providing for the expenses of the Legislature and procedures to ensure that the expenses of the House are in accordance with the appropriation acts providing therefor.
- (3) Make recommendations to the Speaker on programs relating to the establishment and operations of the House staff.

**Rule 14. Special Committee**

**14.1.** The Speaker may appoint special committees for special or temporary purposes to consider and report on such special or temporary matters referred to it.

**14.2.** Special committees shall consist of not less than three members each, unless otherwise ordered by the House, to serve until discharged or until finally reporting on such matters referred to them.

**14.3.** Meetings of special committees shall be conducted in the same manner as provided for standing committees.

**14.4.** Special committees shall report upon matters referred to them within the time prescribed under the appointment of the special committees, unless further time is given by vote of the House.

**Rule 15. Committee of the Whole**

**15.1.** Whenever any matter shall be referred to the entire membership of the House by adoption of a motion to that effect, the House may at any time thereafter resolve itself into a Committee of the Whole to be chaired by the Speaker.

**15.2.** The Clerk of the House shall act as Clerk of the Committee of the Whole, without extra compensation, and shall make a careful record of the proceedings which shall be filed as one of the records of the House.

**15.3.** The committee may, on motion, rise and ask leave to sit at any future time. The rules of procedure in the House shall be observed, except as follows:

- (1) Any member may speak more than once on the same subject, provided that the member shall not speak a second time or further until others desiring to speak have had an opportunity.
- (2) The motion for the "previous question" shall not be allowed.

**Rule 16. Conference Committee**

**16.1.** Conference committees shall consist of not less than three members each unless otherwise ordered by the House to be appointed for the purpose of resolving differences between the House and the Senate on any matters where the joint agreement of the House and the Senate is required and shall serve until discharged or until finally reporting on the matter referred to it.

**16.2.** The composition of the conference committee shall be as follows:

- (1) The chair of the standing committee having primary responsibility of the subject matter to be resolved shall be the chair of the conference committee on the part of the House. In the absence of the chair of the conference committee, a designee of the chair shall serve as chair.
- (2) The membership of a conference committee shall be on a proportional basis. In appointing the minority party members, the Speaker shall consult with the minority leadership of the House.

The Speaker shall appoint the members of a conference committee as the Speaker and the chair of such standing committee having primary responsibility of the subject matter shall so mutually agree.

- (3) In no event shall the membership of the conference committee include any member who has voted in the negative on adoption of a substantive resolution or has voted in the negative on third reading of a bill which is the subject of the conference committee.

**16.3.** The chair of the Committee on Finance shall be designated the chair of the conference committee on the General and Supplemental Appropriations Bills. The chair shall invite the participation of the chair of the standing committee having primary responsibility over the program or matter, as described in Part III of these Rules, to which the appropriation relates. After review, the chair of the conference committee shall be responsible for preparing the budgets for consideration by the House.

**16.4.** The meetings of the conference committee shall be conducted as agreed upon by the members of the conference committee, subject to the provisions of Rule 16.5. It is the position of the House that conference committee meetings and decision-making sessions shall be public. Public notice of the meetings shall be given. Public notice may be posted or announced on the House floor during the session day. Subsequent meetings may be announced during conference committee meetings.

- 16.5.** The authority of a conference committee shall be limited solely to resolving differences between the House and the Senate versions of a bill or resolution.

Accordingly, a conference committee shall not amend a bill or resolution by inserting into the bill or resolution any unrelated or new subject; provided that the restrictions in this Rule 16.5 shall not apply to the General and Supplemental Appropriations Bills; provided further that any increases to the salaries, pensions, or retirement benefits for any elected or appointed officer of the State or County shall be considered by separate bill other than the aforesaid Appropriations Bills or any bill ratifying collective bargaining agreements.

**Rule 17. Interim Committee**

- 17.1.** Interim committees may be established between regular sessions to accomplish specified objectives and work. The appointment of interim committees shall be completed by the Speaker as soon as practicable.

- 17.2.** The composition of interim committees shall be as follows:

- (1) The chair of the interim committee shall be the chair of the standing committee having primary responsibility, as defined by these Rules, over the program or matter to be considered by the interim committee.
- (2) The membership of the interim committee shall be on a proportional basis. In appointing the minority party members to the interim committee, the Speaker shall consult with the minority leadership of the House. The Speaker shall appoint the members of an interim committee as the Speaker and the chair of the interim committee shall so mutually agree.

- 17.3.** Interim committees may submit interim committee reports from time to time on matters referred to them. The reports shall state findings of facts and conclusions based thereon, together with such recommendations as to the disposal of the matter.

**Rule 18. Committee on the Journal**

- 18.1.** A Committee on the Journal shall be appointed to: prepare, compile, and bind the House Journal; enter into contracts for printing and any other acts necessary to accomplish the purpose of printing the Journal; and distribute the Journal to the members of the House at the next regular session.

- 18.2.** The Committee on the Journal shall consist of the Speaker, Vice Speaker, Majority Leader, Majority Floor Leader, Minority Leader, Minority Floor Leader, and the chair of the Committee on Legislative Management, whose duty it shall be to prepare, compile, and bind the House Journal, and who shall be authorized to make contracts with any printer, publisher, or bookbinder for the printing and binding of said Journal. The Clerk of the House shall act as Clerk of the Committee on the Journal. The committee shall report from time to time to the House.

- 18.3.** The Committee on the Journal may correct certain errors in all proper cases, and shall correct any mere clerical errors in the compilation of the Journal, such as errors in orthography or the use of one word for another as "affect" for "effect," "previous" for "previously," and the like. No corrections other than such as are authorized by this Rule shall be made at anytime by the Clerk or the Clerk's assistants, unless upon order of the committee.

**Rule 18a. Advisory Committee on Rules and Procedure**

The Speaker shall, prior to the convening of a legislative session in an odd-numbered year, establish an Advisory Committee on Rules and Procedure. The committee shall include at least one member from the minority party. The Advisory Committee on Rules and Procedure shall review these Rules and propose to the House such amendments as the committee deems appropriate.

**Rule 19. Open Committee Meetings**

Every committee authorized and/or established under Part III of these Rules shall be a committee of the House. Every meeting of a committee of the House or of a committee composed of a member or members from the House and the Senate held for the purpose of making decisions on matters referred to the committee shall be open to the public; provided that certain kinds of meetings, including executive sessions, organizational meetings, partisan caucuses, and meetings the subject of which involves the invasion of a person's right to privacy if made public, need not be open to the public.

Every meeting of a special committee, interim committee, or the Advisory Committee on Rules and Procedure shall be noticed in the same manner as applicable to a standing committee.

**PART IV. SESSIONS; ATTENDANCE**

**Rule 20. Meetings**

- 20.1.** After the opening day of the Legislature, the House shall meet for the transaction of public business every day except Saturday, Sunday, any legal holiday, and any day in recess, and such other day as the House shall designate.

- 20.2.** The House shall determine from time to time the normal hour of its meetings.

- 20.3.** Each regular session shall be recessed for not less than five days at some period between the twentieth and fortieth days of the regular session. The House shall, by concurrent resolution, determine the dates of the mandatory recess. Any session may be recessed when a majority of the members of each house adopts a concurrent resolution for that purpose. When directed by a resolution adopted by the House, the Speaker shall consult with the President of the Senate to agree upon the time of a recess or recesses.

**Rule 21. Quorum**

- 21.1.** A majority of the members to which the House is entitled constitutes a quorum, of which a majority vote shall suffice for the conduct of ordinary business unless otherwise provided in these Rules, but the final passage of a bill shall require the vote of a majority of all members to which the House is entitled.
- 21.2.** A majority of less than a quorum may adjourn from day to day and compel the attendance of absent members.
- 21.3.** If a quorum is not present at the designated time of meeting, the Speaker may declare the House adjourned.
- 21.4.** The Speaker shall count the number of members present to determine whether there is a quorum.

**Rule 22. Attendance**

No member shall be absent from service to the House, unless the member is sick and is unable to attend or is excused by the Speaker.

**Rule 23. Adjournments**

- 23.1.** Meetings of the House may be adjourned at any time by vote. Every adjournment shall be until the normal hour of meeting on the next business day, unless the motion for adjournment specifies otherwise.
- 23.2.** A motion to adjourn is always in order and shall be decided without debate. However, one motion to adjourn shall not follow another without intervening business.
- 23.3.** A motion to adjourn sine die or to adjourn to a specified time may be debated. No member shall speak more than once on such a motion.

**Rule 24. Extension of Session**

- 24.1.** Two-thirds of the members to which the House is entitled, two-thirds of the Senate concurring, may petition the Speaker of the House and the President of the Senate to extend any session of the Legislature. The petition shall read:

"To the Speaker of the House of Representatives and the President of the Senate:

Your petitioners, members of the House of Representatives and of the Senate of the \_\_\_\_ Legislature of the State of Hawaii, respectfully request an extension of \_\_\_\_ days beyond the \_\_\_\_ day of the Regular Session of \_\_\_\_ of the \_\_\_\_ Legislature of the State of Hawaii."

- 24.2.** The petition shall be in writing, above the signatures of the members.
- 24.3.** When the Speaker of the House receives such a petition, and it is properly signed by two-thirds of the members to which each house is entitled, the Speaker and the President of the Senate shall jointly issue a proclamation extending the session for the number of days sought in the petition.

**Rule 25. Special Sessions**

- 25.1.** Two-thirds of the members to which the House is entitled, two-thirds of the Senate concurring, may petition the Speaker of the House and the President of the Senate to call a special session of the Legislature. The petition shall read:

"To the Speaker of the House of Representatives and the President of the Senate:

Your petitioners, members of the House of Representatives and of the Senate of the \_\_\_\_ Legislature of the State of Hawaii, respectfully request the convening of a special session of \_\_\_\_\_, \_\_\_\_\_ Legislature of the State of Hawaii."

- 25.2.** The petition shall be in writing, above the signatures of the members.
- 25.3.** When the Speaker of the House receives such a petition, and it is properly signed by two-thirds of the members to which each house is entitled, the Speaker and the President of the Senate shall jointly issue a proclamation convening the Legislature in special session at the time and place sought in the petition.

**PART V. ORDER; DECORUM****Rule 26. Questions of Order**

Any member may raise a question of order at any stage in the proceedings of the House, except during a roll call vote. The Speaker shall decide questions of order without debate, subject to an appeal of the House. Laying an appeal on the table shall sustain the Speaker's ruling.

**Rule 27. Decorum: Punishment for Violations**

- 27.1. No person shall sit at the desk of the Speaker or Clerk, except by permission of the Speaker.
- 27.2. No person shall walk out of the House Chamber or across the floor of the House while the Speaker is addressing the House. No person shall maintain a private discourse while the Speaker is addressing the House or a member is speaking. No person shall walk between the Speaker and a member who is speaking.
- 27.3. A question concerning conduct of the Speaker or members should not be presented by way of debate on other matters. Allusions to, or critical reference to the Speaker or members are not in good order. Such attacks are not conducive to the good order of the House.
- 27.4. The Speaker shall order any member who conducts himself or herself in a disorderly manner during any session of the House to stay in his or her seat and be in order. The Speaker shall order the Sergeant-at-Arms to remove any member who persists in disorderly conduct from the House for the remainder of the day's session, unless the member who has been disorderly pledges to the House that he or she will maintain a good behavior.
- 27.5. Any member who wishes to speak shall rise from his or her seat and address the Speaker, saying, "Mr. Speaker" or "Madam Speaker". When recognized, the member shall face the Speaker, and address the question under debate. All debate shall be addressed to the Speaker and not to the membership or an individual member.
- 27.6. A member referring to another member should avoid using the member's name or political party, rather identifying the member by district, seat, as the member who last spoke, or other similar manner.
- 27.7. It is not the person but the measure that is the subject of debate, and it is not allowable to arraign the motives of a member, but the nature or consequences of a measure may be condemned in strong terms.
- 27.8. The Speaker shall call to order any member who violates these Rules while in session, and the member shall then immediately sit down. The Speaker shall then decide the question of order without debate, subject to an appeal to the House. The Speaker may call for the sense of the House on any question of order.
- 27.9. A member who is called to order while speaking shall retain the floor while the question of order is decided. However, the member may not proceed with the matter under discussion until recognized by the Speaker to continue.
- 27.10. Any member may demand that the Clerk take down the words or actions objected to when a member is called to order for words spoken or actions taken during debate, and may ask that they be read for the information of the House.
- 27.11. The House may censure its members for disorderly conduct or neglect of duty. The House may also suspend or expel a member by a two-thirds vote of the total membership of the House.
- 27.12. The House may establish an investigating committee pursuant to chapter 21, Legislative Hearings and Procedure, Hawaii Revised Statutes, for the purposes therein mentioned.
- 27.13. Cell phones, pagers and similar devices shall be kept in silent mode, and not be used, while on the floor of the House Chamber.

**Rule 28. Disclosures and Punishment of Members**

- 28.1. Each member shall file with the Ethics Commission of the State of Hawaii a disclosure of his or her private financial interests, as prescribed by law. Each member shall file with the Ethics Commission any change in his or her financial interests.
- 28.2. If a legislative matter which affects a member's interests arises before the member has made a disclosure to the Ethics Commission, the member shall orally disclose his or her interest to the House before voting. The member then shall immediately make the written disclosure required by law and these Rules.
- 28.3. In accordance with Rule 60.7, the Speaker shall appoint a special committee to receive complaints and investigate any member for misconduct, disorderly conduct, neglect of duty, violation of chapter 84, Hawaii Revised Statutes, or violation of these Rules. The House may punish any member found guilty by such a committee by censure, suspension, or expulsion. Censure shall require the approval of a majority of the members to which the House is entitled. Suspension or expulsion shall require the approval of two-thirds of the members to which the House is entitled.

**PART VI. ORDER OF BUSINESS****Rule 29. Order of Business: General; Order of the Day**

**29.1.** The daily order of business shall be:

- (1) Roll call;
- (2) Reading and approval of the Journal unless the House by motion dispenses with such reading;
- (3) Messages from the Governor;
- (4) Reports and communications from the heads of agencies; and
- (5) Bills, resolutions, and other matters received from the Senate to be placed on the calendar.

**29.2.** At the option of the Speaker, prior to the convening of any session, there shall be an invocation. Any invocation shall be limited to two minutes, and should not be used to proselytize, advance, or disparage any religion or point of view. Attendance at and participation in the invocation shall be voluntary for all persons.

**29.3.** The order of matters to be considered in the Order of the Day shall be:

- (1) Unfinished business upon which the House was engaged at the time of its last adjournment;
- (2) Reports of committees;
- (3) Petitions, memorials, and communications;
- (4) Introduction of bills and resolutions;
- (5) Second and third readings;
- (6) Any miscellaneous business on the Speaker's table; and
- (7) Announcements.

**Rule 30. Order of Business: Special**

The House may, by previous motion, direct that any matter be made a special order of business. Special orders shall take precedence over all business after the fourth order in the order of business. The House may also specify that special orders be taken up at a later specified point in the order of business.

**Rule 31. Order of Business: Unfinished Business; Committee Reports and Messages**

**31.1.** Any business which the House did not complete before its last adjournment shall have precedence in the Order of the Day. No motion or other business shall be received without special leave of the House until the unfinished business is disposed of.

**31.2.** Reports from conference committees and from the Committee on Legislative Management shall be in order at all times. Upon motion, messages or reports from the Governor or from the Senate may be received at any time, provided that without unanimous consent such messages or reports shall not be in order for discussion when received but shall be placed on the calendar as "Unfinished Business".

**Rule 32. Order of Business: Questions of Priority**

All questions relating to the priority of business shall be decided without debate.

**PART VII. BILLS AND RESOLUTIONS****Rule 33. Form: Bills, Resolutions, and Amendments**

**33.1.** All bills and resolutions to be introduced shall be submitted in the form and in the number of copies designated by the Clerk. Short form bills may be introduced. All bills and resolutions shall be dated and signed by the introducer in black ink.

**33.2.** Every bill introduced or reported out of any committee, which amends an existing section or subsection of the Hawaii Revised Statutes or Session Laws of Hawaii, shall set forth the section or subsection in full, and the matter to be deleted shall be enclosed in brackets and stricken, and any new matter added to the section or subsection shall be underscored. However, a bill need not conform to this rule if it is: (1) a Supplemental Appropriations Bill; or (2) an amending bill the intent and effect of which can be clearly identified and understood without repeating the entire section or subsection, in which case only the paragraphs, subparagraphs, clauses, or items to be amended need be set forth as the Speaker may allow. The Speaker may allow additional exceptions to this rule.

33.3. No floor amendment to a bill shall be voted upon unless a copy of such amendment shall have been presented to the Clerk who shall prepare and distribute copies of the amendment to each member of the House present.

33.4. The House shall, in concurrence with the Senate, provide for the date by which all bills to be considered in a regular session shall be introduced. This date shall precede the commencement of the mandatory recess provided for by Article III, Section 10 of the Constitution of the State of Hawaii.

**Rule 34. Bills: First Reading**

The first reading of a bill shall be of its title only.

**Rule 35. Bills: Second Reading**

On second reading, a bill may be read by title only, or, on motion, read throughout. It shall then be subject to a motion for referral to a committee. If it is referred to the Committee of the Whole instead of a special or standing committee, the chair of the Committee of the Whole shall set a day for its consideration. When a bill is reported by a standing committee, special committee, or the Committee of the Whole, and has passed second reading, it shall take its place in the order of business for future consideration.

**Rule 36. Bills: Third or Final Reading**

36.1. No bill shall pass third or final reading in the House unless printed copies of the bill in the form to be passed have been made available to the members of the House for at least forty-eight hours. "Form to be passed" means the form in which a bill is to be either: (i) passed on third reading in the House; (ii) concurred to by the House after amendments have been made by the Senate; or (iii) passed by the House after a conference committee has agreed upon it.

36.2. A bill on its third or final reading may be read by its title only and the Speaker shall then ask the House, "Shall this bill pass its third reading?" or "Shall this bill pass its final reading?" as the case may be. Such bill may be amended on its third reading. For the final passage of any bill, the Ayes and Noes shall be called or a vote shall be taken pursuant to Rule 51.3 and such passage shall require the affirmative vote of a majority of all members to which the House is entitled. The vote upon third reading shall be upon a motion that the bill pass third reading, rather than upon adoption of a committee report, so that amendments to the bill may be offered at third reading and voted upon.

36.3. The House shall not concur with substantive amendments made by the Senate to a House bill until the chair of the standing committee having primary responsibility for the subject matter contained in the bill has granted prior concurrence to such amendments as provided for under Rule 13.1.

**Rule 37. Bills: Recall from Committee**

37.1. Any bill that has been referred to a committee may be recalled from that committee twenty days after referral, if one-third of the members to which the House is entitled vote in favor of the recall.

37.2. No parliamentary rule or procedure may supersede the constitutional right of recall of a bill from committee.

**Rule 38. Bills: Certification**

38.1. When the House passes a bill, the Speaker and the Clerk shall certify it and note the day of its passage at the bottom of the last page of the bill.

38.2. When a bill introduced in the House passes third reading in the House, the Speaker and the Clerk shall immediately send it to the Senate. Likewise, they shall send to the Senate any bill which the House receives from the Senate, amends, and passes on third reading in the House. Likewise, they shall send to the Senate any bill introduced in the Senate in the first regular session of a Legislature which passes third reading in the House in the second regular session of the same Legislature.

**Rule 39. Bills and Resolutions: Order of Consideration**

39.1. The Clerk shall send bills that have passed first reading to be printed immediately. When they have been printed and circulated to the members of the House, the Speaker shall refer them to the various committees. When the committees have considered them and reported on them, the committees shall return them to the Clerk, and the Clerk shall place them in the second reading file. The House shall consider them in the order in which they appear in the second reading file.

39.2. The Clerk shall arrange bills that have passed second reading in the order of their passage on second reading, regardless of the date of their reference to committee or the date of the committee report on them. The Clerk shall place them in the third reading file in the order in which they passed second reading, and the House shall consider them on third reading in that same order. However, if the third reading of a bill is set for some particular date, that bill shall be removed from the third reading file.

39.3. The Clerk shall send all resolutions, except congratulatory resolutions, to be printed. When they have been printed and circulated among the members of the House, they shall be placed on the calendar for adoption, unless the House orders otherwise.

39.4. Resolutions shall either be considered at a stated date or be referred to a committee.

**Rule 40. Bills and Other Matters: Special Order of Consideration**

- 40.1. The Clerk shall place all bills and other matters which are to be considered on particular dates in a special file, in the order of dates assigned for their consideration, and the House shall consider them in that order.
- 40.2. If the House adjourns before disposing of matters on special order, those matters shall carry over to the next day's business. The House shall then consider them under "Unfinished Business" in the Order of the Day, unless the House orders otherwise.

**Rule 41. Bills: Property of the House**

All bills introduced in the House shall be the property of the House.

**Rule 42. Bills: Carryover Bills**

- 42.1. Any bill pending at the final adjournment of a regular session in an odd-numbered year shall carry over with the same status to the next regular session; provided that if such bill shall have passed third reading in the House in an odd-numbered session, it shall again be placed in the third reading file and pass at least one reading in the House in the next regular session upon its return to the House from the Senate.
- 42.2. Bills which carry over from a regular session in an odd-numbered year to the next regular session shall retain the numbers assigned to them. The Clerk shall keep a record of the status of all bills in possession of the House at the end of the session in odd-numbered years and shall publish the record of the status of all such bills prior to the convening of the next regular session.

**Rule 43. Bills Pre-Filing**

The Clerk shall accept bills to be pre-filed within seven calendar days before the commencement of the regular session in the even-numbered year.

**Rule 43a. Bills: Corrections of Errors**

When a bill has passed the House and the Senate and an error in it is discovered prior to its having received approval of the Governor, the bill may be returned by concurrent resolution in the house last considering the bill for proper correction.

**PART VIII. PETITIONS AND COMMUNICATIONS****Rule 44. Petitions and Communications: Presentation and Disposition**

- 44.1. Any person may petition the House. Petitions shall be in writing, and the petitioners shall sign them.
- 44.2. The Speaker shall order all petitions and communications filed or referred to a committee without any motion or vote, unless there is objection from the members. If there is objection, the Speaker shall dispose of the matter as the House directs.
- 44.3. Upon the request of a member, the Speaker may authorize the issuance of congratulatory certificates in the name of the House.

**PART IX. MOTIONS; DEBATE****Rule 45. Motions: Generally**

- 45.1. No motion shall be received and considered by the House until the same shall have been seconded.
- 45.2. After a motion is stated and determined to be in order by the Speaker, it shall be disposed of by vote of the House. However, the motion may be withdrawn by the movant at any time before a decision or amendment.
- 45.3. Whenever any question whatsoever shall be under discussion, the only permanent motions shall be:

First:	To lay on the table;
Second:	To postpone to a certain time;
Third:	To commit;
Fourth:	To amend; and
Fifth:	To postpone indefinitely;

which motions shall have precedence in the order named.

- 45.4. The first two motions shall be decided without debate and shall be put as soon as made.
- 45.5. Whenever any of the first four motions mentioned above shall be decided in the negative, it shall not be revived the same day in regard to the main question under discussion. If a motion to amend in a specific manner is defeated, it shall not be revived on the same day.



**Rule 46. Indefinite Postponement**

When a question is postponed indefinitely, the same shall not be acted upon again during the regular or special session in which it was introduced without the consent of two-thirds of the members to which the House is entitled.

**Rule 47. Matters Tabled**

When a question has been laid on the table, it shall not thereafter be taken from and be considered or restored to a place upon the calendar of the House without the consent of the majority upon a motion made on the day the question was tabled or on the next day that the House is in session;

thereafter, no motion to take any question from the table shall be made without the consent, in writing, of the majority. A motion to take any question from the table, if decided in the negative, may not again be made on the same day.

**Rule 48. Motions: Previous Question**

The purpose of the motion for the previous question is to end debate. The motion shall always be in order, except as otherwise provided herein. It shall require a majority vote of the members present in the House at the time the motion is made. Whenever the motion is carried, the movant of the main subject under discussion shall be permitted to close the debate, after which the main question, subject to the order of priority, shall be put; provided that the movant may delegate the right to close to another member.

**Rule 49. Motions: Reconsideration**

**49.1.** When a motion has been made once and carried in the affirmative or negative, it shall not be in order for any member who voted in the minority to move for reconsideration, but any member who voted with the majority may move to reconsider it on the same or succeeding day of the session. A motion to reconsider shall take precedence over all other questions except a motion to adjourn.

**49.2.** The House shall not reconsider a motion to reconsider.

**49.3.** If the House wishes to reconsider a measure or other matter which it already has passed or adopted and sent to the Senate, the motion to reconsider shall be accompanied by a motion to request the Senate to return the measure or other matter. The House shall act first on the motion for return of the measure or other matter, without debate. If this motion fails, it is an end of the matter, and the movant and seconder of the motion to reconsider shall withdraw their motion.

**Rule 50. Debate: Limits**

**50.1.** No member shall speak more than twice on the same question without leave of the House; provided, however, that the movant of the matter pending shall be permitted to speak in reply, but not until every member choosing to speak shall have spoken. No member shall speak longer than five minutes the first time and three minutes the second time on the same question; provided however, that any member may yield his or her speaking time to another member.

**50.2.** When a member yields the floor to another member, the yielding member's time shall continue to run, except when such yielding shall be to allow a specific question to be asked and when in response to the specific question asked.

**PART X. VOTING****Rule 51. Voting: Methods**

**51.1.** There shall be five methods of ascertaining the decision of the House on any matter: first, by voice vote; second, by raising of hands; third, by standing; fourth, by call of the roll of members, each of whose votes shall be recorded by the Clerk; and fifth, by unanimous consent.

**51.2.** When the House is ready to vote on any question, the Speaker shall rise, state the question, and ask all those who wish to vote yes on the question say "aye" in a clear, loud voice. The Speaker then shall ask all those who wish to vote no on the question say "no" likewise. The Speaker shall announce the decision of the House after the Clerk has announced the result of the voting of the House, except that the Clerk shall not announce the decision of the House after a voice vote.

**51.3.** With the unanimous consent of the House, the Speaker may direct the Clerk to record an aye for each member of the House. If there is no objection, the Clerk shall so record the vote. If there is objection, the Speaker shall ask for the names of the members voting no, and order the Clerk to record no votes for them. A vote shall not be recorded for any member who is not present at the time the vote is taken.

**Rule 52. Voting: Rights of Members; Restrictions**

**52.1.** In case of a voice vote, if one-fifth of the members present doubt the result the Speaker announces, they may ask for a show of hands. The Speaker then shall state the question again and ask those who wish to vote yes on the question to raise their hands. The Clerk then shall count the number voting yes and report the result to the Speaker. The Speaker then shall ask those who wish to vote no to raise their hands likewise. The Clerk shall count the no votes and report the result to the Speaker. The Speaker then shall announce the result to the House.

- 52.2.** In case of a show of hands, if one-fifth of the members present doubt the result the Speaker announces, they may ask for a standing vote. The Speaker then shall state the question again, and ask those who wish to vote yes to stand up and remain standing until the Clerk counts their votes and reports the result to the Speaker. The Speaker then shall ask those who wish to vote no to stand likewise. The Clerk shall report the result to the Speaker and the Speaker shall announce it to the House.
- 52.3.** Any time one-fifth of the members present request it, the Clerk shall call the roll of members of the House to determine their vote on a question. Each member who wishes to vote yes on the question shall say "aye" in a loud, clear voice when his or her name is called by the Clerk. Each member who wishes to vote no on the question shall say "no" likewise.
- 52.4.** No member shall refrain from voting unless excused pursuant to Rule 60.6.
- 52.5.** When voting is by roll call, no member may explain his or her vote, unless the House permits it by unanimous consent.
- 52.6.** No member may vote or change his or her vote after the Speaker has announced the result of voting.
- 52.7.** Any member who refuses (including the "kanalua" response) three times to vote when ordered to do so will be considered to have voted aye, and the Clerk shall record an aye vote for the member.

#### PART XI. MISCELLANEOUS

**Rule 53. Subpoena; Oaths; Witness Fees**

- 53.1.** The Speaker, and every investigating committee under chapter 21, Hawaii Revised Statutes, may issue subpoenas requiring the attendance of witnesses or production of evidence in any matter before the House or its committees pursuant to chapter 21, Hawaii Revised Statutes.
- 53.2.** Any member of the House may administer oaths to witnesses in any matter pending in the House or in any committee of the House.
- 53.3.** Any witness subpoenaed to appear before the House or any of its committees shall receive the same witness fees and mileage allowances that the Circuit Courts of the State pay.

**Rule 54. Public Information**

The Speaker may admit to the House Chamber stenographers and members of the news media who wish to take down debates or report the proceedings of the House. The Speaker shall assign such persons places for observation and other facilities which will not interfere with the operations of the House.

**Rule 55. Disposition of Records at Adjournment**

Within ten days after the House adjourns sine die in even-numbered years, its committees shall deliver to the Clerk all bills, resolutions, petitions, and any other papers referred to the committees, plus any evidence taken by the committees. If a committee fails to comply with this rule, the Clerk shall report its failure to the Speaker.

**Rule 56. House Administrative and Financial Manual**

- 56.1.** The House shall adopt an administrative and financial manual.
- 56.2.** After adoption, any revision to the manual shall be presented to the House unless otherwise provided in the manual.

#### PART XII. AMENDMENT, SUSPENSION, AND INTERPRETATION OF RULES

**Rule 57. Rules: Amendment**

These Rules shall not be altered unless the members of the House have received the twenty-four hour notice of the proposed change. The twenty-four hour period shall commence with the placement of a printed copy of the proposed amendment upon the desk of each member. Changes in these Rules shall be taken up as a special order. Any change in these Rules shall require the approval of majority of the members to which the House is entitled.

**Rule 58. Rules: Suspension**

These Rules may be suspended by the approval of majority of the members to which the House is entitled.

**Rule 59. Parliamentary Practice**

Mason's Manual of Legislative Procedure, 2010 Edition, is hereby designated as the adopted parliamentary authority of the House.

**PART XIII. CODE OF LEGISLATIVE CONDUCT****Rule 60. Standards of Conduct**

- 60.1.** Members should conduct themselves in a respectful manner befitting the office with which they as elected officials have been entrusted, respecting and complying with the law and acting at all times in a manner that promotes public confidence in the integrity of the House.
- 60.2.** Members should not lend the prestige of public office to advance the private interests of themselves or others; nor should members convey or permit others to convey the impression that they are in a special position to unduly influence public business pending before them.
- 60.3.** Members should treat their fellow House members, staff, and the general public with respect and courtesy, regardless of political or religious beliefs, age, race, ethnicity, sex, sexual orientation, gender identity or expression, or physical disability.
- 60.4.** The legislative duties of members, as prescribed by law and these Rules, should take precedence over all of their other business or professional activities. Members should freely and willingly accept certain restrictions on their business activities and professional conduct that might be considered burdensome by an ordinary private citizen, and should perform the duties of elected office impartially and diligently. To the greatest extent reasonably possible, members should:
- (1) Refrain from allowing family, social, business, or other relationships to unduly influence the member's legislative conduct or judgment;
  - (2) Refrain from showing bias or prejudice, including but not limited to bias or prejudice based on political or religious beliefs, age, race, ethnicity, sex, sexual orientation, gender identity or expression, or physical disability, in the performance of their official duties;
  - (3) Exercise patience, tolerance, and courtesy to all those with whom they deal with in an official capacity, and require staff and others subject to their direction and control to maintain similar standards of conduct, fidelity, and diligence inherent in public service;
  - (4) Exercise the power of appointment impartially and on the basis of merit, refraining from making unnecessary appointments and approving compensation of appointees beyond the fair value of services rendered;
  - (5) Afford to every person who wishes to participate in the legislative process the opportunity to be heard according to established procedures;
  - (6) Consider at all times whether their conduct would create in reasonable minds the perception that their ability to carry out legislative responsibilities with integrity and independence is either questionable or impaired;
  - (7) Manage their personal interests and obligations so as to minimize the number of votes in which they are in, or may reasonably be perceived to be in, potential conflict;
  - (8) Refrain from using, or permitting the use of, the privileges and prestige of their public office to derive undue personal, professional, or financial benefits for themselves, members of their family, or others with whom they maintain personal, business, or professional relationships;
  - (9) Refrain from engaging in financial and business dealings that involve them in frequent transactions, or continuing business or professional relationships, with those persons likely to derive benefits from public financial matters either pending or already deliberated and voted upon by the House, to the extent that such conduct may reasonably be perceived as personal exploitation of their public office; and
  - (10) Refrain from membership in an organization that practices invidious discrimination and gives rise to perceptions that one's impartiality and ability to serve as a representative are unduly compromised.
- 60.5.** If the member has a conflict of interest in legislation, the member shall disclose to the presiding officer (the committee chair or the Speaker, depending on where the vote is taking place) the conflict of interest prior to voting on that legislation. For the purposes of this rule, a "conflict of interest" means that the legislation affects the member's direct personal, familial, or financial interest except if the member, or the member's relative, is part of a class of people affected by the legislation.
- 60.6.** If a member is uncertain as to whether a conflict of interest exists, the member may request a ruling from the presiding officer by giving notice and disclosing the direct financial interest to the presiding officer prior to voting. When making a determination in cases where a portion of a measure may place a member in a conflict of interest, the presiding officer shall give due consideration to the context of that portion as it relates to the overall purpose of the measure. If the presiding officer determines that a conflict exists, the presiding officer shall recognize the conflict and honor the member's request to be excused from discussion, debate, and voting.
- 60.7.** There shall be established a Select Committee on Standards of Conduct composed of three members of the majority party and three members of the minority party, who shall be appointed by the Speaker. The Committee shall investigate any member for misconduct, disorderly conduct, neglect of duty, violation of chapter 84, Hawaii Revised Statutes, or violation of these Rules. The Select Committee on Standards of Conduct shall operate in accordance with rules and procedures adopted by the House.

- 60.8.** Except as provided, a member shall not accept an honorarium related to the member's legislative role, duties, or responsibilities. For the purposes of this rule, an "honorarium" means compensation provided to a member for services rendered by the member under conditions for which there is no contractual or legal obligation by the recipient of the services to compensate the member. The following shall not be considered an honorarium:
- (1) Reasonable and verifiable expenses for the member's meals, travel, lodging, and for care of a child or dependent adult that are actually incurred;
  - (2) Permissible gifts under Chapter 84, Hawaii Revised Statutes;
  - (3) Anything of value that is otherwise reported or reportable as a campaign donation or expenditure; or
  - (4) Any compensation if the member is requested to appear and/or speak on a topic or issue that is not related to the member's legislative role or duties.
- 60.9.** Even if permitted by Rule 60.8, a member may not accept an honorarium if the offering of the honorarium is made for the purpose of influencing the performance of a member's official duties.
- 60.10** No member shall solicit any monetary campaign contribution from an employee over whom the member has authority to exercise direct control.
- "Direct control" means the authority to subject a person to an adverse employment action, including termination, reduction in compensation, demotion, or denial of a promotion.
- 60.11** Nothing herein shall be construed to limit, approve, prohibit, or infringe upon the proper jurisdiction of the Ethics Commission.

**HOUSE OF REPRESENTATIVES**  
**RULES FOR THE SELECT COMMITTEE ON STANDARDS OF CONDUCT**  
**STATE OF HAWAII**  
**THE TWENTY-NINTH STATE LEGISLATURE**  
**2017-2018**

**TABLE OF CONTENTS**

<b>PART 1.</b>	<b>DEFINITIONS</b>
1.1.	Definitions
<b>PART 2.</b>	<b>GENERAL APPLICABILITY</b>
2.1.	Powers of the Speaker of the House
2.2.	Vacancies
2.3.	Meetings
2.4.	Quorum
2.5.	Order of Business
2.6.	Hearings Announcements
2.7.	Committee Meetings
2.8.	Record of Testimony and Committee Action
2.9.	Ineligibility or Disqualification of Members
2.10.	Television, Film, Radio
2.11.	Legislative Recommendations
2.12.	Educational Mandate
2.13.	Limitations
<b>PART 3.</b>	<b>GENERAL PROCEDURES</b>
3.1.	Right to Hearing
3.2.	Closed Hearings
3.3.	Adjudicatory Hearings
3.4.	Presiding Officer
3.5.	Subpoenas
3.6.	Depositions
3.7.	Oath or Affirmation
3.8.	Witnesses
3.9.	Right to testify
3.10.	Committee Report; Opposing Views
<b>PART 4.</b>	<b>PROCEDURES FOR COMPLAINTS, ALLEGATIONS, OR INFORMATION</b>
4.1.	Complaint, Allegation, or Information
4.2.	Form and Content of Complaints
<b>PART 5.</b>	<b>PROCEDURES FOR CONDUCTING A PRELIMINARY INQUIRY</b>
5.1.	Basis for Preliminary Inquiry
5.2.	Scope of Preliminary Inquiry
5.3.	Opportunity for Response
5.4.	Final Report
5.5.	Committee Action
<b>PART 6.</b>	<b>PROCEDURES FOR CONDUCTING AN ADJUDICATORY REVIEW AND ADJUDICATORY HEARING</b>
6.1.	Scope of Adjudicatory Review
6.2.	Notice to Respondent
6.3.	Final Report of Adjudicatory Review to Committee
6.4.	Committee Action
6.5.	Right of Appeal
6.6.	Adjudicatory Hearings; Notice
6.7.	Adjudicatory Hearings; Preparation
6.8.	Adjudicatory Hearings; Right to Cross-examine and Call Witnesses
6.9.	Adjudicatory Hearing; Admissibility of Evidence
6.10.	Adjudicatory Hearing; Supplementary Hearing Procedures

**PART 7. DEPOSITIONS**

- 7.1. Persons Authorized to Take Depositions
- 7.2. Deposition Notices
- 7.3. Deposition Procedure
- 7.4. Filing of Depositions

**PART 8. RIGHTS OF WITNESSES**

- 8.1. Television, Film, Radio
- 8.2. Right to Counsel
- 8.3. Statements
- 8.4. Proposed Questions
- 8.5. Opening Statements

**PART 9. VIOLATIONS OF LAW; CONTEMPT; PERJURY; AND APPLICABLE RULES AND STANDARDS OF CONDUCT**

- 9.1. Violations of Law
- 9.2. Contempt
- 9.3. Perjury
- 9.4. Applicable Rules and Standards of Conduct

**PART 10. RULES OF DISCLOSURE**

- 10.1. Non-disclosure Policy
- 10.2. Disclosure to Executive and Judicial Officials
- 10.3. Committee-sensitive Documents
- 10.4. Release of Reports to Public

**PART 11. CHANGES IN SUPPLEMENTARY PROCEDURAL RULES**

- 11.1. Adoption of Changes in Supplementary Rules
- 11.2. Publication

**Preface**

The purpose of these rules is to enable the Select Committee on Standards of Conduct to properly perform the powers and duties invested in the Committee, including the conduct of hearings, in a fair and impartial manner, consistent with the protection of constitutional rights of persons called to testify at hearings and the preservation of public good.

**PART 1. DEFINITIONS**

**1.1. DEFINITIONS.** As used in these rules, unless a different meaning is clearly intended by the context:

"Adjudicatory review" means a proceeding undertaken by the Committee after a finding, on the basis of a preliminary inquiry, that there is substantial cause for the Committee to conclude that a violation within the jurisdiction of the Committee has occurred.

"Authorized membership" means the total number of members appointed to the Committee.

"Chair" includes the Chair appointed by the Speaker, or in the absence of the Chair, the Vice Chair appointed by the Speaker, or in the absence of both the Chair and Vice Chair, a member designated by the Chair.

"Committee" means the Select Committee on Standards of Conduct established under House Rule 60.7.

"Executive session" means a session at which only members, staff, witnesses, and counsel for a witness or witnesses are permitted to be present. Other individuals may be admitted to an executive session for a specified period or purpose on the motion of a member with the approval of the Chair and Vice Chair. An executive session may be convened by a two-thirds vote of the authorized membership.

"House" means the House of Representatives.

"Member" means a member of the Committee.

"Preliminary inquiry" means a proceeding undertaken by the Committee following the receipt of a complaint from a Representative about misconduct to determine whether there is substantial credible evidence that provides substantial cause for the Committee to conclude that a violation within the jurisdiction of the Committee has occurred.

"Quorum" means a majority of the authorized membership provided that, except for an adjudicatory hearing under Part 6 or the taking of a deposition under Part 7, one member shall constitute a quorum to hear testimony if all members have been given notice of the hearing and a member of the majority party and a member of the minority party have been designated by the Chair and Vice Chair respectively to be in attendance.

"Speaker" means the Speaker of the House of Representatives.

## PART 2. GENERAL APPLICABILITY

**2.1. POWERS OF THE SPEAKER OF THE HOUSE.** The Speaker shall have administrative authority over the activities and operations of the Committee to:

- (a) Assign appropriate staff and to direct appropriate services to assist the Committee in accomplishing its purpose;
- (b) Adjust the respective membership of the Committee as deemed necessary, including the filling of vacancies; and
- (c) In the absence of the Chair, sign hearing notices or subpoenas and subpoenas duces tecum, as authorized to be issued by the Committee.

**2.2. VACANCIES.** Vacancies shall not affect the authority of the remaining members to execute the functions of the Committee.

**2.3. MEETINGS.** Meetings may be held at the call of the Chair if at least forty-eight hours notice is furnished to all members. If all members agree, or if approved by the Speaker, a meeting may be held on less than forty-eight hours notice.

**2.4. QUORUM.** A quorum shall be present for the transaction of business involving complaints or allegations of, or information about, misconduct, including resulting preliminary inquiries, adjudicatory reviews, recommendations, and reports.

**2.5. ORDER OF BUSINESS.** The order of business and the procedure of the Committee shall be decided by the Chair and Vice Chair.

**2.6. HEARINGS ANNOUNCEMENTS.** The Committee shall publicly announce the date, place, and subject matter of its hearing at least one week before the commencement of that hearing. If the Committee determines that there is good cause to commence a hearing at an earlier date, notice shall be given at the earliest possible time.

**2.7. COMMITTEE MEETINGS.** Meetings of the Committee shall be open to the public unless the meeting is held in executive session.

**2.8. RECORD OF TESTIMONY AND COMMITTEE ACTION.** (a) An accurate stenographic or transcribed electronic record shall be kept of all Committee proceedings, whether in executive or public session, which record shall include rulings of the Chair, questions of the Committee and its staff, the testimony or responses of witnesses, sworn written statements submitted to the Committee, any vote of the Committee, and such other matters as the Committee or the Chair may direct.

(b) The record of any remarks made by a member, Committee staff, outside counsel retained by the Committee, counsel for the witness, or witness, whether in public or executive session, shall be made available for inspection in accordance with Part 10 under Committee supervision at a time and place determined by the Chair; a copy of any testimony given by a witness in public session, or that part of the testimony given by the witness in executive session and subsequently quoted or made part of the record in a public session shall be made available to any witness if requested.

(c) Any member, Committee staff, outside counsel retained by the Committee, counsel for the witness, or witness may suggest to the official reporter, any corrections to typographical or transcription errors. If the reporter declines to make the requested corrections, the member, staff, outside counsel, counsel for the witness, or witness may request a ruling by the Chair and Vice Chair, acting jointly. Any questions arising with respect to the processing and correction of transcripts shall be decided by the Chair and Vice Chair, acting jointly.

(d) Except for the record of a hearing which is closed to the public, each transcript shall be printed as soon as is practicable after receipt of the corrected version. The Chair and Vice Chair, acting jointly, may order the transcript of a hearing to be printed without corrections if a reasonable time to correct the transcript has been afforded and corrections have not been requested.

(e) Records of the Committee shall be maintained by the Clerk of the House.

**2.9. INELIGIBILITY OR DISQUALIFICATION OF MEMBERS.** (a) A member shall be ineligible to participate in any Committee proceeding that relates specifically to any of the following:

- (1) A preliminary inquiry or adjudicatory review relating to:
  - (i) The conduct of the member; or
  - (ii) Any complaint filed by the member against another Representative; and
- (2) The determinations and recommendations of the Committee with respect to any preliminary inquiry or adjudicatory review described in subparagraph (1).

A member may also be ineligible to participate if the member's staff will be a witness.

(b) If any Committee proceeding appears to relate to a member in a manner described in paragraph (a), the staff shall prepare a report to the Chair and Vice Chair. If either the Chair or the Vice Chair concludes from the report that it appears that the member may be ineligible to participate in a Committee proceeding, the member shall be notified in writing of the nature of the particular proceeding and the reason that it appears that the member may be ineligible to participate in it. If the member agrees to the ineligibility, the member shall notify the Chair or Vice Chair. If the member does not agree, the member may explain the reasons to the Chair and Vice Chair, and if they both agree that the member is eligible, the member shall continue to serve. But if either the Chair or Vice Chair continues to believe that the member is ineligible and the member disagrees, the matter shall be promptly referred to the Committee. The member shall present arguments to the Committee in executive session. Any contested questions concerning a member's eligibility shall be decided by a majority vote of the Committee, meeting in executive session, with the member in question not participating.

(c) Members may disqualify themselves from participating in any preliminary inquiry or adjudicatory review pending before the Committee and the determinations and recommendations of the Committee with respect to any such preliminary inquiry or adjudicatory review.

(d) Whenever any member is ineligible under paragraph (a) to participate in any preliminary inquiry or adjudicatory review, or is disqualified under paragraphs (b) and (c) from participating in any preliminary inquiry or adjudicatory review, another Representative shall be appointed by the Speaker, after written notice about the ineligibility or disqualification, to serve as a member solely for purposes of such preliminary inquiry or adjudicatory review and the determinations and recommendations of the Committee with respect to such preliminary inquiry or adjudicatory review. Any Representative appointed for such purposes shall be of the same party as the member who is ineligible or disqualified.

(e) The Speaker shall be given written notice of the ineligibility or disqualification of any member from any preliminary inquiry, adjudicatory review, or other proceeding requiring the appointment of another member in accordance with paragraph (d).

**2.10. TELEVISION, FILM, RADIO.** Public hearings or meetings may be televised, filmed, or otherwise recorded and made public, unless otherwise determined by a two-thirds vote of the authorized membership. Photographers and reporters using mechanical recording, filming, or broadcasting apparatus shall position their equipment so as not to interfere with the seating, vision, and hearing of the members and staff, or with the orderly process of the meeting or hearing.

**2.11. LEGISLATIVE RECOMMENDATIONS.** The Committee shall recommend to the House by report or resolution any additional rules or other legislative measures as it determines to be necessary or desirable to ensure proper standards of conduct by Representatives. The Committee may conduct inquiries as it deems necessary to prepare this report or resolution, including the holding of hearings in public or executive session and the use of subpoenas as provided for in Part 3. The Committee may make legislative recommendations as a result of its findings in a preliminary inquiry, adjudicatory review, or other proceeding.

**2.12. EDUCATIONAL MANDATE.** The Committee may develop and implement programs and materials designed to educate members about the laws, rules, and standards of conduct applicable to members in the performance of their duties.

**2.13. LIMITATIONS.** Nothing in these rules shall be construed to limit or prohibit the acquisition of evidence or information by the Committee through any lawful means.

### PART 3. GENERAL PROCEDURES

**3.1. RIGHT TO HEARING.** The Committee shall give the Representative responding to the complaint or facing an adjudicatory review under Part 6 an opportunity for a hearing before it recommends disciplinary action against that Representative to the House or before it imposes an order of restitution or reprimand (not requiring discipline by the full House).

**3.2. CLOSED HEARINGS.** All hearings of the Committee relating to allegations of misconduct shall be closed to the public unless the Committee determines by a two-thirds vote of the authorized membership that a hearing should be public.

**3.3. ADJUDICATORY HEARINGS.** The Committee may, by a two-thirds vote of the authorized membership, designate any public hearing or executive session as an adjudicatory hearing. Any hearing which is concerned with possible disciplinary action against a respondent or respondents designated by the Committee shall be an adjudicatory hearing. In any adjudicatory hearing, the procedures described in Part 6 shall apply.

**3.4. PRESIDING OFFICER.** The Chair shall preside over hearings.

**3.5. SUBPOENAS.** (a) The Committee, with the concurrence of the Speaker, may issue, by a two-thirds vote of the authorized membership, subpoenas requiring the attendance of witnesses and subpoenas duces tecum requiring the production of books, documents, or other evidence, in any matter pending before the Committee.

(b) The form of subpoenas, the manner of service, witness service fees, and notice requirements shall be as provided in sections 21-8 and 21-9, Hawaii Revised Statutes.

(c) Every subpoena and subpoena duces tecum authorized to be issued by the Committee shall be issued under the signature of the Chair and shall command each person to whom it is directed to attend and give testimony at a time and place thereon specified, and if requested by the Committee, to produce the books, papers, documents, or tangible things required by the Committee to be produced.

(d) The Committee may delegate to the Chair the authority to specify the time and place at which the person subpoenaed is to attend and give testimony and to designate the books, papers, documents, or tangible things required by the Committee to be produced.

(e) The Committee, by a two-thirds vote of the authorized membership, may withdraw a subpoena issued on behalf of the Committee.

**3.6. DEPOSITIONS.** Depositions shall be taken in accordance with Part 7.

**3.7. OATH OR AFFIRMATION.** (a) All testimony given or adduced at a hearing; preliminary inquiry under Part 5; or adjudicatory review or hearing under Part 6, shall be made under oath or affirmation unless the requirement is dispensed with in a particular instance by a majority of the members present at a hearing. Any member may administer an oath or affirmation to a witness at a hearing of the Committee.

(b) The form of the oath or affirmation shall be as follows: "Do you solemnly swear or affirm that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth?"



**3.8. WITNESSES.** Any witness may be asked, or subpoenaed, to testify at a hearing or adjudicatory review and shall have the rights set forth under Part 8.

**3.9. RIGHT TO TESTIFY.** Persons whose names are mentioned or who are specifically identified or otherwise referred to in testimony or in statements made by a member, staff, or outside counsel, or any witness, and who reasonably believe that a statement tends to adversely affect their reputation may:

- (1) Request to appear personally before the Committee to testify on their own behalf; or
- (2) File a sworn statement of facts relevant to the testimony or other evidence or statement complained of. Such requests and statements shall be submitted to the Committee for its consideration and action.

**3.10. COMMITTEE REPORT; OPPOSING VIEWS.** Each member shall be given a reasonable opportunity to have separate views included as part of any Committee report.

#### **PART 4. PROCEDURES FOR COMPLAINTS, ALLEGATIONS, OR INFORMATION**

**4.1. COMPLAINT, ALLEGATION, OR INFORMATION.** Any Representative may report to the Committee a sworn complaint alleging that a Representative has violated a law, the House Code of Legislative Conduct, or any rule of the House relating to conduct of any individual in the performance of duties as a Representative, or has engaged in improper conduct which may reflect negatively upon the House. Complaints may be reported to the Chair, the Vice Chair, or a member.

Complaints shall not be accepted by the Committee during an election year on, or after, the filing deadline until one day after the general election. During this time, the Speaker shall accept complaints, allegations, or information and determine the action to be taken.

**4.2. FORM AND CONTENT OF COMPLAINTS.** A complaint shall be sworn but need not be in any particular form to receive Committee consideration, but shall:

- (1) State the name of the party filing the complaint;
- (2) Provide the name of each Representative who is specifically alleged to have engaged in improper conduct or committed a violation; and
- (3) State the nature of the alleged improper conduct or violation and may supply documents in the possession of the party filing the complaint relevant to or in support of the allegations as an attachment to the complaint.

For the purposes of this rule, a "sworn complaint" means a written statement of facts, submitted under penalty of perjury, alleging a violation of law, the Code of Legislative Conduct, or any other rule relating to the conduct of individuals in the performance of their duties as Representatives.

#### **PART 5. PROCEDURES FOR CONDUCTING A PRELIMINARY INQUIRY**

**5.1. BASIS FOR PRELIMINARY INQUIRY.** The Committee shall promptly commence a preliminary inquiry whenever it has received a sworn complaint from a Representative about alleged misconduct or violations by a Representative pursuant to Part 4; provided that the Chair and Vice Chair, acting jointly on behalf of the Committee may dismiss any matter, which is determined to lack substantial merit.

**5.2. SCOPE OF PRELIMINARY INQUIRY.** (a) The preliminary inquiry shall be of a duration and scope necessary to determine whether there is substantial credible evidence, which provides substantial cause for the Committee to conclude that a violation within the jurisdiction of the Committee has occurred. The Chair and Vice Chair, acting jointly, on behalf of the Committee may supervise and determine the appropriate duration, scope, and conduct of a preliminary inquiry. Whether a preliminary inquiry is conducted jointly by the Chair and Vice Chair or by the Committee as a whole, the day-to-day supervision of a preliminary inquiry rests with the Chair and Vice Chair, acting jointly.

(b) A preliminary inquiry may include any inquiries, interviews, sworn statements, depositions, or subpoenas deemed appropriate to obtain information to make any determination provided for by these rules.

**5.3. OPPORTUNITY FOR RESPONSE.** A preliminary inquiry shall include an opportunity for the Representative against whom the complaint is being brought or the Representative's designated representative to present either a written statement, or to respond orally to questions from the Committee. Oral statements or answers shall be transcribed and signed by the person providing the statement or answers.

**5.4. FINAL REPORT.** When the preliminary inquiry is completed, the Chair and Vice Chair shall make a report, oral or written, to the Committee on findings and recommendations, as appropriate. Disclosure of this report shall be governed by rules provided under Part 10.

**5.5. COMMITTEE ACTION.** As soon as practicable following submission of the report by the Chair and Vice Chair on the preliminary inquiry, the Committee shall determine by a recorded vote of a majority of members to which the Committee is entitled whether there is substantial credible evidence which provides substantial cause for the Committee to conclude that a violation within the jurisdiction of the Committee has occurred. The Committee may make any of the following determinations:

- (1) That there is not substantial credible evidence and in this case the Committee shall dismiss the matter. The Committee shall inform the complainant and the respondent to the complaint of the dismissal.

- (2) That there is substantial credible evidence, but that the alleged violation is inadvertent, technical, or otherwise of a de minimis nature. In this case, the Committee may dispose of the matter by issuing a public or private letter of admonition, which shall not be considered discipline and which shall not be subject to appeal to the House. The issuance of a letter of admonition shall be approved by the affirmative recorded vote of not less two-thirds of the authorized membership.
- (3) That there is substantial credible evidence and that the matter cannot be appropriately disposed of under paragraph (2). In this case, the Committee shall promptly initiate an adjudicatory review in accordance with Part 6. No adjudicatory review of the conduct of a Representative may be initiated except by the affirmative recorded vote of not less than two-thirds of the authorized membership.

#### **PART 6. PROCEDURES FOR CONDUCTING AN ADJUDICATORY REVIEW AND ADJUDICATORY HEARING**

**6.1. SCOPE OF ADJUDICATORY REVIEW.** When the Committee decides to conduct an adjudicatory review, it shall be of a duration and scope necessary for the Committee to determine whether a violation within its jurisdiction has occurred. An adjudicatory review shall be conducted by the Committee unless the Committee determines to use outside counsel for this purpose. In the course of the adjudicatory review, the Committee may conduct any inquiries, interviews, or hearings, take sworn statements, use its subpoena powers, take depositions, or take any other actions that the Committee deems appropriate to secure the evidence necessary to make a determination.

**6.2. NOTICE TO RESPONDENT.** The Committee shall give written notice to the Representative who is the subject of an adjudicatory review. The notice shall be sent to the Representative against whom the complaint has been made no later than five working days after the Committee has voted to conduct an adjudicatory review. The notice shall include a statement of the nature of the possible violation and description of the evidence indicating that a possible violation occurred. The Committee may offer the Representative an opportunity to present a statement, orally or in writing, or to respond to questions from members, or outside counsel, if such counsel has been retained by the Committee.

**6.3. FINAL REPORT OF ADJUDICATORY REVIEW TO COMMITTEE.** Upon completion of an adjudicatory review, the Chair and Vice Chair shall submit a written report to the Committee, which shall detail the factual findings of the adjudicatory review and which may recommend disciplinary action, if appropriate. Findings of fact of the adjudicatory review shall be detailed in this report whether or not disciplinary action is recommended. Disclosure of this report shall be governed by rules provided under Part 10.

**6.4. COMMITTEE ACTION.** (a) As soon as practicable following submission of the report of the Chair and Vice Chair on the adjudicatory review, the Committee shall prepare and submit a report to the House, including a recommendation to the House concerning disciplinary action, if appropriate. A report shall be issued, stating in detail the Committee's findings of fact, whether or not disciplinary action is recommended. The report shall also explain fully the reasons underlying the Committee's recommendation concerning disciplinary action, if any. No adjudicatory review of conduct may be conducted, or report or recommendation relating to an adjudicatory review of conduct may be made, except by the affirmative recorded vote of not less than two-thirds of the authorized membership.

(b) After receipt of the report prescribed by Rule 6.3, the Committee, by a recorded vote of not less than two-thirds of the authorized membership, may make recommendations for disciplinary action or issue an order for reprimand or restitution, as follows:

- (1) A recommendation to the House for expulsion, censure, payment of restitution, recommendation to the Speaker regarding the Representative's positions of responsibility and committee assignments, or a combination of these;
- (2) In the case where the Committee determines, after according due notice and opportunity for a hearing, that misconduct occurred warranting discipline less serious than discipline by the full House, and subject to Rule 6.5 relating to appeal, by a unanimous vote of six members order that a Representative be reprimanded or pay restitution or both; and
- (3) In the case where the Committee determines that misconduct is inadvertent, technical, or otherwise of a de minimis nature, issuance of a public or private letter of admonition to a Representative, which shall not be subject to appeal to the House.

(c) In the case where the Committee determines, upon consideration of all the evidence, that the facts do not warrant a finding that there is substantial credible evidence which provides substantial cause for the Committee to conclude that a violation within the jurisdiction of the Committee has occurred, the Committee may dismiss the matter.

(d) Promptly after the conclusion of the adjudicatory review, the Committee report and recommendation, if any, shall be forwarded to the Clerk of the House, and a copy shall be provided to the Representative bringing the complaint and the Representative responding to the complaint.

**6.5. RIGHT OF APPEAL.** (a) Any individual who is the subject of a reprimand or order of restitution, or both, pursuant to Rule 6.4 (b)(2), may, within ten days of the Committee's report to the House of its action imposing a reprimand or order of restitution, or both, appeal to the House by providing written notice of the appeal to the Committee and the Speaker. The Speaker shall cause the notice of the appeal to be printed in the House Journal.

(b) A motion to proceed to consideration of an appeal pursuant to paragraph (a) shall be highly privileged and not debatable. If the motion to proceed to consideration of the appeal is agreed to, the appeal shall be decided on the basis of the Committee's report to the House. Debate on the appeal shall be limited to two hours, which shall be divided equally between those favoring and those opposing the appeal.

**6.6. ADJUDICATORY HEARINGS; NOTICE.** A copy of the public announcement of an adjudicatory hearing shall be furnished together with a copy of this part to all witnesses at the time that they are subpoenaed or otherwise summoned to testify.

**6.7. ADJUDICATORY HEARINGS; PREPARATION.** (a) At least two working days prior to the commencement of an adjudicatory hearing, the Committee shall provide the following information and documents to the Representative responding to the complaint, if any:

- (i) A list of proposed witnesses to be called at the hearing;

- (ii) Copies of all documents expected to be introduced as exhibits at the hearing; and
- (iii) A brief statement as to the nature of the testimony expected to be given by each witness to be called at the hearing.

(b) At least two working days prior to the commencement of an adjudicatory hearing, the respondent, if any, shall provide the information and documents described in paragraph (a) to the Committee.

(c) At the discretion of the Committee, the information and documents to be exchanged under this part shall be subject to an appropriate agreement limiting access and disclosure.

(d) If a Representative responding to the complaint refuses to provide the information and documents to the Committee (see paragraphs (a) and (b)), or if a responding Representative or other individual violates an agreement limiting access and disclosure, the Committee, by a two-thirds vote of the authorized membership, may recommend to the House that the offender be cited for contempt.

**6.8. ADJUDICATORY HEARINGS; RIGHT TO CROSS-EXAMINE AND CALL WITNESSES.** (a) In adjudicatory hearings, respondents and any other persons upon obtaining the permission of the Committee, may personally or through counsel cross-examine witnesses called by the Committee and may call witnesses on their own behalf.

(b) A Representative responding to a complaint may apply to the Committee for the issuance of subpoenas for the appearance of witnesses or the production of documents on the Representative's behalf. An application shall be approved upon a concise showing by the responding Representative that the proposed testimony or evidence is relevant and appropriate, as determined by the Chair and Vice Chair. The subpoena shall be issued pursuant to Part 3.

(c) With respect to witnesses called by a responding Representative, or other individual given permission by the Committee, each witness shall first be examined by the party who called the witness or by that party's counsel.

**6.9. ADJUDICATORY HEARING; ADMISSIBILITY OF EVIDENCE.** (a) The object of the hearing shall be to ascertain the truth. Any evidence that may be relevant and probative shall be admissible unless privileged under the Hawaii Rules of Evidence. Rules of evidence shall not be applied strictly, but the Chair shall exclude irrelevant or unduly repetitious testimony. Objections going only to the weight that should be given evidence will not justify its exclusion.

(b) The Chair shall rule upon any question of the admissibility of testimony or other evidence presented to the Committee. Rulings shall be final unless reversed or modified by a two-thirds vote of the authorized membership before the recess of that day's hearings.

(c) Notwithstanding paragraphs (a) and (b), in any matter before the Committee involving allegations of sexual discrimination, including sexual harassment, or sexual misconduct, by a Representative, the Committee shall be guided by the standards and procedures of Rule 412 of the Hawaii Rules of Evidence, except that the Committee may admit evidence subject to the provisions of this paragraph only by a two-thirds vote of the authorized membership that the interests of justice require that this evidence be admitted.

**6.10. ADJUDICATORY HEARING; SUPPLEMENTARY HEARING PROCEDURES.** The Committee may adopt any additional special hearing procedures that it deems necessary, or appropriate to a particular adjudicatory hearing, copies of the supplementary procedures shall be furnished to witnesses and respondents, and shall be made available upon request to any member of the public.

## PART 7. DEPOSITIONS

**7.1. PERSONS AUTHORIZED TO TAKE DEPOSITIONS.** Depositions may be taken by any member designated by the Chair and Vice Chair, acting jointly, or by any other person designated by the Chair and Vice Chair, acting jointly, including outside counsel, Committee staff, other employees of the House, or government employees assigned to the Committee.

**7.2. DEPOSITION NOTICES.** Notices for the taking of depositions shall be authorized by the Chair and Vice Chair, acting jointly, and issued by the Chair, Vice Chair, or Committee staff or outside counsel designated by the Chair and Vice Chair, acting jointly. Depositions may be taken at any time during a preliminary inquiry, adjudicatory review or other proceeding. Deposition notices shall specify a time and place for examination. Unless otherwise specified, the deposition shall be in private, and the testimony taken and documents produced shall be deemed for the purpose of these rules to have been received in an executive session of the Committee. The Committee shall not initiate procedures leading to criminal or civil enforcement proceedings for a witness's failure to appear, or to testify, or to produce documents, unless the deposition notice was accompanied by a subpoena.

**7.3. DEPOSITION PROCEDURE.** Witnesses at depositions shall be examined under oath. Questions may be propounded by any person or persons who are authorized to take depositions for the Committee, if a witness objects to a question and refuses to testify, or refuses to produce a document, the Chair or Vice Chair, if present, may rule on the objection and, if the objection is overruled, direct the witness to answer the question or produce the document. If the Chair or Vice Chair is not present, the individual who has been designated by the Chair and Vice Chair, acting jointly, to take the deposition may proceed with the deposition, or may, at that time or at a subsequent time, seek a ruling by telephone or otherwise on the objection from the Chair or Vice Chair of the Committee, who may refer the matter to the Committee or rule on the objection, if the Chair or Vice Chair, or the Committee upon referral, overrules the objection, the Chair, Vice Chair, or the Committee as the case may be, may direct the witness to answer the question or produce the document, the Committee shall not initiate procedures leading to civil or criminal enforcement unless the witness refuses to testify or produce documents after having been directed to do so.

**7.4. FILING OF DEPOSITIONS.** Deposition testimony shall be transcribed or electronically recorded. If the deposition is transcribed, the individual administering the oath shall certify on the transcript that the witness was duly sworn in the presence of that individual and the transcriber shall certify that the transcript is a true record of the testimony. The transcript with these certificates shall be filed with the clerk of the Committee, and the witness shall be furnished with access to a copy at the Committee's offices for review. Upon inspecting the transcript, within a time limit set by the Chair and Vice Chair, acting jointly, a witness may request in writing changes in the transcript to correct errors in transcription. The witness may also bring to the attention of the Committee errors

of fact in the witness's testimony by submitting a sworn statement about those facts with a request that it be attached to the transcript. The Chair and Vice Chair, acting jointly, may rule on the witness's request, and the changes or attachments allowed shall be certified by the Committee's clerk. If the witness fails to make any request under this paragraph within the time limit set, this fact shall be noted by the Committee's clerk. Any person authorized by the Committee may stipulate with the witness to changes in this procedure.

#### PART 8. RIGHTS OF WITNESSES

**8.1. TELEVISION, FILM, RADIO.** Any witness served with a subpoena by the Committee may request not to be photographed or to give evidence or testimony while the broadcasting, reproduction, or coverage of that hearing, by radio, television, still photography, or, other methods is occurring. At the request of any witness who does not wish to be subjected to radio, television, still photography, or other methods of coverage, and subject to the approval of the Committee, all lenses shall be covered and all microphones used for coverage turned off.

**8.2. RIGHT TO COUNSEL.** Every witness at a hearing, adjudicatory review, adjudicatory hearing, or deposition, may be accompanied by counsel of the witness' own choosing, who may advise the witness of the witness' rights, subject to reasonable limitations which the Committee may prescribe to prevent obstruction of or interference with the orderly conduct of the hearing.

**8.3. STATEMENTS.** (a) A witness, or the witness' counsel, with the consent of a majority of the members present at the hearing, may file with the Committee for incorporation into the record of the hearing, sworn written statements relevant to the purpose, subject matter, and scope of the Committee's investigation or inquiry. If a witness, or witness' counsel, desires to read the prepared or written statement, the determination of whether the statement may be read or simply placed in the record of the hearing shall be made by the Chair and Vice Chair, acting jointly.

(b) The witness or witness' counsel may also submit additional sworn testimony for the record within twenty-four hours after the last day that the witness has testified. The insertion of such testimony in that day's record is subject to the approval of the Chair and Vice Chair acting jointly within five days after the testimony is received.

**8.4. PROPOSED QUESTIONS.** A witness at a hearing, or the witness' counsel may submit to the Committee questions proposed to be asked of the witness or any other witness relevant to the matters upon which there has been any questioning or submission of evidence, and the Committee shall ask those questions that the Committee determines to be appropriate for the subject matter of the hearing. Questions shall be submitted to the Committee at least one working day before a witness's scheduled appearance.

**8.5. OPENING STATEMENTS.** As far as practicable, each witness may be permitted to present a brief oral opening statement.

#### PART 9. VIOLATIONS OF LAW; CONTEMPT; PERJURY; AND APPLICABLE RULES AND STANDARDS OF CONDUCT

**9.1. VIOLATIONS OF LAW.** Whenever the Committee determines by a two-thirds vote of the authorized membership that there is reason to believe that a violation of law, including the provision of false information to the Committee, may have occurred, it shall report the possible violation to the proper state and local authorities.

**9.2. CONTEMPT.** (a) A person shall be in contempt if the person:

- (1) Fails or refuses to appear in compliance with a subpoena, or having appeared, fails or refuses to testify under oath or affirmation;
- (2) Fails or refuses to answer any relevant question or fails or refuses to furnish any relevant book, paper, or other document subpoenaed by or on behalf of the Committee; or
- (3) Commits any other act or offense against the Committee, which, if committed against the Legislature, or either House thereof, would constitute contempt.

(b) The Committee may, by a two-thirds vote of the authorized membership, report to the Speaker, any instance of alleged contempt. The Speaker shall certify the report of such contempt under the signature of the Speaker to the attorney general who shall prosecute the offender in any court of the State.

**9.3. PERJURY.** Any person who knowingly and willfully swears falsely to a sworn complaint or any other sworn statement to the Committee does so under penalty of perjury. The Committee may refer any such case to the State Attorney General for prosecution.

**9.4. APPLICABLE RULES AND STANDARDS OF CONDUCT.** (a) Notwithstanding any other provision of this part, no adjudicatory review shall be initiated of any alleged violation of any law, the House Code of Legislative Conduct, or rule, which was not in effect at the time the alleged violation occurred. No provisions of the House Code of Legislative Conduct shall apply to or require disclosure of any act, relationship, or transaction which occurred prior to the effective date of the applicable provision of the House Code of Legislative Conduct.

(b) The Committee may initiate an adjudicatory review of any alleged violation of a rule or law which was in effect prior to the enactment of the House Code of Legislative Conduct if the alleged violation occurred while such rule or law was in effect and the violation was not a matter resolved on the merits by the predecessor Committee.

**PART 10. RULES OF DISCLOSURE**

**10.1. NON-DISCLOSURE POLICY.** Except as provided in Rule 10.2, no Representative, member, staff, or any person engaged by contract or otherwise to perform services for the Committee shall release, divulge, publish, reveal by writing, word, conduct, or disclose in any way, in whole or in part, or by way of summary, including during tenure with the Committee or anytime thereafter, information or material in the possession of the Committee which pertains to illegal or improper conduct by a present or former Representative; allegations or accusations of this conduct; any resulting preliminary inquiry, adjudicatory review or other proceeding by the Committee into these allegations or conduct and any report issued about the inquiry, review, or other proceeding; the investigative techniques and procedures of the Committee; any testimony or other evidence given before the Committee in executive session (including the name of any witness who appeared or was called to appear in executive session), any classified or Committee-sensitive information, document or material, received or generated by the Committee, any material or information deemed to be confidential by the Chair and Vice Chair, acting jointly, or any classified or Committee-sensitive information which may come into the possession of this person during tenure with the Committee or its staff. No such information shall be made public unless authorized by a two-thirds vote of the authorized membership.

**10.2. DISCLOSURE TO EXECUTIVE AND JUDICIAL OFFICIALS.** (a) Information, documents, or materials may be released to an official of the executive branch properly cleared for access with a need-to-know, for any purpose or in connection with any proceeding, judicial or otherwise, as authorized by the Committee or, in the event of termination of the Committee, in such a manner as may be determined by its successor or by the House.

(b) Information, documents, or materials may be released to an official of the judicial branch if it is required for judicial purposes, as authorized by the Committee or, in the event of termination of the Committee, in such a manner as may be determined by its successor or by the House.

**10.3. COMMITTEE-SENSITIVE DOCUMENTS.** (a) Committee-sensitive documents and materials shall be stored in the Chair's office, with appropriate safeguards for maintaining the security of the documents or materials. Removal from the Chair's office of these documents or materials is prohibited except as necessary for use in, or preparation for, interviews or Committee meetings, including the taking of testimony, or as otherwise specifically approved by the Chair and Vice Chair, acting jointly.

(b) Each member shall have access to all materials in the Chair's possession. Members' staff shall not have access to Committee-sensitive documents and materials without the specific approval in each instance of the Chair and Vice Chair, acting jointly. Members may examine these materials in the Chair's office.

(c) Any Representative, who is not a member and who seeks access to any Committee-sensitive documents or materials, other than documents or materials which are matters of public record, shall request access in writing. The Committee shall decide by a two-thirds vote of the authorized membership whether to share documents or materials available. If access is granted, the Representative shall not disclose the information found in the documents or materials except as authorized by the Committee.

(d) Whenever the Committee makes Committee-sensitive documents or materials available to any Representative who is not a member in response to a specific request to the Chair and Vice Chair, a written record shall be made identifying the Representative requesting such documents or materials and describing what was made available to the Representative.

**10.4. RELEASE OF REPORTS TO PUBLIC.** All information of official actions, statements, or positions of the Committee shall be made by the Chair.

**PART 11. CHANGES IN SUPPLEMENTARY PROCEDURAL RULES**

**11.1. ADOPTION OF CHANGES IN SUPPLEMENTARY RULES.** The Rules of the Select Committee on the Standards of Conduct, other than rules established by statute, or by the Rules of the House, may be modified, amended, or suspended at any time, pursuant to a recorded vote of not less than two-thirds of the authorized membership taken at a meeting called with due notice after prior written notice of the proposed change has been provided each member.

**11.2. PUBLICATION.** Any amendments to the Rules of this Committee shall be published.

**SCRep. 1-18 Energy & Environmental Protection on H.B. No. 1864**

The purpose of this measure is to expand the income tax credit for renewable energy technologies to include ocean thermal energy conversion systems constructed for the purpose of research and development by providing an income tax credit of 35 percent of the actual cost, up to \$1,500,000, for each such ocean thermal energy conversion system.

The Oahu County Committee on Legislative Priorities, Hawaii Automobile Dealers' Association, Sierra Club of Hawai'i, and several individuals supported this measure. The Department of Taxation, Tax Foundation of Hawaii, and Natural Energy Laboratory of Hawaii Authority provided comments.

Your Committee has amended this measure by:

- (1) Specifying that eligible ocean thermal energy conversion research and development systems must generate 100 kilowatts of electricity or more and be certified by the Hawaii State Energy Office;
- (2) Making the tax credit effective for taxable years that begin after December 31, 2018, to allow the Department of Taxation sufficient time to make the necessary changes to forms and the Department's computer system;
- (3) Changing its effective date to January 28, 2045, to encourage further discussion; and
- (4) Making a technical, nonsubstantive amendment for the purpose of clarity.

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. 1864, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1864, 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, 2 (Lowen, McDermott).

**SCRep. 2-18 Economic Development & Business on H.B. No. 1863**

The purpose of this bill is to effectuate its title.

H.B. No. 1863 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.

The purpose of this measure, as amended, is to increase economic development in the State through the promotion of manufacturing by requiring the Governor, upon the recommendation of the Director of Business, Economic Development and Tourism, to designate one area in each county as an enterprise zone dedicated to manufacturing for a period of twenty years.

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 action to report out H.B. No. 1863, as amended herein, and recommends that it be recommitted to your Committee on Economic Development & Business, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 1863, H.D. 1.

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

**SCRep. 3-18 Energy & Environmental Protection on H.B. No. 1830**

The purpose of this measure is to:

- (1) Allow the deposit of funds appropriated by the Legislature into the University of Hawaii Green Special Fund (Fund); and
- (2) Require legislative approval for all expenditures from the Fund.

The University of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Sierra Club of Hawaii, Hawai'i Energy, and several individuals supported this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 28, 2045, to encourage 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 Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1830, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1830, 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, 2 (Lowen, McDermott).

**SCRep. 4-18 Energy & Environmental Protection on H.B. No. 1805**

The purpose of this measure is to assist county employees who are responsible for permitting, inspecting, licensing, and approving energy systems and related technologies by:

- (1) Requiring the University of Hawaii (UH) community colleges to establish and administer energy systems and technology training courses for relevant county officers and employees on the various standards and requirements for renewable energy systems and related distributed electricity technologies;
- (2) Requiring the UH community colleges, or its designee, to establish a stakeholder committee to provide input, guidance, and outreach assistance to the UH community colleges;
- (3) Requiring the UH community colleges to submit a progress report to the Legislature prior to the Regular Session of 2020; and
- (4) Appropriating \$125,000 for fiscal year 2018-2019 for the energy systems and technology training program and authorizing the use of funds to reimburse participants for fees paid.

The Department of Business, Economic Development and Tourism, UH, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and three concerned 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 is in accord with the intent and purpose of H.B. No. 1805 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, 6. Noes, none. Excused, 2 (Lowen, McDermott).

**SCRep. 5-18 Economic Development & Business on H.B. No. 1623**

The purpose of this measure is to clarify consumer confusion and misunderstanding with regard to national advertising campaigns by:

- (1) Requiring an in-state franchisee to disclose at its entrance or storefront that it is not participating in a specific promotion or discount offered by a nationwide franchise; and
- (2) Prohibiting a franchisor from limiting or placing conditions on a franchisee making the required disclosure.

AARP Hawaii testified in support of this measure. The Department of Commerce and Consumer Affairs provided comments.

Your Committee notes that Department of Commerce and Consumer Affairs raised concerns that the disclosure requirements contained in this measure might not have been placed in the most appropriate chapter of the Hawaii Revised Statutes. Your Committee was informed by the Department that discussions to resolve this question are ongoing. Your Committee notes that any ultimate resolution must remain within the bounds of the subject matter expressed in this measure's title. Accordingly, your Committee respectfully requests that the Committee on Consumer Protection and Commerce consider these concerns further should it decide to continue deliberations on 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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1623, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1623, 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 (Johanson).

**SCRep. 6-18 Economic Development & Business on H.B. No. 1961**

The purpose of this measure is to stimulate and diversify Hawaii's economy through continued support of business innovation by providing funds to the Hawaii Technology Development Corporation for the continuation of business accelerator programs.

The Hawaii Technology Development Corporation, Hawaii Strategic Development Corporation, The Chamber of Commerce Hawaii, Blue Startups, Oahu County Committee Legislative Priorities Committee of the Democratic Party of Hawaii, Hawaii Farm Bureau, Global Virtual Studio Transmedia Accelerator, Global Net Productions, Kona Snow Pictures, Elemental Excelerator, XLR8UH, GTA Development Fund, and two concerned individuals testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2112.

Should the Committee on Finance deliberate on this measure further, your Committee on Economic Development and Business respectfully requests that it consider appropriating \$1,500,000 to support the continuation of business accelerator programs.

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. 1961, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1961, 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. 7-18 Economic Development & Business on H.B. No. 1969**

The purpose of this measure is to increase Hawaii's food security and self-sufficiency by requiring the Office of Planning to prepare and periodically update a functional plan for seafood sustainability that expands the State's priority on food by including wild seafood as a viable food source.

The Hawai'i Fishermen's Alliance for Conservation and Tradition, Inc., Hawaii Seafood Council, Oahu County Committee Legislative Priorities Committee of the Democratic Party of Hawaii, University of Hawaii at Manoa Student Union, and several concerned individuals testified in support of this measure. The Department of Agriculture testified in support of the intent of this measure. The Office of Planning provided comments.

Your Committee has amended this measure by:

- (1) Requiring the Department of Agriculture, rather than the Office of Planning, to be the lead agency responsible for preparing and updating the functional plan for seafood sustainability, and prepare and update the plan with assistance of the Office of Planning;
- (2) Requiring the Governor, rather than the Office of Planning, to submit the functional plan to the Legislature;
- (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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1969, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1969, 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. 8-18 Health & Human Services on H.B. No. 1703**

The purpose of this measure is to designate the month of September as "Suicide Prevention and Awareness Month" to increase the public's awareness of suicide prevention education, resources, and support available to individuals, families, and communities in Hawaii.

The Office of Youth Services, Hawaii Chapter of the American Foundation for Suicide Prevention, Hawaii Catholic Conference, Hawaii Family Forum, Hawaii Life Alliance, Injury Prevention Advisory Committee, and several concerned individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1703 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, 4. Noes, none. Excused, 1 (Belatti).

**SCRep. 9-18 Health & Human Services on H.B. No. 1806**

The purpose of this measure is to discourage food waste and encourage food donation to needy recipients by:

- (1) Requiring that education about food donation liability protections be made a part of the health inspection process of food establishments to promote awareness of the food donation liability protections;
- (2) Expanding liability protection for food donors to include donations of food and similar donations made directly to needy persons; and
- (3) Extending liability protections to the donation of expired food and of farm produce when the donor believes in good faith that the food is fit for human consumption.

The Department of Health, Hawaii Food Industry Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Kokua Hawaii Foundation, and Surfrider Foundation Oahu Chapter supported this measure. Hawaii Association for Justice submitted comments.

Your Committee notes that concerns were raised that the protections proposed by this measure may be overly broad and place the health and safety of the donated food recipients at risk. One of the liability protections created by this measure is for those who donate food directly to a needy person. There is concern a person who donates directly to an individual may lack the experience and knowledge required to accurately judge food safety that an organization formed for this purpose would be likely to have.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to encourage further discussion.



As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1806, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1806, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 10-18 Health & Human Services on H.B. No. 1638**

The purpose of this measure is to address the shortage of health care professionals in the workforce by appropriating funds to continue and expand health care apprenticeship programs at the University of Hawaii community colleges.

The Department of Health, University of Hawaii, Hawaii Primary Care Association, and Project Vision Hawaii supported this measure. The Department of Labor and Industrial Relations and Kapiolani Community College provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style, as recommended by the University of Hawaii in its written testimony.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1638, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1638, H.D. 1, and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Belatti).

**SCRep. 11-18 Health & Human Services on H.B. No. 1759**

The purpose of this measure is to provide an additional mechanism to protect the elderly against financial exploitation by making the financial exploitation of an elder by a caregiver a class A felony.

The Department of Human Services, Kupuna Caucus of the Democratic Party of Hawaii, and two concerned individuals supported this measure.

Your Committee amended this measure by changing the effective date to July 1, 3000, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1759, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1759, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 12-18 Health & Human Services on H.B. No. 1676**

The purpose of this measure is to appropriate funds to the Department of Health for the purchase of an ambulance vehicle and the operational costs for one ambulance unit.

The Chair of the Kauai County Council, two Kauai County Councilmembers, Hawaii Pacific Health, Wilcox Medical Center, American Medical Response, and several concerned individuals supported this measure. The Department of Health offered comments.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1676, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1676, 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 (Belatti).

**SCRep. 13-18 Health & Human Services on H.B. No. 1922**

The purpose of this measure is to include quality assurance committees established by individual long-term care facilities, skilled nursing facilities, assisted living facilities, home care agencies, and hospices, quality assurance committees jointly established by multiple providers, and state agencies that serve the same purpose in civil liability protections that apply to quality assurance committees established by other healthcare and health insurance providers.

The Community Action Network and Community First supported this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000, 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 & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1922, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1922, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 14-18 Health & Human Services on H.B. No. 1717**

The purpose of this measure is to task the Legislative Reference Bureau with conducting a study on the projected costs and effects to the State if it were to implement a single-payer health care system similar to that proposed in the Federal Medicare for All Act of 2017.

The Oahu County Committee on Legislative Priorities; Imua Alliance; Americans for Democratic Action; Windward ReSisters; Ho'ola Lahui Hawaii; Sierra Club of Hawaii; We Are One, Inc.; Kauai Island Utility Cooperative; Young Progressive Democrats Hawaii; and numerous concerned individuals supported this measure. The Legislative Reference Bureau; Kaiser Permanente Hawaii; Progressive Democrats of Hawaii; and a few concerned individuals provided comments.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

Your Committee notes the suggested amendments provided by the Legislative Reference Bureau (LRB) in its written testimony dated January 24, 2018. Should your Committee on Consumer Protection and Commerce deliberate on this measure, your Committee respectfully requests that LRB's suggested amendments be included.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1717, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1717, 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, 1 (Belatti).

**SCRep. 15-18 Economic Development & Business on H.B. No. 1959**

The purpose of this measure is to support the development of Hawaii's innovative economic sector by expanding the duties and functions of the Department of Business, Economic Development, and Tourism to include innovative activity development.

The Department of Business, Economic Development and Tourism, Hawaii Strategic Development Corporation, Hawaii Farm Bureau, Ho'omanopono Political Action Committee, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure.

Your Committee has amended this measure by:

- (1) Clarifying that the Department of Business, Economic Development, and Tourism shall promote various innovative activity opportunities for investors and talent to meet and interact at cultural, art, entertainment, culinary, athletic, or visitor-oriented events having a business focus;
- (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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1959, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1959, 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. 16-18 Labor & Public Employment on H.B. No. 1854**

The purpose of this measure is to eliminate outdated references to criminal mens rea when an individual fails to file a lobbying report or files a report containing false information or omitted factual material so that the Hawaii State Ethics Commission (Commission) need not prove wilfulness in commission of the violation.

In addition, this measure clearly allows the Commission to impose an administrative fine or restitution, or both, pursuant to a settlement agreement reached prior to conclusion of a contested case.

The Commission, Common Cause Hawaii, League of Women Voters, and an individual testified in support of this measure.

Your Committee has amended this measure by changing its effective date to January 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. 1854, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1854, 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. 17-18 Labor & Public Employment on H.B. No. 1855**

The purpose of this measure is to empower the State Ethics Commission to require the payment of restitution for ethics violations after a hearing or agreement between the parties.

The Hawaii State Ethics Commission, Common Cause Hawaii, and League of Women Voters supported this measure.

Your Committee has amended this measure by changing its effective date to January 1, 2050, to promote 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. 1855, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1855, 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. 18-18 Labor & Public Employment on H.B. No. 1647**

The purpose of this measure is to provide the Legislature and other policy makers a deeper understanding of the causes and sources of underemployment, poverty wages, and their economic impacts on society, business, and the state budget by requiring:

- (1) The Department of Human Services (DHS) to compile data regarding employers with employees who receive public assistance and to submit an annual report to the Legislature on the fifty employers with the highest number of employees receiving public assistance statewide; and
- (2) The Department of Labor and Industrial Relations to assist DHS by sharing employment data.

The Department of Labor and Industrial Relations supported the intent of this measure. The Department of Human Services offered comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1647, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1647, H.D. 1, and be referred to your Committee on Health & Human Services.

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

**SCRep. 19-18 Labor & Public Employment on H.B. No. 1651**

The purpose of this measure is to establish a collective bargaining unit for graduate student assistants employed by the University of Hawaii.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hawaii State Teachers Association; IMUAlliance; University of Hawaii Professional Assembly; Americans for Democratic Action; International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO; United Public Workers, AFSCME, Local 646, AFL-CIO; Hawaii State AFL-CIO; Young Progressives Demanding Action, Hawaii Chapter; Academic Labor United; Labor Caucus of the Democratic Party of Hawaii; and numerous individuals testified in support of this measure. The Office of Collective Bargaining and the University of Hawaii opposed this measure. The Department of Budget and Finance submitted comments.

Your Committee has amended this measure by:

- (1) Changing its 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1651, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1651, 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 (Holt).

**SCRep. 20-18 Labor & Public Employment on H.B. No. 1724**

The purpose of this measure is to strengthen provisions to combat human trafficking in the bar, exotic dance, and massage businesses by:

- (1) Requiring massage therapy establishments that employ three or more people, rather than five or more people, to post information regarding the National Human Trafficking Resource Center Hotline;
- (2) Increasing the fines to \$500 for the first offense and \$1,000 for each separate offense thereafter for noncompliance with information posting requirements and directing the deposit of fines collected into the Human Trafficking Victim Services Fund; and
- (3) Authorizing the Department of Labor and Industrial Relations (DLIR) to contract with state or county departments or agencies, including county liquor commissions, to implement or enforce posting requirements.

UNITE, IMUAlliance, and the Oahu County Legislative Priorities Committee of the Democratic Party of Hawaii testified in support of this measure. DLIR commented on this measure.

Your Committee notes that DLIR raised concerns in its testimony that DLIR has undertaken no enforcement actions to date on this posting requirement because of a lack of funding and that contracting with outside agencies for enforcement will require additional funding.

Your Committee has amended this measure by changing its effective date to January 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. 1724, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1724, 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. 21-18 Labor & Public Employment on H.B. No. 1778**

The purpose of this measure is to provide firefighters with improved access to comprehensive medical coverage for certain diseases arising out of and in the course of their employment when the workers' compensation claim is accepted or determined to be compensable.

Specifically, this measure:

- (1) Requires private health care plans to pay for or provide medical care, services, and supplies to injured employees for controverted claims, subject to reimbursement by the employer of the employee for whom the claim is accepted or determined to be compensable; and
- (2) Increases an employer's liability for medical costs for certain diseases, including diseases of certain organs.

The Mayor of the County of Hawaii, Mayor of the County of Maui; Hawaii State Fire Council; Honolulu Fire Department; Maui Fire Department; Kauai Fire Department; Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO; and a concerned individual testified in support of this measure. The Department of Labor and Industrial Relations, Department of Human Resources Development, and Hawaii Insurers Council provided comments on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 1, 2050, to facilitate further discussion on this measure; 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1778, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1778, 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 (Holt).

**SCRep. 22-18 Labor & Public Employment on H.B. No. 1880**

The purpose of this measure is to extend the sunset date of the limited exemption from licensing requirements for electrical contractors who are retained by a public utility within the State to perform high voltage (600 volts or higher) electrical work and who are deemed qualified by the electric utility.

The Chamber of Commerce Hawaii; Hawaiian Electric Company, Inc.; Building Industry Association of Hawaii; and POWER Contracting LLC testified in support of this measure. The Electrical Contractors Association of Hawaii opposed this measure.

Your Committee has amended this measure by changing its effective date to January 1, 2050, to encourage further discussion on 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. 1880, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1880, H.D. 1, and be referred to your Committee on Intrastate Commerce.

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

**SCRep. 23-18 Health & Human Services on H.B. No. 1950**

The purpose of this measure is to expand the scope of health care services that pharmacists may furnish independently and directly to patients outside of limited health care settings or prior contractual agreements with specific health care providers. Specifically, this measure authorizes licensed pharmacists with appropriate training and education to independently:

- (1) Order laboratory tests to determine appropriateness of medications prescribed;
- (2) Administer specified vaccines;
- (3) Transmit valid prescriptions to other pharmacists, provide patient counseling and education, and provide consultation and education services to other health care providers; and
- (4) Furnish opioid antagonists, epi-pens, hormonal contraception, travel medications, and nicotine replacement therapy to patients without a doctor's prescription.

The Dean of the University of Hawaii at Hilo-Daniel K. Inouye College of Pharmacy, Walgreens Co., and several concerned individuals testified in support. The Department of Health, Board of Pharmacy, and Hawaii Medical Service Association offered comments.

Your Committee respectfully requests that the Departments of the Attorney General and Commerce and Consumer Affairs offer any comments those Departments may have on this measure to the Committee on Intrastate Commerce, should that Committee further deliberate on this measure. Your Committee further respectfully requests that the adequacy of the definition of "furnishing" health care services or medications be considered as this measure moves through the legislative process.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1950, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1950, H.D. 1, and be referred to your Committee on Intrastate Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 24-18 Health & Human Services on H.B. No. 1711**

The purpose of this bill is to promote healthy meal options and limit sugar for children by establishing default beverages offered with children's meals when the food and beverage are sold together for a single price at restaurants.

The Department of Commerce and Consumer Affairs; Department of Health; Hawaii Public Health Association; American Cancer Society Cancer Action Network; American Diabetes Association; Hawaii Dental Hygienists' Association; Hawaii Children's Action Network; Hawaii Public Health Institute; American Heart Association; Hawaii Primary Care Association; Hawaii Pacific Health; Blue Zones Project; Maui County Coalition for a Tobacco-Free Hawaii; Maui School Garden Network; Papa Ola Lokahi; and numerous individuals testified in support. The Hawaii Restaurant Association and Ka Ohana O Na Pua offered comments.

Your Committee notes that concerns were raised by the Department of Health and they recommended that the enforcement provision of the bill on page 4, lines 7-11 should be removed. Your Committee accepted this recommendation from the Department of Health.

Your Committee has amended this bill by:

- (1) Removing the enforcement language which enabled the Department of Health to issue fines for violations of the measure; and
- (2) Amending the effective date to July 1, 3000, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1711, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1711, 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, 1 (Belatti).

**SCRep. 25-18 Health & Human Services on H.B. No. 1616**

The purpose of this measure is to appropriate funds for an advanced life support ambulance to be used in Puna on the island of Hawaii during the daily peak hours from 8:00 a.m. to 10:00 p.m., including the acquisition of a vehicle and equipment and funding for personnel costs.

The Mayor of the County of Hawaii, two Councilmembers of the Hawaii County Council, City and County of Honolulu Emergency Services Department, Chair of the Kupuna Caucus of the Democratic Party of Hawaii, Hawaii Fire Fighters Association, and a concerned individual supported this measure. The Department of Health offered comments.

Your Committee finds that an additional ambulance has not been authorized for Hawaii County since 2005.

Your Committee has amended this measure by:

- (1) Changing the appropriation to a blank amount; and
- (2) Changing the effective date to July 1, 3000, to facilitate discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1616, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1616, 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 (Belatti).

**SCRep. 26-18 Health & Human Services on H.B. No. 1949**

The purpose of this measure is to:

- (1) Authorize a naturopathic physician to prescribe testosterone consistent with naturopathic medical practice;
- (2) Clarify that narcotic drugs shall not be included within the naturopathic formulary; and
- (3) Authorize the Board of Naturopathic Medicine to discipline a naturopathic physician for violation of the Controlled Substances Act.

The Board of Naturopathic Medicine and several individuals testified in support of the measure. Hawaii Medical Association testified in opposition. Hawaii Medical Service Association (HMSA) provided comments.

Your Committee has heard concerns raised in testimony regarding the usage of testosterone. According to testimony received by your Committee, the use of testosterone may not have sufficient scientific evidence to justify applications related to anti-aging. Further, the testimony states the usage of testosterone causes potentially harmful side effects. Your Committee requests the Board of Naturopathic Medicine to address these concerns in its testimony to the Committee on Intrastate Commerce, if that committee chooses to hear the measure.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1949, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1949, H.D. 1, and be referred to your Committee on Intrastate Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 27-18 Health & Human Services on H.B. No. 1816**

The purpose of this bill is to effectuate its title.

H.B. No. 1816 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.

The purpose of this measure as amended by your Committee is to enable the establishment of temporary ohana zone locations, managed by the Department of Human Services, in which individuals experiencing homelessness may receive temporary shelter and direct access to social services by:

- (1) Limiting liability for public and non-profit agencies and their employees and volunteers providing services at ohana zone locations; and
- (2) Temporarily exempting construction of temporary shelters and other construction necessary for shelter and service provision at ohana zone locations from the Hawaii state building codes.

Your Committee received no testimony on this short-form measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the action to report out H.B. No. 1816, as amended herein, and recommends that it be recommitted to your Committee on Health & Human Services, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 1816, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 28-18 Economic Development & Business on H.B. No. 1328**

The purpose of this measure is to continue to stimulate Hawaii's motion picture, digital media, and film production industry by:

- (1) Amending certain qualifications necessary to be eligible for the motion picture, digital media, and film production income tax credit (Film Tax Credit);
- (2) Requiring taxpayers claiming the Film Tax Credit to obtain and submit a verification review by a qualified certified public accountant of the statement of qualified production costs submitted to the Department of Business, Economic Development and Tourism; and
- (3) Extending the sunset date of the Film Tax Credit to January 1, 2024.

The Department of Business, Economic Development and Tourism, University of Hawaii, Hawaii County Film Office, Oahu County Committee Legislative Priorities of the Democratic Party of Hawaii, Sight & Sound Studios, LLC, Motion Picture Association of America, Inc., Global Virtual Studio Transmedia Accelerator, Kona Snow Pictures, Screen Actors Guild – American Federation of Television and Radio Artists, and numerous individuals testified in support of this measure. The Honolulu Film Office, Office of Economic Development of the County of Kauai, and International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artists and Allied Crafts, Local 665, testified in support of the intent of this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments.

Your Committee finds that Hawaii's film and television industry is a significant economic driver for the State, both in the numerous high-quality jobs that large productions entail and in the positive media image projected around the globe of Hawaii as a tourist destination, and the provision of the Film Tax Credit has been effective in stimulating this industry. According to the Department of Business, Economic Development and Tourism, in 2017, forty-eight productions registered to potentially claim \$55,000,000 in tax credits based on expenditures of \$268 million in production costs that resulted in \$464,000,000 in sales generated, \$107,000,000 in direct household economic impact, and an estimated \$29,000,000 in tax revenues.

The importance of the Film Tax Credit was recognized during the Regular Session of 2017, with the passage of H.B. No. 423, C.D. 1, enacted as Act 143, Session Laws of Hawaii 2017 (Act 143). While Act 143 contains many of the provisions contained in this measure, it also contains an aggregate tax credit cap of \$35,000,000, and carryover provisions for claims in excess of the \$35,000,000 cap. However, according to various testifiers, including the Honolulu Film Office, industry analysis has shown that this tax credit cap and additional carryover provisions are a strong hindrance to the growth and stability of the film industry in Hawaii.

Accordingly, your Committee has amended this measure by:

- (1) Deleting language and making technical amendments to reflect statutory changes to the Film Tax Credit already enacted by Act 143 including language:
  - (A) Requiring the third-party verification review of qualified production costs by a certified public accountant;
  - (B) Requiring a production to submit evidence that reasonable efforts were unsuccessful to secure and use comparable products or services within Hawaii when making a claim for products or services acquired or rendered outside of Hawaii; and
  - (C) Extending the sunset date of the Film Tax Credit to January 1, 2024, as that date was already extended to January 1, 2026;
- (2) Inserting language changing the aggregate tax credit cap of \$35,000,000 to an unspecified amount;
- (3) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee understands that adjustments made to the aggregate tax cap will have fiscal impacts to the State's overall financial plan. However, your Committee notes that industry experts testified that increasing or removing the tax cap could result in tremendous economic potential for the State. Should the Committee on Finance deliberate on this measure further, your Committee on Economic Development and Business respectfully requests that it consider increasing the aggregate tax cap or deleting the tax cap in its entirety.

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. 1328, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1328, 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. 29-18 Health & Human Services on H.B. No. 1885**

The purpose of this measure is to ensure that children in foster custody have equitable access to counsel and judicial process to recover damages from a third-party injury by:

- (1) Requiring certain persons to immediately report an injury to a child in foster custody that may result in a potential tort claim to the family court; and
- (2) Establishing procedures for the family court to allow a child in foster custody to obtain outside legal representation.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and two concerned individuals supported this measure. The Judiciary and Department of Human Services provided comments.

Your Committee notes the concerns raised by the Department of Human Services and respectfully requests that the Department of the Attorney General comment on this issue.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1885, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1885, 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 (Belatti).

**SCRep. 30-18 Health & Human Services on H.B. No. 1907**

The purpose of this measure is to prohibit the shipment of electronic smoking devices and other tobacco products purchased through the Internet or by mail order to anyone other than a licensed wholesaler, dealer or a tobacco retailer.

The Department of Health, Hawaii Pacific Health, Hawaii Pacific Health Institute, Kapi'olani Medical Center for Women and Children, Blue Zones Projects, American Heart Association, American Cancer Society Cancer Action Network, American Medical Response, and several individuals testified in support of this measure. Retail Merchants of Hawaii, Hawaii Smokers Alliance, Vape Hawaii, Mokuleia Cigar Company, and numerous individuals testified in opposition. The Department of the Attorney General, Department of Taxation, and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Removing tobacco retailers from the list of entities permitted to receive tobacco products through remote sales to conform with existing prohibitions on remote sales of cigarettes;
- (2) Changing the Class C felony penalty to an unspecified criminal penalty; and
- (3) Changing its effective date to July 1, 3000, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1907, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1907, 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, 1 (Tupola).

**SCRep. 31-18 Health & Human Services on H.B. No. 1705**

The purpose of this measure is to require insurers, hospital and medical services plans, and health maintenance organizations to provide coverage, beginning January 1, 2019, for the treatment of port-wine stains.

The Kupuna Caucus of the Democratic Party of Hawaii supported this measure. The Department of the Attorney General, Department of Commerce and Consumer Affairs, Hawaii Medical Service Association, and American Family Life Assurance Company of Columbus provided comments.

Your Committee has amended this measure by:

- (1) Requiring insurers and health maintenance organizations to provide notice through their website or via email to their policyholders regarding the port-wine stain coverage provided by this measure no later than January 1, 2019; and
- (2) Changing its effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1705, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1705, 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, 1 (Belatti).

**SCRep. 32-18 Health & Human Services on H.B. No. 1895**

The purpose of this measure is to address the artificial shortage of available dialysis centers caused by the delayed certification process by appropriating funds to assist the Department of Health in reviewing, certifying, and recertifying dialysis centers in Hawaii.

The Office of the Governor; National Kidney Foundation of Hawaii; Democratic Party of Hawaii Kupuna Caucus; Liberty Dialysis; and a concerned individual supported this measure. The Department of Health offered comments.

Your Committee notes that the Office of the Governor has requested this measure move through the legislative process to facilitate more discussion. The Office of the Governor also requested that this measure be passed with a clean effective date and that the appropriation remain blank until such time that the Governor can prepare a recommendation.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1895 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, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 33-18 Economic Development & Business on H.B. No. 2235**

The purpose of this measure is to ensure that the Small Business Regulatory Review Board's purview is clearly understood by all small business stakeholders, including state and county agencies, by clarifying that the Small Business Regulatory Review Board may review and comment on state and county administrative rules that impact small business during the adoption or amendment process.

The Department of Business, Economic Development and Tourism, Ocean Tourism Coalition, Hawaii Business League, The Chamber of Commerce Hawaii, Hawaii Chamber of Commerce Small Business and Economic Development Committee, and Chair of Region IX of the United States Small Business Administration Regulatory Fairness Board 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. 2235 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 (Holt).

**SCRep. 34-18 Economic Development & Business on H.B. No. 2174**

The purpose of this measure is to continue working toward the diversification of Hawaii's economy by:

- (1) Establishing the High-Growth Grant Program within the Department of Business, Economic Development and Tourism to assist qualified businesses with financing for specific business development purposes, including expanding business operations; and
- (2) Appropriating funds for the provision of grants through the High-Growth Grant Program.

The Chamber of Commerce Hawaii, Maui Gold Pineapple Company, and a concerned individual testified in support of this measure. The Department of Business, Economic Development and Tourism testified in support of the intent of this measure. The Department of Budget and Finance provided comments.

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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2174, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2174, 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. 35-18 Economic Development & Business on H.B. No. 2224**

The purpose of this measure is to diversify Hawaii's economy, particularly in the high technology sector, by amending the definition of a qualified high technology business, for purposes of eligibility for venture capital investment and favorable tax treatment through the Hawaii Technology Investment Program to include businesses operating a hotel, motel, restaurant, or similar business.

A concerned individual testified in support of this measure. The Hawaii Strategic Development Corporation testified in opposition to this measure.

Your Committee finds that Hawaii must continue efforts to encourage economic diversification and development. The Hawaii Technology Investment Program was established with that goal in mind, particularly in the high technology sector. Your Committee understands the concerns raised by the Hawaii Strategic Development Corporation that businesses operating hotels, motels, or restaurants are not commonly understood to be high technology businesses and therefore inclusion of these businesses may be contrary to the statutorily mandated purpose of the Corporation. However, your Committee notes that technological advances are occurring in all sectors of business and the exclusion of any business from participation in the High Technology Investment Program may actually hinder economic development and diversification.

Accordingly, your Committee has amended this measure by deleting all statutory language excluding various business sectors from the definition of qualified high technology business for purposes of eligibility for participation in the Hawaii Technology Investment Program. This will allow qualified businesses from every sector to participate in opportunities for venture capital investments and favorable tax treatment under the program.

Your Committee has also 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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2224, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2224, 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. 36-18      Tourism on H.B. No. 1828**

The purpose of this bill is to effectuate its title.

H.B. No. 1828 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.

The purpose of this amended measure is to allocate matching funds from transient accommodation tax revenues to the Hawaii Tourism Authority to support initiatives, in conjunction with the Hawaii Lodging and Tourism Association, to mitigate the negative impacts on communities caused by tourism activities.

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 action to report out H.B. No. 1828, as amended herein, and recommends that it be recommitted to your Committee on Tourism, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 1828, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 7. Noes, none. Excused, 2 (Fukumoto, Ito).

**SCRep. 37-18      Finance on H.B. No. 2600**

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

- (1) \$9,645,383 to the Senate;
- (2) \$13,269,211 to the House of Representatives;
- (3) \$3,157,127 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) \$3,707,995 to the Legislative Reference Bureau;
- (7) \$1,322,205 to the Office of the Ombudsman; and
- (8) \$1,130,158 to the State Ethics Commission.

The Office of the Auditor, Office of the Ombudsman, Hawaii State Ethics Commission, League of Women Voters of Hawaii, and one concerned individual 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. 2600 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, 14. Noes, none. Excused, 1 (Ward).

**SCRep. 38-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2089**

The purpose of this measure is to increase accessibility to higher education through the State's tuition assistance program for Hawaii National Guard members who are students in a degree program at the University of Hawaii. This measure expands eligibility for the existing tuition assistance program to include qualified enlisted persons, warrant officers, and certain company grade officers of the Hawaii National Guard who are retired.

The Adjutant General and Office of Veterans Services testified in support of the intent of this measure. The University of Hawaii provided comments.

Your Committee has amended this measure by changing its effective date to June 15, 2215, to facilitate further discussion.

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. 2089, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2089, H.D. 1, and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 1 (Ward).

**SCRep. 39-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 1965**

The purpose of this measure is to recognize and address the unique needs of veterans entering the criminal justice system on the Island of Hawaii by:

- (1) Authorizing the conversion of a temporary Social Worker IV position to a permanent position and establishing an additional permanent Social Worker IV position within the Judiciary to support the veterans treatment court in the Third Circuit; and
- (2) Appropriating funds to the Judiciary for those positions.

The Judiciary, Office of Veterans Services, Mayor of the County of Hawaii, Councilmember representing District 3 of the County of Hawaii, Councilmember representing District 6 of the County of Hawaii, Office of the Prosecuting Attorney of the County of Hawaii, Hawai'i County Bar Association, Hawaii Substance Abuse Coalition, Shipman Law, Rainbow Family 808, and several concerned individuals testified in support of this measure. A concerned individual provided comments.

Your Committee has amended this measure by changing its effective date to June 15, 2215, to facilitate further discussion.

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. 1965, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1965, 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, 1 (Ward).

**SCRep. 40-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 1529**

The purpose of this measure is to assist veterans in obtaining housing by prohibiting discrimination in the rental of real estate, including advertisements for available rental units, for veterans using a housing assistance voucher issued by the United States Department of Housing and Urban Development and Department of Veterans Affairs supportive housing program.

The Hawaii Public Housing Authority testified in support of this measure. The Office of Veterans Services and Hawaii Civil Rights Commission testified in support of the intent of this measure. The Governor's Coordinator on Homelessness provided comments.

Your Committee has amended this measure by changing its effective date to June 15, 2215, to facilitate further discussion.

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. 1529, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1529, H.D. 1, and be referred to your Committee on Housing.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 1 (Ward).

**SCRep. 41-18 Intrastate Commerce on H.B. No. 1618**

The purpose of this measure is to protect consumers by:

- (1) Modifying the composition of and setting residency and domicile requirements for members of the Contractors License Board; and

- (2) Explicitly providing that the protection of the public is of the highest priority of the Contractors License Board in its licensing, regulatory, and disciplinary functions.

The Contractors License Board and Hawaii Laborers-Employers Cooperation and Education Trust opposed the measure. The Iron Workers Stabilization Fund and Subcontractors Association of Hawaii submitted comments.

Your Committee has amended this measure by:

- (1) Deleting any residency and domicile requirements for members of the Contractors License Board;
- (2) Deleting the provision that the protection of the public is of the highest priority of the Contractors License Board since this purpose is already explicitly stated in section 16-77.2 of the Hawaii Administrative Rules promulgated pursuant to section 444-4 of the Hawaii Revised Statutes;
- (3) Further amending the composition of the Contractors License Board by specifying that of the five specialty contractors who are members of the Board, two must hold a general engineering or general contractors license and three must not hold a general engineering or general contractors license;
- (4) Changing its effective date to July 1, 3000, 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 Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1618, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1618, 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, 2 (Tokioka, Ward).

**SCRep. 42-18 Intrastate Commerce on H.B. No. 2449**

The purpose of this measure is to enhance the welfare of senior citizens in Hawaii by requiring the Department of Commerce and Consumer Affairs to conduct a study on the feasibility of deploying broadband technology at all county- and state-run senior centers in the State.

The Department of Commerce and Consumer Affairs and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported the measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000, 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 Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2449, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2449, 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, 1 (Ward).

**SCRep. 43-18 Intrastate Commerce on H.B. No. 2257**

The purpose of this measure is to protect consumers by:

- (1) Expanding the Money Transmitters Act (Chapter 489D, Hawaii Revised Statutes) to expressly apply to persons engaged in the transmission of virtual currency; and
- (2) Requiring licensees who deal with virtual currency to provide a clear and explicit warning to consumers prior to entering into any agreement to perform a money transmission involving virtual currency.

The Department of Commerce and Consumer Affairs and Coinbase supported this measure. The Commission to Promote Uniform Legislation submitted comments.

Your Committee has amended this measure by:

- (1) Including a second approach to the protection of consumers with respect to virtual currency -- namely by adding a new chapter in the Hawaii Revised Statutes that largely adopts the Uniform Regulation of Virtual Currency Business Act, drafted by the National Conference of Commissioners on Uniform State Laws;

- (2) In lieu of permissible investments required by law under the expanded Money Transmitters Act, allowing a licensee, in connection with the storage or transfer of virtual currency, to possess like-kind virtual currency of the same value, instead of volume, as the outstanding payment obligations to be completed in virtual currency;
- (3) Changing its effective date to July 1, 3000, to encourage further discussion;
- (4) Adding a severability clause; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee respectfully requests that your Committee on Consumer Protection & Commerce, should it choose to deliberate further on this measure, determine which of the two approaches contained in this measure better protects consumer interests.

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. 2257, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2257, 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, 1 (Ward).

**SCRep. 44-18      Public Safety on H.B. No. 2454**

The purpose of this measure is to assist former inmates as they reenter society and current inmates pursuing vocational rehabilitation by establishing a three-year pilot project within the Department of Public Safety to authorize the administrator of the Hawaii Correctional Industries Program, in consultation with the Director of Public Safety, to provide full-time equivalent employment in the Hawaii Correctional Industries Program to up to five former inmates who meet eligibility criteria.

The Department of Public Safety, Community Alliance on Prisons, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and Ho'omanapono Political Action Committee 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 is in accord with the intent and purpose of H.B. No. 2454 and recommends that it pass Second Reading 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. 45-18      Public Safety on H.B. No. 2675**

The purpose of this measure is to require each local television station to make emergency information that is provided in the audio portion of its video programming accessible to persons with hearing disabilities by using a method of closed or open captioning.

The Maui Police Department, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and many concerned individuals supported this measure. The Disability and Communications Access Board 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. 2675 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. 46-18      Public Safety on H.B. No. 1993**

The purpose of this measure is to increase transparency regarding conditions under which Hawaii inmates are held in correctional institutions. Specifically, this measure:

- (1) Requires the Director of Public Safety to submit an annual public report of information, statistics, and Department procedures regarding inmate deaths and serious or violent incidents involving inmates; and
- (2) Specifies that any inmate transferred to any out-of-state correctional institution shall remain subject to the continuing jurisdiction of Hawaii and may be removed from the institution for any purpose permitted by Hawaii law.

The Office of Hawaiian Affairs and Ho'omanapono Political Action Committee supported this measure. The Community Alliance on Prisons opposed this measure. The Department of Public Safety 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 Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1993, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1993, 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. 47-18      Housing on H.B. No. 2358**

The purpose of this measure is to clarify the jurisdiction over Hawaii Public Housing Authority (HPHA) titled lands by exempting these lands from the definition of public lands under the Department of Land and Natural Resources.

The HPHA and Land Use Research Foundation of Hawaii supported this measure. The Office of Hawaiian Affairs provided comments.

Your Committee finds that HPHA titled lands were previously exempt when held under HPHA's predecessor agencies, the Housing and Community Development Corporation of Hawaii (HCDCH) and the Hawaii Housing Authority. When HCDCH was bifurcated into two agencies by Act 196, Session Laws of Hawaii 2005, an exemption for HPHA titled lands from the definition of public lands was inadvertently omitted.

Your Committee has amended this measure by changing the effective date to January 1, 2050, 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. 2358, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2358, H.D. 1, and be referred to your Committee on Water & Land.

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

**SCRep. 48-18      Housing on H.B. No. 1712**

The purpose of this measure is to increase the minimum portion of residential units in condominiums required to be offered for sale to owner-occupants during the thirty-day period following the initial date of sale from fifty percent to ninety percent of all residential units.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and a concerned individual testified in support of this measure. The Hawaii Housing Finance and Development Corporation supported the intent of this measure.

Your Committee finds that affordable housing is an important issue and that this bill addresses that issue by promoting owner-occupancy of the new condominium developments rather than sale to non-occupant investors.

The Hawaii Housing Finance and Development Corporation noted the overall lack of affordable housing for Hawaii residents. Your Committee noted that this measure only requires that units be initially offered to owner-occupants and does not require that a certain percentage of units be actually sold to owner-occupants.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 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 Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1712, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1712, 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 (Hashem).

**SCRep. 49-18      Housing on H.B. No. 1619**

The purpose of this measure is to place restrictions on the ability of financial institutions to sell residential mortgage loans to other financial institutions.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ho'omanapono Political Action Committee, and a concerned individual testified in support of this measure. The Hawaii Bankers Association, Mortgage Bankers Association of Hawaii, and Hawaii Financial Services Association testified in opposition of this measure. The Department of Commerce and Consumer Affairs and Hawaii Credit Union League commented on this measure.

Your Committee finds that financial institutions that do not have a physical presence in Hawaii may not always respond to questions or concerns of Hawaii mortgagees in a timely manner.

Testifiers from the financial services and mortgage industries noted that by focusing on the sale of loans rather than loan servicing, the bill may have unintended negative consequences for Hawaii residents applying for mortgages in the future.

The Department of Commerce and Consumer Affairs commented that financial institutions not supervised by its Division of Financial Institutions, such as mainland lenders, would not be subject to this bill's restrictions.

Your Committee notes that the intent of this bill is to protect homeowners. Your Committee further notes that although there are issues with this bill in its current form, the bill may be refined through the process of being heard by your Committee on Consumer Protection and Commerce.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 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 Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1619, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1619, 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 (Brower, Nakamura, McDermott). Noes, none. Excused, 1 (Hashem).

**SCRep. 50-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2181**

The purpose of this measure is to recognize and honor the 2,403 service members and civilians who were killed during the attack on Pearl Harbor, Hawaii, by establishing December 7 of each year as Pearl Harbor Remembrance Day in Hawaii.

Rainbow Family 808 testified in support of this measure. The Office of Veterans Services testified in support of the intent of this measure. A concerned individual provided comments.

Your Committee has amended this measure by changing its effective date to June 15, 2215, to facilitate further discussion.

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. 2181, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2181, 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, 1 (Ward).

**SCRep. 51-18 Education on H.B. No. 2185**

The purpose of this measure is to establish a school health coordinator position within the Department of Education, Department of Health, and Department of Human Services to:

- (1) Elevate the coordination of school based health services within and among the departments; and
- (2) Facilitate the establishment of evidence-based oral, vision, and behavioral health screening and assessment programs within the Department of Education to address and improve the current health and academic outcomes for Hawaii's school-aged children.

In addition, this measure appropriates general funds to each of the departments for development of an evidence based vision screening and eye assessment system for children in pre-kindergarten through grade twelve.

The Department of Education, Hawaii State Teachers Association, Hawaii Dental Association, Hawaii Pacific Health, Project Vision Hawaii, American Diabetes Association, and several concerned individuals supported this measure. The Department of Human Services, Department of Health, Hawaii Public Health Institute, and Hawaii Primary Care Association offered comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2025, 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 Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2185, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2185, H.D. 1, and be referred to your Committee on Health & Human Services.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Ing, McKelvey).

**SCRep. 52-18 Education on H.B. No. 2685**

The purpose of this measure is to appropriate funds for the Department of Education Office of Hawaiian Education to continue to implement a Hawaiian studies program at the three elementary schools with the largest populations of native Hawaiian students.

Papa Ola Lokahi, Ho‘omanapono Political Action Committee, Kamehameha Schools, and three individuals testified in support of this measure. Center for Hawaiian Sovereignty Studies opposed this measure. The Department of Education commented on this measure.

Your Committee has amended this measure by:

- (1) Specifying that the appropriation shall be expended to continue the Hawaiian studies program in public schools as determined by the Office of Hawaiian Education and as allocated by the Office;
- (2) Changing the effective date to July 1, 2025, 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 Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2685, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2685, 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, 9. Noes, none. Excused, 2 (Ing, McKelvey).

### **SCRep. 53-18 Education on H.B. No. 2156**

The purpose of this measure is to grow and sustain farm to school programs by authorizing the Department of Education (DOE) to establish a farm to school program to be managed by DOE staff and, if the program is established, to require the DOE to work with the Farm to School Coordinator in the Department of Agriculture. This measure also provides funding for two full-time positions within the DOE to facilitate the program.

The Office of the Governor, Department of Agriculture, DOE, Department of Health, State Public Charter School Commission, University of Hawaii Master Gardener Program, a Hawaii County Council Member, Democratic Party of Hawaii Education Caucus, Hawaii Medical Service Association, Uluono Initiative, Hawaii Public Health Institute, Local Food Coalition, Hawaii Farm Bureau, Hawaii Primary Care Association, Papa Ola Lokahi, Ka Ohana O Na Pua, Blue Zones Project, David S. De Luz Sr. Enterprises Inc., Kauai Path Inc., Kokua Hawaii Foundation, American Heart Association, Hawaii Pacific Health, West Hawaii Community Health Center, Maui School Garden Network, FoodCorps, and numerous concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Clarifying in the preamble that the DOE is authorized to establish a farm to school program;
- (2) Changing the effective date to July 1, 2025, 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. 2156, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2156, H.D. 1, and be referred to your Committee on Agriculture.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Ing, McKelvey).

### **SCRep. 54-18 Economic Development & Business on H.B. No. 1958**

The purpose of this measure is to continue to stimulate and diversify Hawaii's economy and continue to support small business innovation research in Hawaii by:

- (1) Authorizing the Hawaii Technology Development Corporation to issue phase II and phase III awards in the form of convertible note loans rather than grants; and
- (2) Appropriating funds for the small business innovation research program to continue to provide financial stimulus to small business innovation research.

The Hawaii Strategic Development Corporation, Hawaii Biotech Inc., Oahu County Committee Legislative Priorities Committee of the Democratic Party of Hawaii, HNu Photonics, AlgorithmHub Inc., and a concerned individual testified in support of this measure. The Chamber of Commerce Hawaii and Spectrum Photonics supported the intent of this measure. Jun Innovations Inc. testified in opposition to this measure. The Hawaii Technology Development Corporation and Nalu Scientific, LLC, provided comments.

Your Committee has amended this measure by:

- (1) Deleting language requiring the Hawaii Technology Development Corporation to adopt rules authorizing the issuance of phase II and phase III awards in the form of convertible note loans rather than grants;
- (2) Specifying that the current authorization to provide grants to businesses receiving federal small business innovation research awards or contracts from any participating federal agency shall only be applicable to phase I or phase II awards or contracts;



- (3) Authorizing the issuance of grants to businesses receiving federal small business innovation research phase III or small business technology transfer program phase III awards or contracts in amounts up to fifty percent of the award or contract amount, including funds provided by both the private sector and government sources outside of the federal program;
- (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 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. 1958, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1958, 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. 55-18 Economic Development & Business on H.B. No. 2080**

The purpose of this measure is to continue to promote the diversification of Hawaii's economy, particularly in the innovation technology sector, by appropriating funds to the Hawaii Technology Development Corporation to provide grants to software application challenge participants for the development of proofs of concept into prototypes suitable for local and state government use.

The Department of Commerce and Consumer Affairs, Hawaii Technology Development Corporation, Office of Enterprise Technology Services, Purple Mai'a Foundation, DevLeague LLC, Transform Hawaii Government, Oahu Committee Legislative Priorities Committee of the Democratic Party of Hawaii, and several concerned individuals 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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2080, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2080, 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. 56-18 Economic Development & Business on H.B. No. 2084**

The purpose of this measure is to support the development of a statewide innovation industry by:

- (1) Appropriating funds for the continuation of the Neighbor Island Innovation Initiative of the Hawaii Technology Development Corporation; and
- (2) Requiring the Hawaii Technology Development Corporation to submit an annual report to the Legislature on the impact of the program in providing outreach and mentorship assistance to innovative small businesses on the Neighbor Islands.

The Hawaii Technology Development Corporation, Hawaii County Department of Research and Development, TeleVoice 2000, USD Mint Inc, KAI LAW, LLLC, 'Io Quantitative, Expected X, LLC, The Kohala Center, Hawaiian Environment Solutions, The Chamber of Commerce Hawaii, Kona-Kohala Chamber of Commerce, Akabotics LLC, The Water Machine, Mana Made LLC: Agri-Tourism & Farming Solutions, Oahu County Committee Legislative Priorities Committee of the Democratic Party of Hawaii, and several concerned individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Inserting language authorizing the Hawaii Technology Development Corporation to participate in and contribute funding towards activities related to aspects of cybersecurity, including the development of a Hawaii cyber ecosystem;
- (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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2084, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2084, 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. 57-18 Agriculture on H.B. No. 1883**

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 Council Member representing District 4 of the County of Hawaii, Hawaii Floriculture & Nursery Association, 'Ihilani Coffee Company, Hawaii Farm Bureau, Ulupono Initiative, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and an individual supported this measure. The Department of Agriculture provided 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. 1883, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1883, 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. 58-18      Agriculture on H.B. No. 2017**

The purpose of this measure is to expand the limited liability protection of agricultural land owners for damages suffered by trespassers to include agricultural lands that are four acres or less and generate at least \$100,000 in annual profits.

The Hawaii County Office of the Prosecuting Attorney, Hawaii Floriculture & Nursery Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a concerned individual supported this bill. The Department of Agriculture, Hawaii Tropical Fruit Growers, and Ihilani Coffee Company submitted comments on this measure.

Your Committee has amended this measure by:

- (1) Changing the annual profit requirement to an unspecified amount for land that is four acres or less to qualify for limited liability protection; and
- (2) Changing its effective date to July 31, 2150, to facilitate further discussion.

Your Committee respectfully requests the Committee on Water & Land, should it deliberate on this matter further, to consider using the amount of gross annual sales, rather than annual profits, generated by the agricultural land as the financial requirement for the land owner's limited liability protection.

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. 2017, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2017, H.D. 1, 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. 59-18      Agriculture on H.B. No. 2020**

The purpose of this measure is to add more scrutiny in the process of subdividing agricultural lands in order to preserve agricultural uses by establishing criteria for the Land Use Commission to use in approving the subdivision of agricultural lands.

A concerned individual supported this measure. The Hawaii County Planning Department and Hawaii Cattlemen's Council, Inc. opposed this bill. The Department of Agriculture, Land Use Commission, Office of Planning, Life of the Land, and Hawaii Farm Bureau commented on this measure.

Your Committee submits to the Committee on Water & Land for its consideration, should it deliberate on this matter, the following amendment proposed by the Land Use Commission to clarify this measure's language:

"(g) Notwithstanding any other law to the contrary, a subdivision or condominium or horizontal property regime of agricultural lands shall be subject to approval by the land use commission if:

- (1) The proposed subdivision would create more than five lots and:
  - (A) At least one subdivided lot is two acres or less; or
  - (B) Has been submitted to the department of commerce and consumer affairs for approval for a condominium or horizontal property regime;
- (2) In determining whether such a subdivision or condominium or horizontal property regime should be approved, the land use commission shall consider the following criteria:
  - (A) Continued use of the entire parcel subject to subdivision will remain in agricultural use for a period of not less than twenty years;
  - (B) Will not result in fragmentation of the agricultural district;
  - (C) Is consistent with relevant county general and community plans;
  - (D) Is consistent with all relevant state agricultural sustainability plans; and

(E) Is not done primarily for residential purposes."

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 H.B. No. 2020, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2020, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.

Ayes, 5; Ayes with Reservations (DeCoite, Gates, Takayama, Thielen). Noes, 1 (Say). Excused, 1 (Ing).

**SCRep. 60-18 Housing on H.B. No. 2575**

The purpose of this measure is to establish a system for statewide rent stabilization for dwelling units rented or designated for rent on or after July 1, 2018, in structures more than ten years old, including by:

- (1) Establishing a Rent Stabilization Office in the Department of Commerce and Consumer Affairs;
- (2) Prohibiting landlords from demanding or accepting rent in excess of the maximum allowable amount or taking specified actions to waive or circumvent the applicability of rent stabilization requirements;
- (3) Establishing methods for calculating allowable monthly rents, annual rent increases, security deposits, and temporary surcharges for capital expenditures, utility increases, and expenses required by law;
- (4) Requiring registration of a dwelling unit with the Department of Commerce and Consumer Affairs before any rent increase may become effective; and
- (5) Authorizing tenant enforcement of rent stabilization requirements through a civil action in district court and specifying damages recoverable and allocation of attorneys' fees and costs.

The Hawaii Housing Finance and Development Corporation and Hawaii Association of REALTORS testified in opposition to this measure. The League of Women Voters offered comments to this measure.

Your Committee finds that the State must strike a balance between keeping rental housing affordable for Hawaii's renters and making the provision of rental housing economically viable for landlords and housing developers.

The testifiers in opposition noted this measure may adversely affect affordable housing projects and discourage new investment in rental housing.

Your Committee notes that while this measure will likely face opposition in the legislative process, further discussion may be beneficial.

Your Committee has amended this measure by:

- (1) Making rent stabilization applicable to dwelling units in structures of more than an unspecified age;
- (2) Deleting all provisions relating to a Rent Stabilization Office and required registration of dwelling units;
- (3) Deleting all restrictions placed on rent amounts other than specifying a maximum permitted percentage for annual rent increases and deleting provisions for calculating allowable rents, deposits, and surcharges;
- (4) Deleting the severability clause;
- (5) Changing the effective date to January 1, 2050, to facilitate further discussion; and
- (6) 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 Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2575, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2575, 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 (Nakamura, Hashem, San Buenaventura). Noes, 1 (McDermott). Excused, 1 (Quinlan).

**SCRep. 61-18 Economic Development & Business on H.B. No. 2448**

The purpose of this bill is to effectuate its title.

H.B. No. 2448 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.

The purpose of this measure, as amended, is to strengthen the State's commitment to promoting innovative business models and technologies to further conservation and sustainability goals by including goal nine, relating to industry, innovation, and infrastructure, of the seventeen United Nations sustainable development goals and indicators, with references to existing state sustainability programs, if applicable, in the 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 action to report out H.B. No. 2448, as amended herein, and recommends that it be recommitted to your Committee on Economic Development & Business, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 2448, H.D. 1.

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

**SCRep. 62-18 Economic Development & Business on H.B. No. 584**

The purpose of this bill is to effectuate its title.

H.B. No. 584 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.

The purpose of this measure as amended, is to promote the diversification and development of Hawaii's economy by expanding the types of business activity eligible for participation in Hawaii's enterprise zone program to include production of electricity from a biomass energy facility.

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 action to report out H.B. No. 584, as amended herein, and recommends that it be recommitted to your Committee on Economic Development & Business, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 584, H.D. 1.

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

**SCRep. 63-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2696**

The purpose of this bill is to effectuate its title.

H.B. No. 2696 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.

The purpose of this measure as amended, is to protect the electronic security of the State Department of Defense by appropriating funds for the establishment of one, full-time equivalent, civil service exempt cyberanalyst position within the State Department of Defense.

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 action to report out H.B. No. 2696, as amended herein, and recommends that it be recommitted to your Committee on Veterans, Military, & International Affairs, & Culture and the Arts, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 2696, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 1 (Ward).

**SCRep. 64-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2700**

The purpose of this bill is to effectuate its title.

H.B. No. 2700 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.

The purpose of this measure, as amended, is to enhance foreign relations through intern exchange or student exchange programs by assisting host families with expenses incurred while serving as a host family for foreign exchange students, fellows, and interns through an income tax credit.

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 action to report out H.B. No. 2700, as amended herein, and recommends that it be recommitted to your Committee on Veterans, Military, & International Affairs, & Culture and the Arts, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 2700, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 1 (Ward).

**SCRep. 65-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2699**

The purpose of this bill is to effectuate its title.

H.B. No. 2699 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.

The purpose of this measure, as amended, is to promote culture and the arts in Hawaii by allowing counties to establish and create districts certified as creative districts by the Department of Business, Economic Development and Tourism, and allowing for the provision of incentives for those districts.

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 action to report out H.B. No. 2699, as amended herein, and recommends that it be recommitted to your Committee on Veterans, Military, & International Affairs, & Culture and the Arts, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 2699, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 1 (Ward).

**SCRep. 66-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2697**

The purpose of this bill is to effectuate its title.

H.B. No. 2697 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.

The purpose of this measure, as amended, is to assist Hawaii's veterans, including their families and dependents, by requiring the Office of Veterans' Services to organize, coordinate, and conduct an annual State of Hawaii veterans summit.

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 action to report out H.B. No. 2697, as amended herein, and recommends that it be recommitted to your Committee on Veterans, Military, & International Affairs, & Culture and the Arts, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 2697, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 1 (Ward).

**SCRep. 67-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2698**

The purpose of this bill is to effectuate its title.

H.B. No. 2698 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.

The purpose of this measure, as amended, is to honor the sacrifices of the men and women who served in World War I, and to remember their suffering and loss of life, by appropriating moneys to honor the one-hundredth anniversary of World War I with programs, ceremonies, and activities.

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 action to report out H.B. No. 2698, as amended herein, and recommends that it be recommitted to your Committee on Veterans, Military, & International Affairs, & Culture and the Arts, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 2698, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 1 (Ward).

**SCRep. 68-18 Consumer Protection & Commerce on H.B. No. 2230**

The purpose of this measure is to more effectively deter and punish the unlicensed manufacture and sale of liquor by increasing the criminal penalty, permitting the forfeiture of property for violation, and enabling the prosecution of unlicensed manufacturing or sale of liquor as an organized crime or racketeering activity subject to forfeiture of the right to engage in certain business activities.

The Honolulu Liquor Commission and Councilmember representing District 8 of the Honolulu City Council testified in support of this measure.

Your Committee has amended this measure by changing 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2230, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2230, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 11; Ayes with Reservations (LoPresti). Noes, none. Excused, none.

**SCRep. 69-18 Consumer Protection & Commerce on H.B. No. 1624**

The purpose of this measure is to delay the implementation of several provisions in Act 152, Session Laws of Hawaii 2017, which conforms Hawaii's requirements for contracting insurance agents to national model standards, until January 1, 2021.

The Hawaii Insurers Council and National Association of Insurance and Financial Advisors testified in support of this measure. The Insurance Division of the Department of Commerce and Consumer Affairs provided comments.

Your Committee has amended this measure by:

- (1) Changing the implementation date to January 1, 2020; and
- (2) Changing 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1624, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1624, 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. 70-18 Labor & Public Employment on H.B. No. 1630**

The purpose of this measure is to strengthen regulatory oversight of the licensed profession of elevator mechanics by amending the permissible scope of work, apprenticeship and licensing requirements, and remote interaction requirements.

The International Union of Elevator Constructors, Local Union No. 126 testified in support of this measure. The Elevator Mechanics Licensing Board, Access Lifts of Hawaii, Inc., and an individual commented on this measure.

Your Committee notes the testimony of the Elevator Mechanics Licensing Board and Access Lifts of Hawaii, Inc. regarding the effect of this measure's proposed changes on the specialized sector of the elevator mechanic industry comprising businesses that work solely on a specific set of conveyances such as Americans with Disabilities Act (ADA) lifts and other ADA accessibility equipment and do not perform work on elevators or escalators. Should this measure be deliberated further in the legislative process, your Committee respectfully requests the subsequent committees to consider the impact of this measure on this specialized industry sector.

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. 1630 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. 71-18 Labor & Public Employment on H.B. No. 1654**

The purpose of this measure is to abolish the Office of Community Services Special Fund of the Department of Labor and Industrial Relations and to transfer the unencumbered balance to the general fund.

The Department of Labor and Industrial Relations, Office of Community Services, and a concerned individual supported this measure. The Tax Foundation of Hawaii offered 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. 1654 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. 72-18 Labor & Public Employment on H.B. No. 1768**

The purpose of this measure is to permit the public inspection of the names and compensation of legislative employees by salary ranges, rather than by exact compensation.

The Chief Clerk of the House of Representatives and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure with suggested amendments. Common Cause Hawaii; League of Women Voters; The Civil Beat Law Center for the Public Interest; Society of Professional Journalists, Hawaii Chapter; and two individuals opposed this measure. The Office of Information Practices commented on this measure.

Your Committee has amended this measure by:

- (1) Specifying that the disclosure of the salary ranges for legislative employees be in accordance with the financial disclosure range requirements under section 84-17(g), Hawaii Revised Statutes, of the Hawaii State Ethics Code; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should this measure proceed further in the legislative process, your Committee respectfully requests that the Committee on Judiciary consider the following comments received from testimony on this measure:

- (1) Common Cause Hawaii suggests amending this measure to define the salary ranges of legislative employees so that the salary range increments are small enough, such as \$5,000 salary range increments; and
- (2) The Civil Beat Law Center for the Public Interest suggests amending the measure to clarify that disclosed salary ranges for legislative employees not exceed a \$15,000 range.

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. 1768, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1768, 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 (Matsumoto). Noes, none. Excused, none.

**SCRep. 73-18 Labor & Public Employment on H.B. No. 2202**

The purpose of this measure is to require that physicians or surgeons, selected and paid for by employers to perform an independent medical examination on employees relating to a workers' compensation work injury, be duly qualified to treat the injury being examined, possess medical malpractice insurance, and owe the same duty of care to the injured employee as to a traditional patient.

The Work Injury Medical Association of Hawaii testified in support of this measure. Brewer Consulting Services and an individual opposed this measure. The Department of Labor and Industrial Relations and City and County of Honolulu Department of Human Resources provided comments on this measure.

Your Committee has amended this measure by defining "duly qualified" to mean a doctor whose specialty is appropriate for the injury to be examined.

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. 2202, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2202, 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. 74-18 Labor & Public Employment on H.B. No. 2466**

The purpose of this measure is to prohibit the Hawaii Employer-Union Health Benefits Trust Fund (Trust Fund) from withholding any retroactive reimbursement payable after June 30, 2013, to a retired employee-beneficiary and qualified employee-beneficiary's spouse from an income-adjusted Medicare Part B premium based on when the adjustment request is made to the Trust Fund.

United Public Workers and several concerned individuals supported this measure. The Trust Fund Board of Trustees provided comments.

Your Committee has amended this measure by changing its effective date to January 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. 2466, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2466, 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. 75-18 Labor & Public Employment on H.B. No. 2581**

The purpose of this measure is to:

- (1) Establish the Office of Public-Private Partnership within the Department of Accounting and General Services to support state and county agencies in the use of best practices in contracting for public-private partnerships, and to appropriate funds for its establishment; and
- (2) Add design-build-operate-maintain and design-build-finance-operate-maintain project delivery methods to the Hawaii Public Procurement Code and related conditions and requirements.

The Office of Planning, Johnson Controls, and Ulupono Initiative testified in support of this measure. The Department of Business, Economic Development and Tourism, Department of Transportation, State Procurement Office, The Chamber of Commerce Hawaii, and Building Industry Association of Hawaii testified in support of the intent of this measure. The Department of Accounting and General Services; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and United Public Workers commented on this measure.

Your Committee notes that public-private partnerships include a variety of project delivery methods. At the public hearing on this measure, concerns were raised in testimonies regarding the need to include language in this measure to allow for the lease, lease-like, or concession arrangements for state-owned facilities and infrastructure, including land. Should this measure proceed further in the legislative process, your Committee respectfully requests the Committee on Economic Development and Business to entertain these concerns.

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. 2581 and recommends that it pass Second Reading 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. 76-18 Labor & Public Employment on H.B. No. 2176**

The purpose of this measure is to streamline the procurement process for Department of Education contracts relating to student transportation services or facilities construction projects by:

- (1) Barring judicial review of Department of Commerce and Consumer Affairs' (DCCA) decisions on protests to the awarding of these contracts; and
- (2) Requiring the payment of attorney's fees and costs resulting from the delay of a contract if the denial is upheld by the DCCA hearing officer.

The Department of the Attorney General, State Procurement Office, and Department of Education provided comments on this measure.

Your Committee notes the concerns raised by the Department of the Attorney General (Department) regarding the constitutionality of this measure and respectfully requests that the Department provide substantive recommendations to your Committee on Judiciary, should they deliberate on this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to January 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. 2176, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2176, 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. 77-18 Labor & Public Employment on H.B. No. 2117**

The purpose of this measure is to promote real-world learning experiences for Hawaii's children by:

- (1) Limiting the number of standardized tests a student is required to take in a school year to limit the amount of time students spend participating in standardized testing; and
- (2) Requiring the Board of Education to conduct a one-year statewide survey of school administrators and teachers to assess the effect of preparation time for standardized tests on the quality of instruction and overall impact on the classroom environment.



The Hawaii State Teachers Association, Americans for Democratic Action, and IMU Alliance supported this measure. The Department of Education 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. 2117 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. 78-18 Economic Development & Business on H.B. No. 2411**

The purpose of this measure is to stimulate and diversify Hawaii's economy by:

- (1) Clarifying that brewpub and small craft producer pub licensees may conduct liquor sales at multiple, appropriately licensed premises;
- (2) Specifying that brewpubs and small craft producer pubs may sell malt beverages in growlers that may be recyclable containers of up to one gallon; and
- (3) Permitting direct shipping of malt beverages and spirits under the same conditions as are currently permitted for direct shipment of wine.

Honolulu Beerworks, Maui Brewing Company, Kohola Brewery, Big Island Brewhaus, Waikiki Brewing Company, Hawaiian Craft Brewers Guild, Kauai Beer Company, Kauai Island Brewing Company, REAL a gastropub, Bent Tail Brewing Company, Lanikai Brewing Company, and a concerned individual testified in support of this bill. The Liquor Commission of the City and County of Honolulu and Department of Liquor Control of the County of Kauai provided comments.

Your Committee notes that concerns were raised by the Liquor Commission of the City and County of Honolulu regarding proper licensing of certain liquor establishments and the impacts this measure may have on the licensing process. However, your Committee also understands that the proponents of this measure have been working with the Liquor Commission to develop language to address these concerns. As licensing requirements would fall under the purview of the Committee on Consumer Protection and Commerce, your Committee has requested the relevant parties to continue crafting compromise language acceptable to both parties to present to the Committee on Consumer Protection and Commerce so that further discussion can continue on this matter.

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 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. 2411, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2411, 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. 79-18 Economic Development & Business on H.B. No. 2324**

The purpose of this measure is to improve the efficiency and administration of the Pacific International Space Center for Exploration Systems (PISCES) by:

- (1) Properly placing PISCES within the Department of Business, Economic Development and Tourism rather than as an agency attached to the Office of Aerospace Development of the Department; and
- (2) Changing the membership of the Board of Directors of PISCES by removing the Executive Director of the Space Center and adding the Chancellor of the University of Hawaii at Hilo.

The Department of Business, Economic Development and Tourism, Pacific International Space Center for Exploration Systems, University of Hawaii, and Board of 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, 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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2324, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2324, 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. 80-18 Economic Development & Business on H.B. No. 1863**

The purpose of this measure is to increase economic development in the State through the promotion of manufacturing by requiring the Governor, upon the recommendation of the Director of Business, Economic Development and Tourism, to designate one area in each county as an enterprise zone dedicated to manufacturing for a period of twenty years.

The Chamber of Commerce Hawaii and a concerned individual testified in support of this measure. The Department of Business, Economic Development and Tourism testified in support of the intent of this measure. The Department of Taxation provided comments.

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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1863, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1863, 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. 81-18 Economic Development & Business on H.B. No. 2560**

The purpose of this measure is to work towards strengthening Hawaii's indigenous-based economies and creating a more diverse and sustainable economy by:

- (1) Requiring the State Sustainability Coordinator to develop a sustainable economic strategy that uses genuine progress indicators based on a specified set of benchmarks; and
- (2) Appropriating funds for the development of the sustainable economic strategy.

The Oahu County Committee on Legislative Priorities Committee of the Democratic Party of Hawaii and a concerned individual testified in support of this measure. The Office of Planning and Department of Business, Economic Development and Tourism testified in support of the intent 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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2560, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2560, 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. 82-18 Health & Human Services on H.B. No. 1802**

The purpose of this measure is to amend the pilot program for cesspool upgrade, conversion, or connection income tax credit by repealing the provision that restricts the Department of Health from certifying more than two residential large capacity cesspools as qualified cesspools.

The Department of Health, County of Hawaii, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Department of Taxation provided comments.

Your Committee notes that the Department of Taxation defers to the Department of Health on the merits of this measure. The Department of Taxation further commented that this measure does not have a significant administrative impact on the Department and will be able to implement it with its current effective date.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1802 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, 5. Noes, none. Excused, none.

**SCRep. 83-18 Health & Human Services on H.B. No. 2149**

The purpose of this measure is to allow dentists flexibility in complying with continuing education requirements by requiring completion of six hours of ethics training every two years instead of three hours each year.

Hawaii Dental Association and numerous concerned individuals supported this measure. The Board of Dental Examiners provided comments.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2149 and recommends that it pass Second Reading and be referred to your Committee on Intrastate Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, none.

**SCRep. 84-18 Health & Human Services on H.B. No. 1903**

The purpose of this measure is to designate September as "Hawaii Alcohol and Opioid Addiction Awareness and Recovery Month" to promote public awareness of and recovery from alcohol and opioid addiction.

The Department of Health and Hawaii Substance Abuse Coalition provided comments on this measure.

Your Committee has amended this measure by renaming the new section and designating September instead as "Hawaii Substance Abuse Prevention, Treatment and Recovery Month" to promote awareness of and recovery from abuse and addiction.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1903, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1903, 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, none.

**SCRep. 85-18 Health & Human Services on H.B. No. 1762**

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

The Department of Land and Natural Resources, Office of the Mayor of the County of Hawaii, Council Member representing District 3 of the County of Hawaii, Hawaii Farm Bureau, and two individuals supported this measure. The Department of Health provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to encourage further discussion.

Should the Committee on Finance deliberate this measure further, your Committee respectfully requests that the Department of Health provide the Committee on Finance with a specific appropriation amount to be inserted into this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1762, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1762, 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 (Tupola).

**SCRep. 86-18 Health & Human Services on H.B. No. 1916**

The purpose of this measure is to require the Executive Office on Aging to annually update the state plan on Alzheimer's disease and related dementias in order to prepare for an expected increase in the population affected by these conditions and improve the quality of life of individuals with Alzheimer's disease and related dementias and their families.

The Alzheimer's Association, Aloha Chapter; St. Francis Healthcare System of Hawaii; Hawaii Public Health Association; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; and numerous concerned individuals supported this measure. The Executive Office on Aging provided comments.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1916, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1916, 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, none.

**SCRep. 87-18 Health & Human Services on H.B. No. 133**

The purpose of this measure is to encourage students who are victims of abuse or neglect to seek help and to inform them of available resources by requiring public schools and charter schools to post signs containing the Department of Human Services Child Abuse or Neglect Reporting Hotline in each school in a conspicuous location in a public area that is readily accessible to students.

The Department of Human Services, Department of Education, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and three individuals testified in support of this measure. One individual testified in opposition.

Your Committee notes that various sizes of signs, including small signs, may be similarly effective to disseminating the hotline information; that school counselors may be better sources of contact for students than a Department of Human Services hotline; and that twenty-seven other states have adopted similar laws.

Your Committee has amended this measure by:

- (1) Changing the posting of a sign containing the Child Abuse or Neglect Hotline from a mandatory requirement to a permissive act; and
- (2) Changing the effective date to July 1, 3000, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 133, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 133, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 88-18 Health & Human Services on H.B. No. 1603**

The purpose of this measure is to require health insurers, mutual benefit societies, and health maintenance organizations to provide health care coverage and benefits for a minimum of six months of inpatient and outpatient treatment for opioid dependence.

The Drug Policy Forum of Hawaii, Community Health Outreach Work Project, Ku Aloha Ola Mau, and three concerned individuals testified in support of this measure. The Department of Commerce and Consumer Affairs, Department of Human Services, and Department of Health provided comments.

Your Committee requests that the Department of Health, Department of Human Services, and Department of Commerce and Consumer Affairs collaborate with stakeholders to identify possible improvements for this measure's language.

Your Committee has amended this measure by:

- (1) Amending the date that this measure shall apply to policies, contracts, and plans of health insurance to December 31, 2018; and
- (2) Changing its effective date to July 1, 3000, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1603, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1603, 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, 1 (Belatti).

**SCRep. 89-18 Education/Higher Education on H.B. No. 2139**

The purpose of this measure is to establish a state corollary to Title IX of the Education Amendments of 1972, Patsy Mink Equal Opportunity in Education Act, by prohibiting discrimination on the basis of sex, including gender identity or expression, or sexual orientation, in any:

- (1) State educational program or activity; or
- (2) Educational program or activity that receives state financial assistance.

The Hawaii Civil Rights Commission (Commission), Hawaii State Teachers Association, Hawaii State Democratic Women's Caucus, Hawaii State Coalition Against Domestic Violence, IMUAlliance, Hawaii Youth Services Network, LGBT Caucus of the Democratic Party of Hawaii, Women's March Hawaii Island, Hawaii Section of the American College of Obstetricians and Gynecologists, Sex Abuse Treatment Center, American Association of University Women of Hawaii, American Civil Liberties Union of Hawaii, Hawaii Children's Action Network, Young Progressives Demanding Action Hawaii, Rainbow Family 808, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and numerous individuals testified in support of this measure. One individual testified in opposition. The Department of Education, AF3IRM Hawai'i, YWCA Oahu, Planned Parenthood Votes Northwest and Hawaii, Healthy Mothers Healthy Babies Coalition of Hawaii, Hawaii Women's Coalition, and many individuals provided comments.

Your Committees have amended this measure by:

- (1) Changing its effective date to July 1, 2025; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Judiciary deliberate on this measure further, your Committees respectfully request that the Committee on Judiciary consider the testimony of the Department of Education which seeks clarification regarding:

- (1) The jurisdiction of the Commission to accept and investigate student charges; and
- (2) Whether this measure requires a notice of right to sue for a complaint filed with the Commission in order to file a civil action alleging similar facts in circuit court.

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. 2139, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2139, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chairs on behalf of the Committees.  
 Education: Ayes, 9. Noes, none. Excused, 2 (Ing, McKelvey).  
 Higher Education: Ayes, 9. Noes, none. Excused, 2 (McKelvey, Ing).

**SCRep. 90-18 Education/Higher Education on H.B. No. 2607**

The purpose of this measure is to promote computer science education in the State by requiring:

- (1) The Department of Education (DOE) to develop and implement a statewide computer science curricula plan for public school students in kindergarten through grade 12;
- (2) DOE to permit public high school students to fulfill math and science graduation requirements through satisfactory completion of computer science coursework; and
- (3) The University of Hawaii to permit applicants to fulfill certain admission requirements by demonstrating satisfactory completion of high school computer science coursework.

Dev League LLC, Hawaii Open Data, HawaiiKidsCAN, Purple Mai'a Foundation, Code.org, Women in Technology, AlgorithmHub Inc., and several individuals testified in support of this measure. The University of Hawaii System, DOE, and two individuals commented on this measure.

Your Committees have amended this measure by:

- (1) Removing provisions legislating how the computer science curricula is to be implemented by the DOE;
- (2) Deleting language permitting DOE students to apply computer science credits to math and science graduation requirements and requiring the University of Hawaii to recognize these credits for purposes of admissions criteria;
- (3) Changing its effective date to July 1, 2025, 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 Education and Higher Education that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2607, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2607, H.D. 1, and be referred to your Committee on Economic Development & Business.

Signed by the Chairs on behalf of the Committees.  
 Education: Ayes, 9. Noes, none. Excused, 2 (Ing, McKelvey).  
 Higher Education: Ayes, 9. Noes, none. Excused, 2 (McKelvey, Ing).

**SCRep. 91-18 Education on H.B. No. 1851**

The purpose of this measure is to:

- (1) Define "in loco parentis" for purposes of exemption under Hawaii's obscenity laws; and
- (2) Clarify that the offense of promoting pornography for minors does not apply to a person who acts within the person's capacity and scope of employment as a member of the staff of any school.

The Honolulu Police Department testified in support of this measure. The Department of Education provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2025; 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. 1851, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1851, 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, 2 (Ing, McKelvey).

**SCRep. 92-18 Education on H.B. No. 2509**

The purpose of this measure is to assist public charter schools with providing quality instruction and maintaining adequate facilities by appropriating funds to the State Public Charter School Commission for infrastructure costs, rent or lease of facilities, repair and maintenance of network infrastructure, meal services, and student transportation.

The State Public Charter School Commission, Hawaii State Teachers Association, Kualapu'u Public Conversion Charter School, Ke Kula O Samuel M. Kamakau Laboratory Public Charter School, Kanu O Ka Aina Learning Ohana, HawaiiKidsCAN, Hawaii Children's Action Network, Native Hawaiian Education Council, DreamHouse Ewa Beach, Na Lei Naauao-Native Hawaiian Charter School Alliance, Hawaii Academy of Arts and Sciences, Na Wai Ola Public Charter School, Volcano School of Arts and Sciences, Laupahoehoe Community Public Charter School, Hawaii Public Charter Schools Network, IMUAlliance, Connections Public Charter School, Hawaii Technology Academy, Kamehameha Schools, Project Vision Hawaii, Kua O Ka La Public Charter School, and numerous concerned individuals supported this measure.

Your Committee notes that should your Committee on Finance deliberate on this measure, your Committee respectfully requests that it insert an aggregate appropriation amount of \$10,000,000.

Your Committee has amended this measure by changing the effective date to July 1, 2025.

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. 2509, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2509, 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, 2 (Ing, McKelvey).

**SCRep. 93-18 Education on H.B. No. 2507**

The purpose of this measure is to make housekeeping amendments to bring statute into conformity with previously enacted legislation that place the responsibility for preschool and pre-kindergarten with the Executive Office on Early Learning and the Early Learning Board.

Specifically, this measure removes preschools from the Superintendent's scope of authority and clarifies that the Executive Office on Early Learning Director may authorize school personnel to access a student's immunization registry information.

The Executive Office on Early Learning, Early Childhood Action Strategy, Hawaii Children's Action Network, and an individual testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2025.

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. 2507, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2507, H.D. 1, and be referred to your Committee on Health & Human Services.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Ing, McKelvey).

**SCRep. 94-18 Agriculture on H.B. No. 1757**

The purpose of this measure is to expand the State's coffee labeling and advertising requirements to include ready-to-drink coffee beverages.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Rancho Aloha, Monk's Delight Kona Coffee, Bamboo Fruit and Flower Farm, Smithfarms, Cassandra Farms, Luehrs Farm d.b.a. Aloha Grounds, Keokea Gardens, and several concerned individuals supported this bill. The Hawaii Food Industry Association opposed this measure. The Department of Agriculture submitted 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. 1757, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1757, 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 (Ing).

**SCRep. 95-18 Agriculture on H.B. No. 1971**

The purpose of this measure is to authorize the issuance of special purpose revenue bonds to assist Kunoa Cattle Company, LLC, in funding for the construction of a multi-species livestock farm, expansion of the current slaughter and processing infrastructure, development of distribution assets and agritourism services, and expansion of renewable energy assets.

The Department of Agriculture, Hawaii Floriculture & Nursery Association, Hawaii Cattlemen's Council, Inc., Hawaii Farm Bureau, Kunoa Cattle Company, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Keiko Conservation, Animal Rights Hawaii, and two individuals opposed 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 bond 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 Kunoa Cattle Company, LLC.

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. 1971, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1971, 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 (Ing).

**SCRep. 96-18 Water & Land on H.B. No. 1987**

The purpose of this measure is to appropriate funds to the Commission on Water Resource Management (Commission) to contract with the United States Geological Survey to conduct a study on streamflows in the State.

The Department of Land and Natural Resources, Hawaiian Civic Club of Honolulu, Sierra Club of Hawai'i, and an individual supported this measure.

Your Committee has amended this measure by requiring the Commission to:

- (1) Conduct the study on streamflows in the State over a period of five years; and
- (2) Report to the Legislature on the progress of the study annually while the study is being conducted.

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. 1987, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1987, 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 (Lee).

**SCRep. 97-18 Water & Land on H.B. No. 2027**

The purpose of this measure is to increase the efficiency of the process to obtain a water quality certification from the Department of Health's Clean Water Branch by requiring the Auditor to review the water quality certification process and provide recommendations on improvement.

The Office of the Auditor and the Department of Health provided comments on 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 the purpose of clarity.

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. 2027, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2027, 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 (Lee).

**SCRep. 98-18 Water & Land on H.B. No. 2197**

The purpose of this measure is to ensure that conservation lands are adequately managed and protected by requiring the Land Use Commission (LUC) to:

- (1) Monitor and evaluate the enforcement of laws on conservation lands by the Department of Land and Natural Resources (DLNR); and
- (2) Submit an annual report to the Legislature on the effectiveness of enforcement efforts by the DLNR on conservation lands.

The Hawaiian Civic Club of Honolulu supported this measure. The Department of Land and Natural Resources opposed this measure. The Land Use Commission and Ho‘omanapono Political Action Committee provided comments.

Your Committee notes the concerns raised regarding enforcement efforts on lands subject to the jurisdiction of the Office of Hawaiian Affairs. Should your Committee on Judiciary deliberate on this measure, your Committee respectfully requests that it consider including provisions that require public disclosure of all information collected.

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. 2197, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2197, 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 (Lee).

**SCRep. 99-18 Water & Land on H.B. No. 2013**

The purpose of this measure is to appropriate funds to upgrade the trucks of the Department of Land and Natural Resources' Division of Conservation and Resources Enforcement that are currently in use in Hawaii County.

The Department of Land and Natural Resources, Hawaiian Civic Club of Honolulu, and an individual supported this measure.

Your Committee has amended this measure by:

- (1) Requiring the Department of Land and Natural Resources to expend the sums appropriated by this measure within one year of the effective date of the 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 Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2013, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2013, 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 (Lee).

**SCRep. 100-18 Water & Land on H.B. No. 2543**

The purpose of this measure is to establish and appropriate funds for an Emergency Management Watershed Team within the Hawaii Emergency Management Agency, which shall have the authority to access any state, county, or private real property for the limited purpose of clearing the mouth of certain streams in preparation for the imminent approach of a hurricane.

The Sierra Club Hawaii Chapter and Hawaiian Civic Club of Honolulu supported this measure. The Hawaii Emergency Management Agency provided comments.

Your Committee notes that the list of streams detailed in this measure are located throughout the State, and not just in one district of the State.

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. 2543, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2543, 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 (Lee).

**SCRep. 101-18 Water & Land on H.B. No. 1919**

The purpose of this measure is to require incorporation of housing visitability standards in the construction and renovation of publicly funded residential housing.

The Hawaii Housing Finance and Development Corporation, Hawaii Public Housing Authority, Center on Disabilities Studies of the University of Hawaii at Manoa, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure.

Your Committee notes that there may be unintended consequences in implementing this measure, including placing a financial burden and delays on the construction and operations of publicly funded residential housing.

Your Committee has amended this measure by:



- (1) Authorizing, rather than requiring, the incorporation of housing visitability standards in the construction and renovation of publicly funded residential housing;
- (2) Clarifying that the provisions of this measure shall not place undue burdens and affect the operations of publicly funded residential housing; 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 Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1919, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1919, 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 (Lee).

**SCRep. 102-18 Water & Land on H.B. No. 1977**

The purpose of this measure is to require the Hawaii Emergency Management Agency to develop a strategic regional flood plan that addresses flood mitigation, flood water retention, and flood diversion, to become effective December 31, 2019, and submit a report of its progress in developing the plan to the Legislature no later than twenty days prior to the convening of the 2019 Regular Session.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and two individuals supported this measure. The Department of Land and Natural Resources and Hawaii Emergency Management Agency provided comments.

Your Committee has amended this measure by:

- (1) Including catastrophic floods in the issues that the strategic regional flood plan shall address; 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 Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1977, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1977, H.D. 1, and be referred to your Committees on Public Safety and Veterans, Military, & International Affairs, & Culture and the Arts.

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

**SCRep. 103-18 Water & Land on H.B. No. 1970**

The purpose of this measure is to encourage novice hunter participation by creating an apprentice hunting license program that would allow a licensed apprentice to participate in hunting under the supervision of a licensed hunter.

The Department of Land and Natural Resources, a Kauai County Councilmember, County of Hawaii Game Management Advisory Commission, Hawaiian Civic Club of Honolulu, American Society of Safety Engineers, Hawaii Rifle Association, National Wild Turkey Federation, Hawaii Cattlemen's Council, National Rifle Association of Hawaii, Hawaii Hunting Association, Hawaii Sportsmen's Alliance, BIFA, National Shooting Sports Foundation, Inc., and numerous concerned individuals supported this measure. One concerned individual opposed 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. 1970 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 (Lee).

**SCRep. 104-18 Housing on H.B. No. 2749**

The purpose of this measure is to authorize the Hawaii Housing Finance and Development Corporation to enter into ninety-nine year leases of residential condominium units located on state lands with eligible low- and moderate-income households.

Hawaii Housing Finance and Development Corporation testified in support of this measure. The Department of Taxation provided comments.

Your Committee finds that there is strong demand for affordable housing for low- and moderate-income households and long-term leases may make the development of affordable condominium projects on state lands economically feasible.

Your Committee has amended this measure by:

- (1) Allowing Department of Taxation officers and employees to provide the Hawaii Housing Finance and Development Corporation with the tax information necessary to determine whether a waiver of the owner-occupancy requirement is appropriate;
- (2) Changing the effective date to January 1, 2050, to promote further discussion; and

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

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. 2749, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2749, H.D. 1, and be referred to your Committee on Water & Land.

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

**SCRep. 105-18 Housing on H.B. No. 2166**

The purpose of this measure is to establish a housing voucher program for full-time classroom teachers employed by the Department of Education or by a public charter school in Hawaii.

A concerned individual supported this measure. The League of Women Voters of Hawaii opposed this measure. The Department of Education, Hawaii State Teachers Association, and Hawaii Housing Finance and Development Corporation offered comments for this measure.

Your Committee did not consider the amendment offered by the Hawaii State Teachers Association in its deliberations due to the timing of the testimony submission.

Your Committee has amended this measure by:

- (1) Removing the dollar value of the monthly voucher; and
- (2) Changing the effective date to January 1, 2050, 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. 2166, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2166, H.D. 1, and be referred to your Committee on Education.

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

**SCRep. 106-18 Housing on H.B. No. 2006**

The purpose of this measure is to preserve Front Street Apartments as an affordable rental housing project by authorizing the Hawaii Housing Finance and Development Corporation to negotiate with the developers to acquire the property and, if necessary, to acquire the property through exercise of eminent domain.

The Mayor for the County of Maui; a Maui County Councilmember; Oahu County Committee on Legislative Priorities of the Democratic Party; EAH Housing; Faith Action for Community Equity Maui Housing Committee; Ho'omanapono Political Action Committee; Lāhuiokalani Kā'anapali Congregational Church; Ka Hale A Ke Ola Homeless Resource Centers, Inc.; Ota Camp Association, Temple Emanu-El; Waiola Church, UCC; Waiahole Community Association; Na Kupuna O Maui; and a few concerned individuals testified in support of this measure. The Hawaii Housing Finance and Development Corporation supported the intent of this measure. The Front Street Affordable Housing Partners testified in opposition to this measure. A concerned individual offered comments.

Your Committee finds that there is a housing shortage in the County of Maui, and that affordable housing is in very limited supply.

Your Committee notes that although the Front Street Apartments currently have one hundred forty-two affordable units, paragraph 2 of section 3 of this measure seeks to retain one hundred forty-one units at affordable rents.

Testifiers expressed differing opinions regarding the costs and benefits of condemning the Front Street Apartments. While condemnation is an option available to the State to keep the Front Street Apartments affordable for current residents, the State's use of eminent domain may reduce developers' willingness to develop affordable housing in the future.

Your Committee has amended this measure by:

- (1) Inserting unspecified dollar values to be appropriated by the State and matched by the county; and
- (2) Changing the effective date to January 1, 2050, 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. 2006, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2006, H.D. 1, and be referred to your Committee on Labor & Public Employment.

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

**SCRep. 107-18 Housing on H.B. No. 2327**

The purpose of this measure is to exempt from statutory requirements for legislative approval the sale of the leased fee interest in certain affordable leasehold developments by the Hawaii Housing Finance and Development Corporation.

The Office of the Governor, Department of Business, Economic Development and Tourism, Hawaii Housing Finance and Development Corporation, and Land Use Research Foundation of Hawaii supported this measure. The Office of Hawaiian Affairs provided comments.

Your Committee finds that obtaining legislative approval for the fee simple sale of state lands is a lengthy and costly process for individual leasehold homeowners. This burden may be especially onerous when applied to the individual lessees of the lots and units not currently exempted from the approval requirement. These lessees have successfully achieved the purpose of a state program to provide affordable housing to lessees and allow them to purchase the fee interest in the property when they become able to do so. This measure will provide relief for those homeowners and reduce the administrative burden of continually processing individual homes and condominiums in the same developments as homeowners become able to purchase the leased fee interest to their homes.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 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 Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2327, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2327, H.D. 1, and be referred to your Committee on Water & Land.

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

**SCRep. 108-18 Housing on H.B. No. 1866**

The purpose of this measure is to address Hawaii's housing crisis by requiring the prioritization of infrastructure funding to support planned growth, providing a process for approval of land use boundary amendments consistent with county plans to permit housing development, and establishing a streamlined approval process for housing developments that include below market-rate units.

The Chamber of Commerce Hawaii and Building Industry Association of Hawaii supported this measure. The Department of Planning and Permitting for the City and County of Honolulu and Office of Hawaiian Affairs opposed this measure. The Hawaii Housing Finance and Development Corporation opposed Part III of this measure. The Office of Planning and Land Use Commission offered comments on this measure.

Your Committee finds that it is in the State's interest to facilitate the development of more housing to meet demand.

Testifiers discussed whether the use of a streamlined process would actually result in more and faster housing development. While testifiers from the building and development industries expressed support for the process, some government agencies expressed concern that a streamlined process would be problematic and may result in delayed development. Your Committee notes that a consolidated process for county and state approvals may be one option to expedite the housing approval process.

Accordingly, your Committee has amended the measure by:

- (1) Removing language establishing a streamlined process for approval of housing projects;
- (2) Encouraging, rather than requiring, that infrastructure development be prioritized as part of planned growth;
- (3) Specifying that the Hawaii Housing Finance and Development Corporation is the entity to approve the quantitative annual housing production goals for county land use plans;
- (4) Clarifying the income categories for the housing production goals;
- (5) Changing the effective date to January 1, 2050, 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 Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1866, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1866, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.  
Ayes, 5; Ayes with Reservations (Nakamura). Noes, 1 (San Buenaventura). Excused, 1 (Hashem).

**SCRep. 109-18 Housing on H.B. No. 2451**

The purpose of this measure is to encourage and support agricultural production in the State by authorizing the construction of tiny homes for residential use on farms that are engaged in agricultural production, within agricultural districts.

A County of Hawaii Council Member, Na Kahua Hale O Ulu Wini, Ho‘omanapono Political Action Committee, League of Women Voters of Hawaii, and two concerned individuals supported this measure. The Office of Planning, Department of Agriculture, and County of Hawaii Planning Department opposed this measure. The Land Use Commission provided comments.

Your Committee finds that the construction and availability of tiny homes on farms within agricultural districts will incentivize farm workers seeking employment and positively impact the State's economy, food security, and health.

Your Committee has amended this measure by:

- (1) Removing the minimum hours per week requirement for farm employees to reside in the tiny home;
- (2) Specifying that the owner of a farm shall be engaged in agricultural production for no less than five years rather than less than five years;
- (3) Removing the occupancy limit for the tiny homes;
- (4) Specifying that the number of tiny homes shall be limited to three per parcel;
- (5) Changing the effective date to January 1, 2050, 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 Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2451, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2451, 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 (Nakamura, San Buenaventura). Noes, none. Excused, 1 (Quinlan).

**SCRep. 110-18 Consumer Protection & Commerce on H.B. No. 898**

The purpose of this bill is to effectuate its title.

H.B. No. 898 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.

The purpose of this bill, as amended, is to require a franchisee to disclose to the public that it does not participate in a franchise's specific advertising campaign for a discount or promotion that is offered.

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 action to report out H.B. No. 898, as amended herein, and recommends that it be recommitted to your Committee on Consumer Protection & Commerce, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 898, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Aquino, Mizuno, Yamane, McDermott).

**SCRep. 111-18 Consumer Protection & Commerce on H.B. No. 1520**

The purpose of this bill is to effectuate its title.

H.B. No. 1520 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.

The purpose of this bill, as amended, is to protect consumers by regulating limited-duration health insurance offered in this 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 action to report out H.B. No. 1520, as amended herein, and recommends that it be recommitted to your Committee on Consumer Protection & Commerce, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 1520, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Aquino, Mizuno, Yamane, McDermott).

**SCRep. 112-18 Health & Human Services on H.B. No. 1812**

The purpose of this bill is to effectuate its title.

H.B. No. 1812 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.

The purpose of this measure, as amended, is to authorize health care surrogates to act as authorized representatives to assist a patient with the Medicaid application process, redetermination of eligibility, and other related communications with the Department of Human Services.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the action to report out H.B. No. 1812, as amended herein, and recommends that it be recommitted to your Committee on Health & Human Services, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 1812, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, none.

**SCRep. 113-18 Consumer Protection & Commerce on H.B. No. 1775**

The purpose of this measure is to amend the unconstitutional vagueness in the definition of "confidential personal information" as determined by the Supreme Court of the State of Hawaii in *State v. Pacquing*, 139 Haw. 302 (2016), by narrowing and clarifying the circumstances under which a password constitutes confidential personal information.

The Department of the Prosecuting Attorney of the City and County of Honolulu, Honolulu Police Department, and one individual testified in support of this measure. The American Council of Life Insurers testified in opposition.

Your Committee has heard testimony regarding the sufficiency of the definition, such as whether the disclosure of the listed information without the person's name should be enough to constitute a crime. While your Committee appreciates the gravity of this concern, your Committee defers to your Committee on Judiciary with respect to this issue, who may properly address this issue should they decide to hear this measure.

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 style, 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. 1775, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1775, 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, 4 (Aquino, Mizuno, Yamane, McDermott).

**SCRep. 114-18 Consumer Protection & Commerce on H.B. No. 2344**

The purpose of this measure is to:

- (1) Augment the Commissioner of Financial Institutions' authority to modify requirements to participate in the NMLS, a national web-based licensing system, as modifications are being made to this system; and
- (2) Authorize the Commissioner of Financial Institutions to enter into consent orders and to issue cease and desist orders for violations of the Secure and Fair Enforcement for Mortgage Licensing Act.

The Division of Financial Institutions of the Department of Commerce and Consumer Affairs testified in support of this measure.

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 style, 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. 2344, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2344, 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, 4 (Aquino, Mizuno, Yamane, McDermott).

**SCRep. 115-18 Economic Development & Business on H.B. No. 2559**

The purpose of this measure is to continue to diversify and develop Hawaii's economy, particularly with regard to the space industry, by authorizing the issuance of special purpose revenue bonds to assist SpinLaunch Inc., with the financing, planning, design, and construction of a satellite launch system.

The Pacific International Space Center for Exploration Systems, SpinLaunch Inc., Space Exploration Engineering, Inc., and Engineering Space testified in support of this measure. The Department of Budget and Finance and Life of the Land provided comments.

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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2559, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2559, 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. 116-18 Economic Development & Business on H.B. No. 2520**

The purpose of this measure is to continue to support full access for persons with disabilities through meaningful accessibility requirements for movie theaters, by:

- (1) Making permanent the requirement that movie theaters make available open movie captioning showings and requiring these showings to occur at least two times per week;
- (2) Requiring at least one of those showings to have a scheduled start time no earlier than 4:30 p.m.; and
- (3) Eliminating the requirement that movie theaters provide an option of personal closed captioning screenings by means of lightweight eyewear.

The Disability and Communication Access Board, Hawaii Civil Rights Commission, DB Interpreting Services, and numerous concerned individuals 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. 2520 and recommends that it pass Second Reading and be referred to your Committees on Consumer Protection & Commerce and Judiciary.

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

**SCRep. 117-18 Economic Development & Business on H.B. No. 2709**

The purpose of this measure is to position Hawaii as a leader in technology development, transfer, and commercialization by:

- (1) Establishing a Hawaii Innovation and Technology Authority to support and grow Hawaii's innovation and technology industry through a variety of means; and
- (2) Appropriating funds for the operations of the Authority.

The Chamber of Commerce Hawaii, Ibis Networks, Oahu Economic Development Board, Oceanit, Oahu County Committee Legislative Priorities Committee of the Democratic Party of Hawaii, and a few concerned individuals testified in support of this measure. The Department of the Attorney General, Hawaii Strategic Development Corporation, and Hawaii Technology Development Corporation provided comments.

Your Committee has amended this measure by:

- (1) Establishing the Hawaii Innovation and Technology Authority as a corporation, rather than an authority, and renaming it the Hawaii Innovation and Technology Research Corporation;
- (2) Inserting language establishing the purpose of the Hawaii Innovation and Technology Research Corporation;
- (3) Establishing the powers of the Hawaii Innovation and Technology Research Corporation;
- (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 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. 2709, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2709, 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 (Holt). Noes, none. Excused, none.

**SCRep. 118-18      Transportation on H.B. No. 2647**

The purpose of this measure is to establish a pilot project to identify vacant Department of Transportation parcels of land within the 96817 zip code area, and to propose possible uses for those parcels to deter crime and benefit the community, such as community gardens, parks, lending libraries, and food pantries. This measure also requires the Department to submit a report to the Legislature concerning the pilot project.

A few concerned individuals testified in support of this measure. The Department of Transportation testified in opposition to this measure.

Your Committee has amended this measure by:

- (1) Changing the pilot project to explore the possibility of converting vacant lands statewide, rather than only for a certain zip code;
- (2) Changing its effective date to July 1, 2050; and
- (3) 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2647, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2647, H.D. 1, and be referred to your Committee on Water & Land.

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

**SCRep. 119-18      Transportation on H.B. No. 1767**

The purpose of this measure is to prohibit access to Mauna Kea Science Reserve and Waipio Valley, except by low-gear four-wheel drive vehicles and emergency responders. This measure also requires that tours of the Mauna Kea Science Reserve and Waipio Valley obtain a permit to operate on these corridors, and authorizes the counties and University of Hawaii to appoint employees or individuals to enforce the restrictions.

The Office of Maunakea Management, Council Member representing District 1 of the Hawaii County Council, Hawaii Leeward Planning Conference, Hawaii Island Economic Development Board, Hawaii Forest and Trail, and several concerned individuals testified in support of this measure. The Office of Hawaiian Affairs provided comments to this measure.

Your Committee notes that the Chair plans to continue to collaborate with subsequent committees to refine the language of the provision requiring that tours of the Mauna Kea Science Reserve and Waipio Valley obtain a valid, state-issued permit.

Your Committee has amended this measure by changing the effective date to July 1, 2050, and 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1767, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1767, 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 (Hashem, McDermott).

**SCRep. 120-18      Transportation on H.B. No. 1758**

The purpose of this measure is to reduce the frequency of motor vehicle safety inspections for vehicles ten years of age or newer from every twelve months to every twenty-four months, and to double the inspection fee for the two-year motor vehicle inspection safety check.

The Maui Police Department and one concerned individual testified in support of this measure. The Department of Transportation testified in opposition to this measure.

Your Committee has amended this measure by:

- (1) Requiring that vehicles six years of age or newer pass a safety inspection every two years;
- (2) Requiring that vehicles older than six years of age pass a safety inspection every year;
- (3) Changing the effective date to July 1, 2050; 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1758, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1758, 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 (Hashem, McDermott).

**SCRep. 121-18      Transportation on H.B. No. 2596**

The purpose of this measure is to require certain vessel owners to apply for a certificate of title within twenty days of becoming an owner or within twenty days of establishing principal use of the vessel in waters of the State. This measure also establishes the information required in an application for a certificate of title, process for a transfer of vessel ownership and title, rights of a secured party, and rights of a purchaser other than a secured party.

The Department of Land and Natural Resources, National Marine Manufacturers Association, National Association of State Boating Law Administrators, Boat History Report, Commission to Promote Uniform Legislation, and Boat Owners Association of the United States testified in support of this measure. The Civil Beat Law Center for the Public Interest provided comments to this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050; 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2596, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2596, 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 (Hashem, McDermott).

**SCRep. 122-18      Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2706**

The purpose of this measure is to diversify Hawaii's economy and promote the space industry in Hawaii by creating the International Moon Base Alliance within the Office of Aerospace Development of the Department of Business, Economic Development and Tourism to:

- (1) Provide recommendations and guidance for the development of an evolvable lunar architecture on the Island of Hawaii; and
- (2) Plan, organize, and host an international lunar development summit.

The Maui Economic Development Board, Chair of the Aerospace States Association's Space Exploration Committee, Oahu County Committee Legislative Priorities Committee of the Democratic Party of Hawaii, Kelso Aerospace, and several concerned individuals testified in support of this measure. The Department of Business, Economic Development and Tourism and a concerned individual testified in opposition to this measure. The Pacific International Space Center for Explorations Systems and Aerospace States Association provided comments.

Your Committee has amended this measure by:

- (1) Establishing the International Moon Base Alliance as a stand-alone entity rather than statutorily placing it within the Office of Aerospace Development of the Department of Business, Economic Development and Tourism;
- (2) Amending the membership of the International Moon Base Alliance to include additional members;
- (3) Deleting language requiring the International Moon Base Alliance to plan, organize, and host an international lunar development summit;
- (4) Inserting language requiring the International Moon Base Alliance to hold its first organizational teleconference by August 1, 2018 and to present a strategic plan for a prototype moon base development to the Governor and the Legislature prior to the convening of the Regular Session of 2019;
- (5) Inserting an unspecified appropriation for the International Moon Base Alliance to guide the development and implementation of a prototype moon base on the island of Hawaii to be expended by the Office of Aerospace Development;
- (6) Changing its effective date to June 15, 2015, 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 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. 2706, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2706, H.D. 1, and be referred to your Committee on Economic Development & Business.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 1 (Ward).



**SCRep. 123-18 Labor & Public Employment on H.B. No. 1631**

The purpose of this measure is to bring Hawaii closer to the rest of the nation in its dispensing policies and reimbursement rates for prescription drugs in the workers' compensation system by:

- (1) Limiting physician-dispensed prescription drugs in workers' compensation claims to the first thirty days from the work injury date; and
- (2) Lowering the reimbursement rates of prescription drugs in workers' compensation claims.

The City and County of Honolulu; Hawaiian Electric Company, Inc.; Maui Electric Company, Ltd.; Hawaii Electric Light Company, Inc.; Hawaii Insurers Council; and National Association of Mutual Insurance Companies supported this measure. Automated HealthCare Solutions and an individual opposed this measure. The Department of Labor and Industrial Relations and Department of Human Resources Development offered comments.

Should the Committee on Finance consider this measure, your Committee respectfully notes that the original limitation on the number of days for physician-dispensed prescription drugs in workers' compensation claims was the first thirty days from the work injury date.

Your Committee has amended this measure by:

- (1) Changing the number of days for physician-dispensed prescription drugs in workers' compensation claims to an unspecified amount of days, rather than the first thirty days, from the work injury date; and
- (2) Changing its effective date to January 1, 2050, to promote 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. 1631, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1631, 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. 124-18 Labor & Public Employment on H.B. No. 2671**

The purpose of this measure is to ensure the availability of gainful employment on the island of Molokai by appropriating funds to various agencies to collaboratively develop and implement plans to assist displaced workers and address the continued availability of gainful employment.

The Mayor of the County of Maui; four County of Maui Council Members; United Public Workers, AFSCME, Local 464, AFL-CIO; Hawaii Farm Bureau; Maui County Farm Bureau; Molokai Chamber of Commerce; and Hawaii Crop Improvement Association supported this measure. The Department of Labor and Industrial Relations and Office of the Governor supported the intent of this measure. The Department of Business, Economic Development and Tourism and Department of Agriculture provided comments.

Your Committee has amended this measure by:

- (1) Amending the purpose section of the measure to broadly reflect various economic factors that have had an effect on Molokai's economy, employment, and workforce;
- (2) Specifying that the funds appropriated shall be used to implement activities that are agreed upon by the collaborating agencies;
- (3) Changing the effective date to January 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2671, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2671, 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. 125-18 Labor & Public Employment on H.B. No. 1975**

The purpose of this measure is to transfer small boat harbors, boating, ocean recreation, and coastal areas programs from the Department of Land and Natural Resources (DLNR) back to the Department of Transportation (DOT).

The Ocean Tourism Coalition, Activities & Attractions Association of Hawaii, Quicksilver Charters, and Calypso Charters supported this measure. DLNR, DOT, and The Nature Conservancy opposed this measure.

Your Committee recognizes the concerns of DOT and DLNR regarding the transfer of small boat harbors, boating, ocean recreation, and coastal areas programs from DLNR back to DOT. Your Committee also recognizes that some ocean tourism operators support the transfer of these boating and ocean recreation functions to DOT and describe the transfer as a beneficial change and a better fit. Should the Committees on Water and Land and Transportation consider this measure, your Committee respectfully requests that they address the concerns of DOT and DLNR.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1975, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1975, H.D. 1, and be referred to your Committees on Water & Land and Transportation.

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

**SCRep. 126-18 Labor & Public Employment on H.B. No. 2071**

The purpose of this measure is to ensure standards of professionalism and accountability for law enforcement officers in the State by establishing a Law Enforcement Standards Board (Board) to develop and enforce standards for training and certification of county police officers, state public safety officers, and employees of the Department of Transportation and Department of Land and Natural Resources who are conferred with police powers.

The Department of Transportation and one concerned individual supported this measure. The Department of Public Safety supported the intent of this measure. The County of Hawaii Police Department and Maui Police Department opposed this measure. The Department of Land and Natural Resources and Department of Budget and Finance provided comments.

Your Committee has amended this measure by:

- (1) Including employees of the Department of Taxation and Department of the Attorney General that are conferred with general police powers under the scope of the Board's certification and oversight; 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2071, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2071, 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. 127-18 Labor & Public Employment on H.B. No. 2113**

The purpose of this measure is to provide state tuition grants for qualified individuals who are admitted to and enrolled in an undergraduate or community college program of the University of Hawaii, commit to employment with the State, and fill positions identified by the Department of Human Resources Development.

An individual testified in support of this measure. The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of the intent of this measure. The Department of Human Resources Development, University of Hawaii, and Hawaii State Teachers Association commented on this measure.

Your Committee has amended this measure by:

- (1) Expanding the tuition grant educational options to include graduate and professional degree programs;
- (2) Clarifying that current state employment at the time of application is a condition of grant eligibility; 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. 2113, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2113, 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. 128-18 Labor & Public Employment on H.B. No. 2172**

The purpose of this measure is to authorize the University of Hawaii to enter into public-private partnerships and establish an Office of Strategic Partnerships and Development to coordinate, develop, and manage public-private partnerships that benefit the University of Hawaii.

The University of Hawaii testified in support of this measure. The Department of Accounting and General Services provided comments on this measure.

Your Committee has amended this measure by:

- (1) Deleting the amount of the appropriation and the number of the full-time equivalent staff to enable additional consideration on this aspect of the measure;
- (2) Changing the effective date to January 1, 2050, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should this measure proceed further in the legislative process, your Committee respectfully requests the Committee on Finance to consider an appropriation amount of \$500,000 for fiscal year 2018-2019 for the hiring of four full-time equivalent (4.00 FTE) permanent positions in the University of Hawaii to maintain the staff necessary to develop and manage the Office of Strategic Partnerships and Development.

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. 2172, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2172, 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. 129-18 Labor & Public Employment on H.B. No. 1875**

The purpose of this measure is to require that the Contractors License Board adopt rules to define the term "incidental and supplemental to the performance of work."

This measure also provides that the definition refer to no more than a certain percentage of all work in any craft or trade, other than any craft or trade for which the specialty contractor is licensed, to be performed under a single contract.

The Ironworkers Stabilization Fund testified in support of this measure with an amendment. The Department of Transportation testified in support of the intent of this measure. The Hawaii Laborers-Employers Cooperation and Education Trust, Pacific Resource Partnership, General Contractors Association of Hawaii, and Hawaii Laborers Union Local 368 opposed this measure. The Contractors License Board and Subcontractors Association of Hawaii provided comments on this measure.

Your Committee has amended this measure by:

- (1) Specifying that the definition of "incidental and supplemental to the performance of work" shall refer to no more than ten percent of all work in the subcraft contract;
- (2) Changing its effective date to January 1, 2050, to enable further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that the Contractors License Board held a public hearing on November 17, 2017, on amendments to section 16-77-34, Hawaii Administrative Rules, which clarified incidental and supplemental work relating to contractors. Your Committee further notes that the administrative rules are still pending and, as such, your Committee proposes to facilitate continued dialogue on this issue through the legislative process, including further discussion on the amended definition of incidental and supplemental work referring to no more than ten percent of all work in the subcraft contract.

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. 1875, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1875, 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. 130-18 Health & Human Services on H.B. No. 856**

The purpose of this measure is to require that sexuality health education in state-funded programs include education on sexual abuse and assault, methods of preventing sexual abuse and assault, identifying sexual abuse and assault, and available resources.

The Sex Abuse Treatment Center, Hawaii Youth Services Network, Planned Parenthood of Hawaii, IMUAlliance, Community Alliance on Prisons, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and three individuals testified in support of this measure. The Department of Education and Department of Health provided comments.

Your Committee has amended this measure by:

- (1) Making the inclusion of sexual abuse and assault education permissive rather than mandatory;
- (2) Requiring the Board of Education to report to the Legislature before the regular session of 2019;
- (3) Changing its effective date to July 1, 3000, to promote 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 & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 856, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 856, 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, none.

**SCRep. 131-18 Health & Human Services on H.B. No. 2022**

The purpose of this measure is to require the State to pass specified amounts of child support moneys collected by the State through to a family receiving public assistance for the benefit of the child rather than hold back the amounts as reimbursement for services and assistance provided. This measure also directs the Department of Human Services to disregard passed-through amounts in determining income for purposes of benefit eligibility.

Hawaii Children's Action Network, Hawaii Women's Coalition, League of Women Voters of Hawaii, Hawaii Appleseed Center for Law and Economic Justice, Healthy Mothers Healthy Babies Coalition of Hawaii, Domestic Violence Action Center, and one concerned individual supported this measure. The Department of the Attorney General and Department of Human Services provided comments.

Your Committee finds that twenty-six states and the District of Columbia have adopted child support pass-through laws or policies that have shown benefits for state governments. Your Committee notes the concerns raised by the Department of the Attorney General regarding the administrative costs to the Child Support Enforcement Agency that may accompany implementation of this measure.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2022, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2022, 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, none.

**SCRep. 132-18 Health & Human Services on H.B. No. 1894**

The purpose of this measure is to establish and appropriate funds for a two-year pilot project that authorizes the Department of Human Services to contract with an individual to serve as a capture manager, who shall be responsible for securing grants and other funding opportunities from public and private sources on behalf of the Department.

The Department of Human Services, Hawaii Primary Care Association, and two individuals supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1894, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1894, 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, none.

**SCRep. 133-18 Health & Human Services on H.B. No. 2362**

The purpose of this measure is to exempt administrative appeals hearing officers in the Department of Human Services, who conduct administrative appeals hearings and other required and associated duties from civil service requirements.

The Department of Human Services supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2362, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2362, 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, none.

**SCRep. 134-18 Health & Human Services on H.B. No. 1718**

The purpose of this measure is to assist families with young children by creating a nonrefundable tax credit for child care costs.

The Hawaii Appleseed Center for Law and Economic Justice, Hawaii Children's Action Network, and Americans for Democratic Action Hawaii supported this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments.

Your Committee notes that the cost of infant or child care in Hawaii is challenging for families and respectfully requests that the Hawaii Appleseed Center for Law and Economic Justice and Hawaii Children's Action Network work together with the Department of Taxation to determine whether it is more appropriate to focus the tax credits in this measure on low- and middle-income families or to amend existing tax credits to accomplish the same purpose.

Your Committee further notes that, for the purposes of this measure, the definition for "child care facility" is potentially broad. Your Committee is concerned that this may cause a loophole by which costs that were not intended to be covered are nevertheless credited to the eligible taxpayer. Should this measure receive further consideration by your Committee on Finance, your Committee requests that this concern be examined.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1718, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1718, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 135-18 Consumer Protection & Commerce on H.B. No. 1626**

The purpose of this measure is to limit the liability of volunteers and organizations that provide volunteers who maintain or repair cemetery grounds.

The Department of Commerce and Consumer Affairs, Department of Accounting and General Services, and one individual testified in support of this measure. The Hawaii Association for Justice testified in opposition.

Your Committee has amended this measure as follows:

- (1) Clarifying that the proposed statutory section applies to volunteers by changing "persons" in its title to "volunteers"; and
- (2) 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1626, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1626, 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. 136-18 Consumer Protection & Commerce on H.B. No. 2311**

The purpose of this measure is to require sanitization of unclaimed electronic devices containing any personal information prior to being returned to a finder, disposed of, auctioned, or recycled by county police departments and the Department of Transportation.

The Office of Consumer Protection of the Department of Commerce and Consumer Affairs and Office of Enterprise Technology Services testified in support of 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2311, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2311, 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, 4 (Aquino, Mizuno, Yamane, McDermott).

**SCRep. 137-18 Consumer Protection & Commerce on H.B. No. 2410**

The purpose of this measure is to permit brewhub and small craft producer pub licensees to allow a minor on the licensee's premises as long as the minor is accompanied by a parent or legal guardian of legal drinking age.

The Liquor Commission of the City and County of Honolulu, Mayor of the County of Maui, Maui Brewing Company, Big Island Brewhaus, Honolulu BeerWorks, Waikiki Brewing Company, Hawaiian Craft Brewers Guild, Lanikai Brewing Company, REAL a gastropub/Bent Tail Brewing Company, Beer Lab HI, Kauai Island Brewing Company, Kauai Beer Company, Homebrew in Paradise, and numerous individuals testified in support of this measure. One individual testified in opposition.

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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2410, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2410, 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, 4 (Aquino, Mizuno, Yamane, McDermott).

**SCRep. 138-18 Consumer Protection & Commerce on H.B. No. 2539**

The purpose of this measure is to require a notice and public hearing by the counties when a parcel of land included within a community master plan is proposed for sale and intended to be used for a purpose other than as proposed in the community master plan.

The Royal Kunia Community Association and one individual testified in support of this measure.

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 style, 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. 2539, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2539, 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, 4 (Aquino, Mizuno, Yamane, McDermott).

**SCRep. 139-18 Consumer Protection & Commerce on H.B. No. 2414**

The purpose of this measure is to:

- (1) Require the Liquor Commission to streamline the process for the issuance of temporary licenses for the sale of liquor for fundraising events by nonprofit organizations; and
- (2) Remove the Liquor Commission's discretion to take into account other considerations when deciding whether to grant a previously denied, refused, or withdrawn application.

The Mayor of the County of Maui, an individual Commissioner of the Liquor Commission of the County of Maui, and an individual testified in support of this measure. The Liquor Commission 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 promote 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. 2414, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2414, 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, 4 (Aquino, Mizuno, Yamane, McDermott).

**SCRep. 140-18 Tourism on H.B. No. 2012**

The purpose of this measure is to allocate funds from transient accommodations tax revenues, subject to a dollar-for-dollar match from the private sector, to the Hawaii Tourism Authority (HTA) for the implementation of initiatives, in conjunction with the Hawaii Lodging and Tourism Association (HLTA), to address homelessness in tourist and resort areas.

Maui Hotel & Lodging Association, Hawai'i Lodging & Tourism Association, The Westin Princeville Ocean Resort Villas, IMUAlliance, and Ho'omanapono Political Action Committee supported this measure. The Governor's Coordinator on Homelessness supported the intent of this measure. A concerned individual opposed this measure. The Tax Foundation of Hawaii and Life of the Land submitted comments on this measure.

Your Committee has amended this measure by:

- (1) Requiring the HTA to submit a status report to the Legislature on its prior and future initiatives with the HLTA, relating to homelessness in tourist and resort areas, including costs and funding sources; 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 Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2012, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2012, H.D. 1, and be referred to your Committee on Health & Human Services.

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

**SCRep. 141-18 Housing on H.B. No. 2632**

The purpose of this measure is to support Hawaii's agricultural landowners in recruiting and retaining farmworkers by allowing agricultural landowners to build, subject to certain requirements, on-farm and near-farm affordable housing for farmworkers.

The League of Women Voters of Hawaii supported this measure. The Department of Agriculture, Land Use Commission, and Office of Planning supported the intent of this measure and offered comments.

Your Committee finds that on-farm and near-farm housing may assist agricultural landowners in recruiting and retaining the farmworkers needed in the agricultural industry.

Testimony from the government agencies noted that additional resources may be necessary for the monitoring and enforcement of the requirements in this measure. Your Committee notes that on-farm and near-farm housing are not intended to be used as vacation rental units.

Your Committee has amended the measure by:

- (1) Adding a definition for "immediate family members";
- (2) Clarifying the maximum area permitted to be used for farm dwellings and employee housing units;
- (3) Clarifying that the five-year farm plans are subject to review by the Department of Agriculture;
- (4) Changing the effective date to January 1, 2050, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style, including the insertion of the most recently codified version of the Hawaii Revised Statutes.

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. 2632, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2632, H.D. 1, and be referred to your Committee on Agriculture.

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

**SCRep. 142-18 Housing on H.B. No. 2331**

The purpose of this measure is to incentivize the development of affordable housing in the State by expediting certain approval processes. Specifically, this measure requires:

- (1) County land use decision making bodies to act on district boundary amendments involving land areas of fifteen acres or less within forty-five days; and
- (2) The Hawaii Community Development Authority to act on affordable housing projects on land within their control within forty-five days.

The Office of the Governor; Department of Business, Economic Development and Tourism; Hawaii Housing Finance and Development Corporation; League of Women Voters of Hawaii; Land Use Research Foundation of Hawaii; The Chamber of Commerce Hawaii; Building Industry Association of Hawaii; and Hawaii Island Community Development Corporation supported this measure.

Your Committee finds that the Land Use Commission's current expedited process for boundary amendments for Hawaii Housing Finance and Development Corporation rental housing projects has reduced duplicative processes in the development of these projects.

Your Committee has amended this measure by:

- (1) Changing the effective date to January 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 Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2331, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2331, H.D. 1, and be referred to your Committee on Water & Land.

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

**SCRep. 143-18 Housing on H.B. No. 2357**

The purpose of this measure is to create an eviction process for the Hawaii Public Housing Authority's (Authority) state low-income housing and state housing for elders programs.

The Authority, League of Women Voters of Hawaii, and an individual supported this measure.

Your Committee finds that this measure is substantially similar to the eviction process currently employed for the federal low-income public housing program. If passed, this measure will help streamline the eviction process for all of the Authority's state and federal low-income public housing programs, and lessen the caseloads of the Judiciary and the Department of the Attorney General.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments to correct typographic errors and for the purposes of style, clarity, and consistency.

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. 2357, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2357, 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 (Quinlan).

**SCRep. 144-18 Housing on H.B. No. 2554**

The purpose of this measure is to address the shortage of available housing in Hawaii by requiring that counties authorize a minimum number of housing projects for the next ten years.

The Chamber of Commerce Hawaii and Building Industry Association Hawaii supported this measure. The Mayor of the County of Hawaii, Chair of the Maui County Council, three Maui County Councilmembers, and Department of Planning and Permitting for the City and County of Honolulu opposed this measure. The Tax Foundation of Hawaii offered comments for this measure.

Your Committee finds that Hawaii is currently experiencing a housing crisis, and it may benefit the State to consider creative solutions to address the problem.

Your Committee notes that the measure contains ambiguity regarding what is meant by "authorize the construction" in the new language added to the statute. For example, the act of authorizing could be construed as approval of a building permit for construction on private property, entering into agreements with private developers to undertake housing projects, or both. Should this measure progress through the legislative process, your Committee requests that future Committees engage stakeholders to resolve this ambiguity.

Your Committee has amended this measure by changing the effective date to January 1, 2050, 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. 2554, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2554, H.D. 1, and be referred to your Committee on Tourism.

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

**SCRep. 145-18 Health & Human Services/Housing on H.B. No. 2037**

The purpose of this measure is to exempt temporary homeless shelters from state and county health and sanitation provisions, and from county zoning provisions, from July 1, 2018, to July 1, 2028.

One individual testified in support of this measure. The Department of Human Services, City and County of Honolulu Department of Planning and Permitting, and one individual testified in opposition. The Department of Health and Governor's Coordinator on Homelessness provided comments.

Your Committees note that Hawaii has the highest per capita rate of homelessness in the United States.

Your Committees have amended this measure by changing its effective date to July 1, 3000, to facilitate further discussion.

As affirmed by the records of votes of the members of your Committees on Health & Human Services and Housing that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2037, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2037, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chairs on behalf of the Committees.  
Health & Human Services: Ayes, 5; Ayes with Reservations (Kobayashi, Learmont). Noes, none. Excused, none.  
Housing: Ayes, 5. Noes, none. Excused, 2 (Quinlan, McDermott).



**SCRep. 146-18 Health & Human Services/Housing on H.B. No. 2038**

The purpose of this measure is to ease the efforts of nonprofit organizations in providing shelter to homeless persons by exempting temporary homeless shelters established by nonprofit organizations on their own property from county regulations that prohibit or substantially burden the provision of shelter and limiting county liability.

The League of Women Voters of Hawaii, Kupuna Caucus of the Democratic party of Hawaii, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The City and County of Honolulu Department of Planning and Permitting opposed this measure. The Hawaii Association for Justice provided comments.

Your Committees note the concerns raised regarding the discrepancy of available shelter and services for homeless persons on the Neighbor Islands compared to Oahu.

Your Committees have amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Health & Human Services and Housing that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2038, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2038, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chairs on behalf of the Committees.

Health & Human Services: Ayes, 5. Noes, none. Excused, none.

Housing: Ayes, 5; Ayes with Reservations (Nakamura). Noes, none. Excused, 2 (Quinlan, McDermott).

**SCRep. 147-18 Energy & Environmental Protection on H.B. No. 2110**

The purpose of this measure is to encourage and facilitate the development and use of microgrids by requiring that the Public Utilities Commission establish a microgrid services tariff.

The Department of Research and Development of the County of Hawaii, Hawaiian Electric Company, Maui Electric Company, Hawaii Electric Light Company, Distributed Energy Resources Council of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, The Alliance for Solar Choice, Life of the Land, 350Hawaii.org, Blue Planet Foundation, We Are One, Inc., and many concerned individuals supported this measure. The Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs and the Department of Business, Economic Development & Tourism provided comments.

Your Committee has amended this measure by requiring the Public Utilities Commission to consider the actions taken to establish and deploy microgrids in Puerto Rico following the 2017 Atlantic hurricane season and what the State can do to address a potential similar local disaster in the future.

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. 2110, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2110, 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. 148-18 Energy & Environmental Protection on H.B. No. 2025**

The purpose of this measure is to further the State's commitments to reducing waste, providing opportunities for agricultural education, increasing local food production, and promoting natural resource management in public schools by:

- (1) Requiring the Department of Education to issue composting pilot project grants to Department schools and establish the Composting Grant Pilot Project Working Group that will provide implementation and operational oversight, guidelines, and support; make recommendations for composting pilot projects in public schools; and report annually to the Legislature; and
- (2) Appropriating funds to the Department of Education for the composting grant pilot project.

The Department of Education, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Kokua Hawaii Foundation, Hawaii Civic Club of Honolulu, Windward Zero Waste School Hui, and several concerned 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 is in accord with the intent and purpose of H.B. No. 2025 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, 8. Noes, none. Excused, none.

**SCRep. 149-18 Energy & Environmental Protection on H.B. No. 2043**

The purpose of this measure is to authorize counties to:

- (1) Implement a sewer monitoring program that includes inspection, after proper notice to property owners, of sewer laterals connected to county sewers on public or private property to detect saltwater infiltration; and
- (2) Compel the private property owners to inspect for saltwater infiltration and perform repairs as necessary.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and a concerned individual supported this measure.

Your Committee has amended this measure by changing its effective date to January 28, 2045, 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. 2043, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2043, 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, none.

**SCRep. 150-18 Energy & Environmental Protection on H.B. No. 2547**

The purpose of this measure is to ensure the long-term planning, coordination, and implementation of the state's sustainability goals by:

- (1) Establishing an Office of Sustainability (Office) within the Department of Business, Economic Development, and Tourism (Department) to guide state sustainability policies; and
- (2) Creating the State Sustainability Special Fund to support the Office and its initiatives.

The Office of Planning; State Procurement Office; Department of Business, Economic Development and Tourism; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; Ulupono Initiative; Environmental Caucus of the Democratic Party of Hawaii; Hawaii Bioeconomy Trade Organization; Hawaiian Civic Club of Honolulu; Patients Without Time; Kokua Hawaii Foundation; Honua Consulting; Hawaii Farm Bureau Federation; Surfrider Foundation Oahu Chapter; and numerous concerned individuals supported this measure. The Department of the Attorney General and Department of Budget and Finance provided comments.

Your Committee has amended this measure by changing the effective date to January 28, 2045, 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. 2547, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2547, 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, 1 (Kong).

**SCRep. 151-18 Energy & Environmental Protection on H.B. No. 1801**

The purpose of this measure is to continue efforts to achieve a one hundred per cent renewable portfolio standard and increase Hawaii's reliance on renewable energy by:

- (1) Establishing gas utility company renewable portfolio standards for electricity generation; and
- (2) Amending the statutory definition of renewable portfolio standard to more accurately reflect the percentage of renewable energy penetration in the State.

The Department of Business, Economic Development and Tourism, Distributed Energy Resources Council of Hawaii, Hawaii Interfaith Power and Light, Life of the Land, Sierra Club of Hawaii, Ulupono Initiative, 350Hawaii.org, Blue Planet Foundation, Surfrider Foundation, Independent Issue Advocate, Grenatec, We Are One, Inc. -www.WeAreOne.cc -WAO, League of Women Voters, Bio Carbon Solutions Global, and numerous concerned individuals 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. Hawaii Gas, Hawaiian Electric Company, Hawaii Electric Light Company, Maui Electric Company, and a concerned individual testified in opposition to this measure. The Public Utilities Commission provided comments.

Your Committee notes that concerns were raised by various stakeholders that the current language applying renewable portfolio standards to gas utilities contained in this measure may lead to confusion and misinterpretation leading to unintended consequences. Your Committee further notes that the various stakeholders have stated that they are in discussions to develop language to address some of these concerns. Should your Committee on Consumer Protection and Commerce deliberate on this measure further, your Committee on Energy and Environmental Protection respectfully requests that it take these concerns, and any proposed language developed by the various stakeholders, into consideration.

Your Committee has amended this measure by changing its effective date to January 28, 2045, 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. 1801, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1801, 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 (Kong).

**SCRep. 152-18 Energy & Environmental Protection on H.B. No. 2045**

The purpose of this measure is to clarify that state, county, and authorized agents have authority to enter private property to control and eradicate invasive species when there is a reasonable suspicion that invasive species are present on the property.

The Department of Land and Natural Resources, Department of Agriculture, Mayor of the County of Hawaii, Chair of the Maui County Council, Vice-Chair of the Maui County Council, Council Member representing District 4 of the County of Hawaii County Council, Big Island Invasive Species Committee, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Coordinating Group on Alien Pest Species, Hawaii Farm Bureau, Hawaii Floriculture and Nursery Association, The Nature Conservancy, Hawaiian Civic Club of Honolulu, Ka Ohana O Na Pua, and several individuals testified in support of this measure. One individual testified in opposition.

Your Committee has amended this measure by changing its effective date to January 28, 2045, 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. 2045, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2045, 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, none.

**SCRep. 153-18 Energy & Environmental Protection on H.B. No. 2046**

The purpose of this measure is to support the implementation of the Hawaii Interagency Biosecurity Plan by appropriating funds to the Department of Agriculture for outreach and education efforts in West Hawaii county regarding the detection and treatment of little fire ants.

The Department of Land and Natural Resources, Department of Agriculture, County of Hawaii Mayor, Hawaii County Council Member, Coordinating Group on Alien Pest Species, Hawaii Farm Bureau, Landscape Industry Council of Hawaii, Hawaii Island Landscape Association, Hawaii Floriculture and Nursery Association, Hawaiian Civic Club of Honolulu, Ka Ohana O Na Pua, The Nature Conservancy, Big Island Invasive Species Committee, and four concerned individuals supported this measure.

Your Committee has amended this measure by changing the appropriation to an unspecified amount and should your Committee on Finance deliberate on this measure, your Committee respectfully requests that it insert an amount of \$50,000.

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. 2046, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2046, 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. 154-18 Energy & Environmental Protection on H.B. No. 1986**

The purpose of this measure is to require the Department of Business, Economic Development and Tourism to establish a Carbon Offsets Program to allow state agencies and other interested parties to acquire carbon offset credits to offset their respective carbon emissions and use the resulting proceeds to fund projects that improve the State's water infrastructure or mitigate threats to water sustainability efforts due to climate change.

The Department of Business, Economic Development and Tourism, Office of Planning, Sierra Club of Hawai'i, The Nature Conservancy, Distributed Energy Resources Council of Hawaii, We Are One, Inc., Ho'omanapono Political Action Committee, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and several individuals supported this measure. Life of the Land and two individuals opposed this measure. The Department of Land and Natural Resources and Hawaii Farm Bureau provided comments.

Your Committee has amended this measure by changing its effective date to January 28, 2045, 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. 1986, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1986, 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. 155-18 Energy & Environmental Protection on H.B. No. 2106**

The purpose of this measure is to require all environmental assessments and environmental impact statements prepared pursuant to Chapter 343, Hawaii Revised Statutes, to include consideration of sea level rise based on the most recent scientific data available regarding sea level rise.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Americans for Democratic Action Hawaii, Life of the Land, United Planet Faith & Science Initiative, 350Hawaii.org, Sierra Club of Hawai'i, We Are One, Inc., Hawaiian Civic Club of Honolulu, and many individuals supported this measure. The Department of Land and Natural Resources, Office of Planning, and Office of Environmental Quality Control provided comments.

Your Committee has amended this measure by requiring the Office of Environmental Quality Control to adopt and maintain rules requiring all environmental assessments and environmental impact statements to include consideration of sea level rise based on the most recent scientific data available regarding sea level rise rather than amend Chapter 343.

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. 2106, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2106, 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, none.

**SCRep. 156-18 Energy & Environmental Protection on H.B. No. 2732**

The purpose of this measure is to protect Hawaii's fragile coral reefs and nearshore waters, particularly in the area of Puako on the island of Hawaii, by convening a study group within the Department of Health to develop a proposal for a pilot program to address contamination of the shore waters of Puako related to waste-water and cesspools.

The Coral Reef Alliance, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Kokua Hawaii Foundation, and two concerned individuals testified in support of this measure. The Department of Health testified in support of the intent of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2118, 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 Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2732, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2732, H.D. 1, and be referred to your Committee on Health & Human Services.

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

**SCRep. 157-18 Energy & Environmental Protection on H.B. No. 2102**

The purpose of this measure is to support the development of nutrient cycling agricultural practices in Hawaii by establishing and funding a Regional Nutrient Cycling Pilot Program on Maui and imposing reporting requirements on the Department of Agriculture.

The Department of Agriculture, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Center for Food Safety, We Are One, Inc., and several concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 28, 2045; 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 Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2102, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2102, 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, none.

**SCRep. 158-18 Energy & Environmental Protection on H.B. No. 2095**

The purpose of this measure is to authorize the Agribusiness Development Corporation to enter into contracts with private businesses to remove various waste items from the waste stream for use in other business sectors.

The Department of Agriculture, Agribusiness Development Corporation, Hawaiian Civic Club of Honolulu, and three individuals supported this measure.

Your Committee notes that the priority for waste stream services between the Agribusiness Development Corporation and the counties is not determined in this measure. Should the Committee on Agriculture deliberate this measure further, your Committee respectfully requests that it work with the stakeholders of this measure to address this issue.

Your Committee has amended this measure by changing its effective date to January 28, 2045, 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. 2095, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2095, H.D. 1, and be referred to your Committee on Agriculture.

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

**SCRep. 159-18 Energy & Environmental Protection on H.B. No. 2723**

The purpose of this measure is to protect Hawaii's coral reefs without compromising the ability of Hawaii residents and visitors to protect themselves from sunburns and damage caused by harmful ultraviolet A and ultraviolet B rays. Specifically, this measure prohibits:

- (1) The sale of sunscreens containing oxybenzone beginning January 1, 2023, unless the sunscreen is a prescription drug; and
- (2) The counties from further banning or otherwise regulating products containing oxybenzone or other ingredients approved by the United States Food and Drug Administration (FDA).

The Department of Health, two County of Hawaii Councilmembers, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Sierra Club of Hawaii, Aqua-Aston Hospitality, LLC, Bayer, Hawaiian Civic Club of Honolulu, Mauna Mama Kona Coffee, and numerous individuals testified in support of this measure. The Hawaii Food Industry Association, Consumer Healthcare Products Association, Retail Merchants of Hawaii, Personal Care Products Council, Pacific Boats & Yachts LLC, and one individual testified in opposition. The Department of Land and Natural Resources, Hawaii Reef and Ocean Coalition, and one individual provided comments.

Your Committee has amended this measure by narrowing the prohibition on county bans or regulation of products containing oxybenzone or other ingredients approved by the FDA to apply only to sunscreens.

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. 2723, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2723, 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 (McDermott). Noes, none. Excused, 1 (Kong).

**SCRep. 160-18 Energy & Environmental Protection on H.B. No. 2612**

The purpose of this measure is to direct and appropriate funds for the Department of Health to conduct a statewide study of sewage contamination in nearshore marine areas.

The University of Hawaii Water Resources Research Center, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Environmental Caucus of the Democratic Party of Hawaii, Hawaiian Civic Club of Honolulu, Kokua Hawaii Foundation, and three individuals testified in support of this measure. The Department of Health provided comments.

Your Committee has amended this measure by:

- (1) Directing the University of Hawaii Water Resources Research Center to conduct the study in cooperation and consultation with the Department of Health;
- (2) Changing the appropriation amount from \$500,000 to an unspecified amount; and
- (3) Changing its effective date to January 28, 2045, to facilitate further discussion.

Should the Committee on Finance deliberate on this measure further, your Committee on Energy & Environmental Protection respectfully requests that it consider appropriating \$500,000 for the University of Hawaii Water Resources Research Center, in cooperation and consultation with the Department of Health, to conduct a comprehensive statewide study of sewage contamination in nearshore marine areas.

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. 2612, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2612, H.D. 1, and be referred to your Committee on Health & Human Services.

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

**SCRep. 161-18 Energy & Environmental Protection on H.B. No. 2248**

The purpose of this measure is to require the Department of Commerce and Consumer Affairs to adopt state appliance efficiency standards that are modeled after the appliance efficiency standards established in California.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Energy, Blue Planet Foundation, and an individual supported this measure. The Association of Home Appliance Manufacturers opposed this measure. The Department of Commerce and Consumer Affairs provided comments.

Your Committee finds that, according to a 2017 national study from the Appliance Standards Awareness Project and The American Council for an Energy-Efficient Economy, adopting appliance efficiency standards could save Hawaii nearly \$1,000,000,000 in electricity costs over twenty years, which is the equivalent of about \$215 annually for each Hawaii household. Furthermore, according to the "States Go First" report by the Appliance Standards Awareness Project, faucets, showerheads, and computer and monitor standards alone could potentially save Hawaii \$35,000,000 in annual utility bill savings and 118 gigawatt hours annually in electricity by 2035, assuming full compliance by 2020.

Your Committee has amended this measure by:

- (1) Removing air purifiers from appliance energy efficiency standards; and
- (2) Making technical, nonsubstantive amendments for clarity 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. 2248, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2248, 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 (Kong).

#### **SCRep. 162-18 Intrastate Commerce on H.B. No. 2060**

The purpose of this measure is to rename the State Board of Chiropractic Examiners, Board of Dental Examiners, Board of Examiners in Optometry, and Board of Veterinary Examiners as the Hawaii Board of Chiropractic, Board of Dentistry and Dental Hygienists, Hawaii Board of Optometry, and Hawaii Board of Veterinary Medicine, respectively, to more accurately reflect their scope and duties.

Numerous concerned individuals supported the measure. The Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs and Hawaii Dental Hygienists' Association submitted comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000, 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 Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2060, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2060, 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, 2 (Tokioka, Ward).

#### **SCRep. 163-18 Intrastate Commerce on H.B. No. 1995**

The purpose of this measure is to protect unfettered access to the internet by the people of Hawaii, despite the December 2017 decision by the United States Federal Communications Commission to overturn its net neutrality rules, by:

- (1) Regulating providers of broadband internet access service in Hawaii; and
- (2) Establishing a task force to study the establishment of a state-owned public utility company to provide internet service to consumers in Hawaii, including the costs and benefits of doing so.

Americans for Democratic Action and Progressive Democrats of Hawaii supported the measure. The Department of Business, Economic Development and Tourism; AT&T; Charter Communications; Computing Technology Industry Association; and Cellular Telecommunications and Internet Association opposed the measure. Hawaiian Telcom submitted comments.

Your Committee has amended this measure by:

- (1) Deleting the requirement that a provider of broadband internet access service in Hawaii must publicly disclose accurate information regarding the network management practices, performance, and commercial terms of its broadband internet access services;
- (2) Requiring that the Public Utilities Commission, rather than the Department of Business, Economic Development and Tourism, host the task force;
- (3) Changing the effective date to July 1, 3000, 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 Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1995, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1995, 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, 2 (Tokioka, Ward).

**SCRep. 164-18 Intrastate Commerce on H.B. No. 1966**

The purpose of this measure is to exempt persons who specialize in only foot, hand, and outer ear manipulation, including the practice of reflexology and foot zone therapy, from the requirements of licensure for massage therapists.

Many concerned individuals supported this measure. The Department of Commerce and Consumer Affairs, Regulated Industries Complaints Office and Board of Massage Therapy provided comments.

Your Committee has amended this measure by:

- (1) Exempting establishments that specialize in only foot, hand, and outer ear manipulation from requirements to obtain a massage therapy establishment license to practice; provided that the clients remain fully clothed;
- (2) Providing that persons and establishments exempt from licensure shall also be exempted from the advertising regulations for massage therapists;
- (3) Changing its effective date to July 1, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purpose of clarity.

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. 1966, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1966, 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 (Ito). Excused, 2 (Tokioka, Ward).

**SCRep. 165-18 Intrastate Commerce on H.B. No. 2296**

The purpose of this measure is to protect the privacy of customers of internet service providers by prohibiting internet service providers from using, disclosing, selling, or permitting access to the personal information of their customers without prior written consent, or unless otherwise permitted by law under specified circumstances.

The American Civil Liberties Union of Hawaii, Oahu Central Committee on Legislative Priorities of the Democratic Party of Hawaii, and two concerned individuals testified in support of this measure. CTIA and Charter Communications testified in opposition to this measure. The Department of the Attorney General and Hawaiian Telcom provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to facilitate 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. 2296, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2296, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, none.

**SCRep. 166-18 Intrastate Commerce on H.B. No. 2207**

The purpose of this measure is to require the Board of Dental Examiners (Board) to adopt rules establishing a tiered regulatory framework for the regulation of dental assistants in Hawaii and submit a report to the Legislature detailing the rules that were adopted.

Numerous individuals testified in support of this measure. The Board, Hawaii Dental Association, Hawaii Dental Hygienists' Association, and two concerned individuals provided comments on this measure.

Your Committee has amended this measure by:

- (1) Deleting the educational requirement for basic-level dental assistants;
- (2) Clarifying that, as a requirement for certification as an advanced-qualified dental assistant, a dental assistant received expanded function training in duties as specified by rules adopted by the Board rather than specifying that the training be in the application of pit and fissure sealants or advanced remedial intra-oral dental tasks;
- (3) Specifying that the report submitted by the Board to the Legislature be on the progress of adopting rules for the tiered regulatory framework for dental assistants rather than on detailing the rules adopted;
- (4) Changing its effective date to July 1, 3000, 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 Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2207, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2207, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, none.

**SCRep. 167-18 Transportation on H.B. No. 2267**

The purpose of this measure is to establish the State Highway Enforcement Program, which authorizes the Director of Transportation to establish surcharge eligible zones on state highways, in which an additional penalty may be imposed for parking violations. This measure also establishes a State Highway Enforcement Program Fund for deposit of surcharges and distribution of funds to county police departments for enforcement and the Department of Transportation for parking improvements.

The Department of Transportation and Limahuli Garden and Preserve testified in support of this measure. One concerned individual testified in opposition to this measure. The Department of Budget and Finance provided comments on this measure.

Your Committee has amended this measure by:

- (1) Removing the Director of Transportation's authority to establish surcharge zones for illegal parking violations and related signage requirements;
- (2) Making the surcharge applicable on all state highways;
- (3) Changing the effective date to July 1, 2050; 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2267, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2267, 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 (Hashem, McDermott).

**SCRep. 168-18 Transportation on H.B. No. 2684**

The purpose of this measure is to amend the fees and charges collected by the Public Utilities Commission (PUC) and civil penalties imposed upon motor carriers and require that a percentage of these moneys collected by the PUC be used for expenditures relating to the enforcement of motor carrier laws, including but not limited to expenditures for enforcement personnel.

The Public Utilities Commission and the Hawaii Transportation Association provided comments to this measure.

Your Committee has amended this measure by:

- (1) Specifying that the Motor Carrier Law, including the fees and penalties subject to this measure, applies to all motor carriers, regardless of whether the motor carrier has obtained a certificate of public convenience or necessity or contract carrier permit;
- (2) Changing its effective date to July 1, 2050; and
- (3) 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2684, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2684, 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 (Hashem, McDermott).

**SCRep. 169-18 Labor & Public Employment on H.B. No. 2115**

The purpose of this measure is to appropriate funds to the Department of Labor and Industrial Relations for the operations of the K-12 Agriculture Workforce Development Pipeline Initiative.

The Department of Education, Department of Agriculture, a Maui County Councilmember, Maui Chamber of Commerce, Hawaii Cattlemen's Council, Land Use Research Foundation of Hawaii, Hawaii Crop Improvement Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Farm Bureau, and a few concerned individuals supported this measure. The Department of Labor and Industrial Relations and a concerned individual offered comments.



Should the Committee on Education deliberate on this measure further, your Committee respectfully requests that it consider appropriating \$200,000 for fiscal year 2018-2019 to the Department of Labor and Industrial Relations for the operations of the K-12 Agriculture Workforce Development Pipeline Initiative.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount from \$200,000 to an unspecified amount; and
- (2) Changing the effective date to January 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. 2115, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2115, 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. 170-18 Labor & Public Employment on H.B. No. 2173**

The purpose of this measure is to prohibit employers and educational institutions from requiring employees, students, and prospective employees and students to provide protected personal online account information. This measure also provides for specific exceptions to the prohibition and authorizes private civil action for injunctive relief, including damages and reasonable attorney's fees, against violators.

The Department of Education and a concerned individual supported this measure. The University of Hawaii supported the intent of this measure. The Chamber of Commerce Hawaii, American Civil Liberties Union of Hawaii, and Commission to Promote Uniform Legislation offered comments.

Your Committee has amended this measure by:

- (1) Changing its 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2173, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2173, 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. 171-18 Labor & Public Employment on H.B. No. 2377**

The purpose of this measure is to:

- (1) Establish a two-year limit for the delivery of services in vocational rehabilitation plans for injured employees under workers' compensation law;
- (2) Establish training options for employment in another occupational field when required as part of the injured employee's rehabilitation plan; and
- (3) Make a housekeeping amendment to clarify that all professional and clerical employees of the Department of Labor and Industrial Relations Rehabilitation Unit are administered by the Director of Labor and Industrial Relations.

The Department of Labor and Industrial Relations, Department of Human Resources Development, City and County of Honolulu Department of Human Resources, and Hawaii Insurers Council testified in support of this measure. Numerous individuals opposed this measure.

Your Committee has amended this measure by:

- (1) Deleting the two-year limit for delivery of services in vocational rehabilitation plans;
- (2) Changing its effective date to January 1, 2050, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that the amendment deleting the two-year limit for vocational rehabilitation plans was mutually agreeable to the Department of Labor and Industrial Relations and vocational rehabilitation practitioners.

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. 2377, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2377, 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. 172-18 Labor & Public Employment on H.B. No. 2544**

The purpose of this measure is to grant a presumption to firefighters or volunteer firefighters that cancer arose out of the course and scope of their employment, provided there is evidence of exposure to a known carcinogen while performing services for their employers.

The Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. The Department of Labor and Industrial Relations and Hawaii Insurers Council opposed this measure. The Department of the Attorney General provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 1, 2050, to further 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2544, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2544, 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. 173-18 Energy & Environmental Protection on H.B. No. 2573**

The purpose of this measure is to reduce nonpoint contamination source pollution created by cesspools by:

- (1) Amending eligibility requirements for the cesspool upgrade, conversion, or connection income tax credit and extending the tax credit for an additional two years;
- (2) Establishing a cesspool compliance grant program within the Department of Health and appropriating funds for the program to assist homeowners with cesspool upgrade, connection, or conversion costs;
- (3) Requiring the Department of Health to develop guidelines to determine the circumstances under which disclosure of the existence of a cesspool shall be mandatory prior to the sale or transfer of real property on which the cesspool is located; and
- (4) Making the existence of a cesspool on real property a material fact required to be included in a seller's disclosure statement under Hawaii's mandatory seller disclosures in real estate transactions law if such disclosure is determined to be mandatory pursuant to guidelines established by the Department of Health.

The Department of Health, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Kokua Hawaii Foundation, and four concerned individuals testified in support of this measure. The Department of Taxation, Tax Foundation of Hawaii, and a concerned individual provided comments.

Your Committee has amended this measure by:

- (1) Deleting language:
  - (A) Amending the eligibility requirements for the cesspool upgrade, conversion, or connection income tax credit and extending the tax credit for an additional two years;
  - (B) Establishing a cesspool compliance grant program and appropriating funds for the program; and
  - (C) Requiring the Department of Health to develop guidelines to determine the circumstances under which disclosure of the existence of a cesspool shall be mandatory;
- (2) Amending language requiring disclosure of a cesspool under Hawaii's mandatory disclosures in real estate transactions law; 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. 2573, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2573, H.D. 1, and be referred to your Committee on Health & Human Services.

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

**SCRep. 174-18 Health & Human Services on H.B. No. 2146**

The purpose of this measure is to implement the recommendations of the Affordable Health Insurance Working Group by authorizing the State to submit another state innovation waiver proposal under section 1332 of the Affordable Care Act of 2010 to the federal government.

The Department of Human Services, Department of Commerce and Consumer Affairs, Hawaii Medical Service Association, and Kaiser Permanente Hawaii supported this measure. One concerned individual provided comments.

Your Committee finds that reinsurance programs in conjunction with innovation waivers have been established in other States as a method to mitigate premium increases in individual health insurance markets. The innovation waivers are able to provide pass-through funding from the federal government based on savings that the reinsurance programs create and this measure is necessary if the State is to pursue similar coverage options. A state reinsurance program if appropriately structured could benefit consumers by encouraging more health plan participation where there is not currently enough competition.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2146, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2146, 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, none.

**SCRep. 175-18 Health & Human Services on H.B. No. 2524**

The purpose of this measure is to ensure equitable access to in vitro fertilization for all couples, regardless of sex, gender expression, or marital status by removing discriminatory statutory requirements for health insurance coverage of in vitro fertilization procedures.

RESOLVE: The National Infertility Association, Advanced Reproductive Medicine & Gynecology of Hawaii, Inc., Fertility Institute of Hawaii, American Society for Reproductive Medicine, Society for Assisted Productive Technology, Academy of Adoption and Assisted Reproduction Attorneys, Democratic Party of Hawaii LGBT Caucus, Democratic Party of Hawaii Oahu County Committee on Legislative Priorities, Hawaii Women's Coalition, and two concerned individuals testified in support of this measure. Kaiser Permanente and one concerned individual opposed this measure. The Department of the Attorney General and Hawaii Medical Service Association submitted comments.

Your Committee has amended this measure by deleting its contents and inserting language to establish the In Vitro Fertilization Insurance Coverage Study Group to review existing State statutes and insurance coverage and make recommendations to the Legislature.

Your Committee notes that it has recently considered and deferred H.B. No. 1857, Relating to Gestational Surrogacy, and H.B. No. 2669, Relating to Cancer Patients, which both addressed reproductive rights and access to treatment. Your Committee notes that reproductive rights and access are important issues and that H.B. No. 2524 HD1 is intended to encourage further discussion on this issue.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2524, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2524, 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, none.

**SCRep. 176-18 Health & Human Services on H.B. No. 2530**

The purpose of this measure, as received by your Committee is to ensure that Hawaii's child care providers offer a safe environment along with a high level of care for Hawaii's children by:

- (1) Establishing a misdemeanor offense for violation by licensed group child care homes or centers of state laws pertaining to child safety that result in injury or death of a child; and
- (2) Requiring the immediate revocation of a child care provider's license or temporary permit upon conviction of the misdemeanor charge and prohibiting its reinstatement, thereafter.

Prior to the public hearing your Committee circulated and received testimony on a Proposed H.D. 1. The purpose of the Proposed H.D. 1 is to balance access to affordable regulated child care with insurance coverage requirements for child care providers and to give the Department of Human Services additional time to develop and implement a compliance process to verify that a regulated child care provider maintains liability insurance. Specifically, the Proposed H.D. 1:

- (1) Eliminates the requirement that the Department of Human Services determine the amount of liability insurance regulated child care providers must obtain; and
- (2) Delays the reporting requirements on issues related to liability insurance requirements for child care providers and the implementation and enforcement of liability insurance requirements.

The Honolulu Police Department and numerous concerned individuals testified in support of the original intent of this measure.

The Department of Human Services testified in support of the Proposed H.D. 1.

Upon further consideration, your Committee has amended this measure by adopting the language contained in the Proposed H.D. 1. Additionally, your Committee has amended the measure further by:

- (1) Changing its effective date to July 1, 3000, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2530, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2530, 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, none.

**SCRep. 177-18 Health & Human Services on H.B. No. 2492**

The purpose of this measure is to discourage the use and consumption of e-liquids in this State by:

- (1) Making unlawful the shipment of tobacco products to anyone other than a licensee, and certain warehouse proprietors regulated by federal law;
- (2) Including e-liquid within the definition of "tobacco products" as used in the cigarette tax and tobacco tax law to subject e-liquids to general excise tax laws; and
- (3) Increasing the license fee for wholesalers or dealers of cigarettes and tobacco products, and the retail tobacco permit fee.

The Department of Health, American Heart Association, Hawai'i Pacific Health, Blue Zones Project, Hawaii Public Health Association, Hawai'i Public Health Institute, Keiki Injury Prevention Coalition, and many concerned individuals supported this measure. VOLCANO Fine Electronic Cigarettes, Cigar Rights of America, Hawaii Smokers Alliance, Retail Merchants of Hawaii, Vape Hawaii, Sub Ohm Vapes, LLC, and many concerned individuals opposed 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:

- (1) Deleting certain provisions of the measure which reference federal law, as these federal laws do not define tobacco products to include e-liquids;
- (2) Clarifying that any person or entity who knowingly engages in the unlawful shipment of tobacco products shall be guilty of a misdemeanor;
- (3) Including in the definition of e-liquid the requirement that the liquid or like substance must contain nicotine;
- (4) Applying this measure to taxable years beginning after December 31, 2018; and
- (5) Changing its effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2492, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2492, 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, none.

**SCRep. 178-18 Health & Human Services on H.B. No. 2211**

The purpose of this measure is to appropriate funds to allow the Department of Human Services to implement a maintenance payment system that complies with the federal Child Welfare Act, to increase clothing allowance payments, to reimburse caregivers and beneficiaries who received inadequate benefit amounts in the past, and to comply with additional terms of a global settlement agreement to finally resolve federal and state class action lawsuits against the Department and the State.

The Department of the Attorney General testified in support of this measure. The Department of Human Services provided comments.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount to an unspecified amount;
- (2) Changing the effective date to July 1, 3000, to promote further discussion; and
- (3) Making technical, nonsubstantive amendments for style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2211, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2211, 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, none.

**SCRep. 179-18 Health & Human Services on H.B. No. 1909**

The purpose of this measure is to require the Department of Health to examine all feral bird and pigeon nuisance complaints and to provide the Department of Health with the authority to order or carry out actions to remove any accumulation of excrement, nesting materials, carcasses, and other odiferous and nuisance detritus caused by excessive numbers of feral birds or pigeons.

A concerned individual testified in opposition to this measure. The Department of Health and a concerned individual provided comments to this measure.

At the public hearing on this measure, the Department of Health testified that it already has the authority to order a property owner to remove nuisance waste caused by feral birds or pigeons. However, the Department may not have the funding to do so.

Your committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000; 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 Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1909, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1909, 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 (Tupola).

**SCRep. 180-18 Health & Human Services on H.B. No. 1858**

The purpose of this measure is to specify that the Attorney General may bring a civil action on behalf of the State against employees or agents of the State, whose duty is to oversee or manage the financial affairs of a dependent elder.

The Kupuna Caucus of the Democratic Party of Hawaii and several individuals supported this measure. The Department of Human Services provided comments.

Your Committee notes that the Department of Human Services defers to the Department of the Attorney General and the Judiciary on this measure. The Department of the Attorney General provided no opinion on the measure. The Judiciary stated that there are added costs for the implementation of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1858, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1858, 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 (Belatti).

**SCRep. 181-18 Health & Human Services on H.B. No. 2364**

The purpose of this measure is to improve and enhance Hawaii's juvenile justice system by establishing the Kawailoa Youth and Family Wellness Center at the Hawaii Youth Correctional Facility to incorporate a more therapeutic and rehabilitative focus for juvenile justice.

The Office of Youth Services, Department of Human Services, Friends of Youth Outreach, Hawaii Youth Services Network, Hale Kipa, Ho'omanapono Political Action Committee, Ho'ola Na Pua, Partners In Development Foundation, and a few concerned individuals supported this measure. The Department of Education and United Public Workers, AFSCME, Local 646, AFL-CIO provided comments.

Your Committee notes the concerns raised by the Department of Education (DOE) regarding the application of quality standards based education and special education services for eligible at-risk young adults and respectfully requests that the Department of Human Services work with the DOE to ensure compliance with these standards. Your Committee further notes the concerns raised by the United Public Workers, AFSCME, Local 646, AFL-CIO that the employees they represent may be negatively impacted by this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, 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 & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2364, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2364, 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, none.

**SCRep. 182-18 Health & Human Services on H.B. No. 2280**

The purpose of this measure is to address the persistent security problems at the Hawaii State Hospital by appropriating funds to the Department of Health for the purchase of electronic security devices, additional lighting and cameras, and capital improvement projects including gates, relocation of a guard shack and entry road, and the design and construction of a security fence. This measure additionally requires the Department of Health to report to the Legislature on the progress of implementing its security corrective action plan, the number of escapes in the prior year, and other findings and legislative recommendations.

The Department of Health testified in support of this measure.

Your Committee notes numerous concerns with the State Hospital. Over one hundred escapes from the Hawaii State Hospital since 2001 were reported in testimony on this measure.

Your Committee is particularly concerned about the insufficient efforts being undertaken to prevent sexual relationships between inmates and staff. In particular, because the existence of sexual relationships between inmates and staff may make the State vulnerable to lawsuits and criminal proceedings.

Your Committee acknowledges that policy changes have been implemented since the most recent high profile escape, however it is concerned about the slow pace of the implementation.

Your Committee notes that the most monetarily significant proposed change at the Hawaii State Hospital is the construction of a new perimeter fence. Due to the nature of the most recent high profile escape, your Committee is concerned that such a project may not offer security benefits commensurate with the cost.

Finally, your Committee notes that the Hawaii State Hospital is in a unique situation and faces difficult problems. During this period of reexamining security policies and assets, your Committee believes that it behooves the Department of Health to examine rules and procedures at other criminal incarceration environments.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2280, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2280, H.D. 1, and be referred to your Committee on Public Safety.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, none.

**SCRep. 183-18 Health & Human Services on H.B. No. 687**

The purpose of this measure as received by your Committee, is to adopt provisions from the federal Patient Protection and Affordable Care Act relating to the extension of dependent coverage and the prohibition of preexisting condition exclusions to become effective in the event of the repeal of the federal Act.

For the purposes of a public hearing on this measure, your Committee circulated a proposed H.B. No. 687, H.D. 1 (Proposed Draft) and notified the public that it would be accepting testimony on this proposal, which requires insurance coverage for qualifying patients for the costs of transportation to the continental United States for life-saving medical care that is not available in the State.

The American Academy of Pediatrics Hawaii Chapter, Hawaii Pacific Health, and numerous concerned individuals supported the Proposed Draft. The Department of the Attorney General, Department of Commerce and Consumer Affairs, Kaiser Permanente Hawaii, Hawaii Medical Service Association, and The Queen's Health Systems provided comments.

Your Committee notes the concerns raised in testimony on this measure regarding:

- (1) The creation of a new mandated benefit that may trigger the requirement under the Affordable Care Act that the State defray the additional cost of any new benefits in excess of essential health benefits required for the State's Qualified Health Plans; and
- (2) The statutory requirement for a Concurrent Resolution requesting the Auditor to prepare and submit an impact assessment report on the social and financial impacts of any new proposed insurance coverage mandate, pursuant to section 23-51, Hawaii Revised Statutes.

Your Committee considered the merits of both H.B. No. 687, H.D. 1, as received by your Committee, and the Proposed Draft, and upon careful consideration, adopted the Proposed Draft and changed its effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 687, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 687, 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, none.

**SCRep. 184-18 Health & Human Services on H.B. No. 2145**

The purpose of this measure is to facilitate medication synchronization for efficient medication refilling by requiring health insurance plans that provide prescription drug benefits to apply prorated daily cost-sharing rates for prescriptions dispensed in less than thirty-day supplies by pharmacies.

The Hawaii Medical Association, American Cancer Society Cancer Action Network, Walgreen Co., and a concerned individual supported this measure. The Department of Health, Board of Pharmacy, Department of Commerce and Consumer Affairs, and Hawaii Medical Service Association provided comments.

Your Committee respectfully requests that the Board of Pharmacy and the Insurance Commissioner collaborate on and provide substantive amendments to include in this measure and work to address issues such as how medications in unbreakable packaging can be prorated.

Your Committee has amended this measure by:

- (1) Removing language requiring a prescriber or pharmacist to determine whether partial medication fills or refills are in a patient's best interest; and
- (2) Changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2145, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2145, 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, none.

**SCRep. 185-18 Health & Human Services on H.B. No. 2531**

The purpose of this measure is to address drug overdose rates in the State by requiring prescribers to consult the state electronic prescription accountability system before issuing a prescription for certain controlled substances.

The Department of Public Safety and Hawaii Medical Service Association supported this measure. Hawaii Medical Association opposed this measure. The Department of Health provided comments.

Your Committee finds that thirty-six states currently have laws in place requiring the use of prescription drug monitoring programs, which have reduced the effects of opioids. Your Committee also notes the concerns raised regarding the severe consequences for physicians in the event that a physician forgets to check the prescription drug monitoring program when writing a prescription.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2531, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2531, 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, none.

**SCRep. 186-18 Public Safety/Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2693**

The purpose of this measure, as received by your Committees, is to enhance public safety by requiring businesses and homeowners to provide shelter upon a missile threat alert, providing businesses and homeowners immunity from civil liability, requiring the Hawaii Advisory Council on Emergency Management to develop a plan for emergency and disaster response, and appropriating an unspecified amount to the Hawaii Emergency Management Agency for development of the plan.

Your Committees received testimony in support of this measure from the Retail Merchants of Hawaii. Hawaii Behavioral Health and a concerned individual opposed this measure. The Hawaii Emergency Management Agency, Hawaii Advisory Council on Emergency Management, and Hawaii Association for Justice submitted comments on this measure.

Following hearings on this measure, and on House Bill No. 2673, and House Bill No. 2645, your Committees have amended this measure by deleting its contents and inserting in its place the contents of House Bill No. 2673 and House Bill No. 2645.

The purpose of House Bill No. 2673, as received by your Committees, is to prohibit places of public accommodation from denying shelter to any person when an emergency alert advises the public to immediately seek shelter, provide a civil penalty for each violation, and provide places of public accommodation and their agents and employees immunity from civil liability, with certain exceptions.

Your Committees received testimony in support of House Bill No. 2673 from a few concerned individuals. The Hawaii Emergency Management Agency and Hawaii Transportation Association submitted comments on House Bill No. 2673.

The purpose of House Bill No. 2645, as received by your Committees, is to clarify that civil liability for providing emergency access during a disaster applies to facilities, such as a transient accommodation lodging, receiving compensation from individuals who may be sheltered there and to owners who sell commodities to people seeking emergency shelter on the owner's property in the absence of price gouging.

Your Committees received testimony in support of House Bill No. 2645 from the Hawaii Emergency Management Agency. The Hawaii Association for Justice submitted comments on House Bill No. 2645.

Your Committees have further amended the new language that was inserted into this measure by:

- (1) Clarifying that places of public accommodation are prohibited from denying shelter to any person who is inside or in the immediate vicinity of the place of public accommodation;
- (2) Clarifying that the Department of the Attorney General, rather than the Hawaii Emergency Management Agency, shall investigate complaints involving places of public accommodation that have allegedly denied shelter to persons;
- (3) Specifying a civil penalty of \$500 to \$10,000 for denying shelter; 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 Public Safety 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 H.B. No. 2693, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2693, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chairs on behalf of the Committees.

Public Safety: Ayes, 6. Noes, none. Excused, 1 (Ing).

Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 9; Ayes with Reservations (Choy). Noes, none. Excused, 1 (Ward).

#### **SCRep. 187-18 Public Safety on H.B. No. 1994**

The purpose of this measure is to prohibit state law enforcement agencies from complying with federal immigration detainers or honoring requests for non-public information about individuals unless specifically required to do so by a warrant signed by a judge or provisions of federal, state, or local law.

Planned Parenthood Votes Northwest and Hawaii, American Civil Liberties Union People Power, Hawaii J-20+, The Libertarian Party of Hawaii, Filipina Advocacy Network, Hawaii Coalition for Immigration Reform, IMUAlliance, Ho'omanapono Political Action Committee, and numerous concerned individuals supported this measure. The County of Maui Department of the Prosecuting Attorney, Maui Police Department, and a few concerned individuals opposed this measure. The Department of the Attorney General and American Civil Liberties Union of Hawaii 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 Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1994, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1994, 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. 188-18 Public Safety on H.B. No. 2387**

The purpose of this measure is to reduce overcrowding at community correctional centers by expanding the pool of pretrial and sentenced misdemeanants who may be safely released from community correctional centers upon order of the Director of Public Safety.

The Department of Public Safety supported this measure. The City and County of Honolulu Department of the Prosecuting Attorney, County of Maui Department of the Prosecuting Attorney, The Drug Policy Forum of Hawaii, and a concerned individual opposed this measure. The Judiciary, Domestic Violence Action Center, and Community Alliance on Prisons offered comments.

Your Committee has amended this measure by:

- (1) Clarifying that a person shall be ineligible for release pursuant to the Director's orders based on a previous charge with, rather than arrest for, an offense involving bodily injury or threat of bodily injury to another; and



- (2) Correcting a reference to sexual harassment in the fourth degree by changing the reference to sexual assault in the fourth degree.

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. 2387, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2387, 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, Say). Noes, 1 (Thielen). Excused, none.

**SCRep. 189-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 1751**

The purpose of this measure is to protect and effectively manage Hawaii's marine and nearshore resources by requiring the Department of Land and Natural Resources to establish a network of marine protected areas and carry out marine management strategies in the protected areas.

Hui Pono Holoholona, Hawaiian Civic Club of Honolulu, and two concerned individuals supported this measure. Waialua Boat Club and several concerned individuals opposed this measure. The Department of Land and Natural Resources and Hawaii Seafood Council provided comments.

Your Committee has amended this measure by changing the 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 H.B. No. 1751, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1751, H.D. 1, and be referred to your Committee on Energy & Environmental Protection.

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

**SCRep. 190-18 Energy & Environmental Protection on H.B. No. 1841**

The purpose of this bill is to effectuate its title.

H.B. No. 1841 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.

The purpose of this measure, as amended, is to encourage energy efficiency by requiring energy benchmarking for nonresidential buildings and requiring disclosure of benchmarking data to prospective buyers, lessees, or lenders.

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 action to report out H.B. No. 1841, as amended herein, and recommends that it be recommitted to your Committee on Energy & Environmental Protection, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 1841, H.D. 1.

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

**SCRep. 191-18 Health & Human Services on H.B. No. 1813**

The purpose of this bill is to effectuate its title.

H.B. No. 1813 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.

The purpose of this measure, as amended, is to establish a three-year pilot program to create a new category of professional licensure for assistant physicians, through which recent medical school graduates who have passed certain medical exams but have not been placed into a residency program may work under the supervision of a licensed physician to provide primary care in medically underserved areas.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the action to report out H.B. No. 1813, as amended herein, and recommends that it be recommitted to your Committee on Health & Human Services, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 1813, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, none.

**SCRep. 192-18      Agriculture on H.B. No. 1688**

The purpose of this bill is to effectuate its title.

H.B. No. 1688 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.

The purpose of this amended measure is to:

- (1) Address the growing threat of rat lungworm disease in the State by appropriating funds to the Department of Agriculture to survey, test, and treat the disease in animals, including cats, dogs, horses, and freshwater fish; and
- (2) Increase Hawaii's food security by appropriating funds to the Department of Agriculture for researching, developing, and supporting aquaponics in the State.

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. 1688, 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. 1688, H.D. 1.

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

**SCRep. 193-18      Housing/Health & Human Services on H.B. No. 2039**

The purpose of this measure is to require the Department of Education to review all of the school consolidation studies completed within the last ten years, conduct a feasibility analysis of repurposing any school facility that was subject to a consolidation study as a sanctuary for vulnerable populations, and submit a report to the Legislature on its findings.

The Department of Education offered comments for this measure.

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

As affirmed by the records of votes of the members of your Committees on Housing and Health & Human Services that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2039, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2039, H.D. 1, and be referred to your Committee on Education.

Signed by the Chairs on behalf of the Committees.  
Housing: Ayes, 5. Noes, none. Excused, 2 (Aquino, McDermott).  
Health & Human Services: Ayes, 5. Noes, none. Excused, none.

**SCRep. 194-18      Housing/Transportation on H.B. No. 2142**

The purpose of this measure is to require that a percentage of residential units in residential developments on public lands that are wholly- or partially-situated within a county-designated Transit-Oriented Development Zone, including development projects by the Hawaii Housing Finance and Development Corporation and the Hawaii Community Development Authority, are reserved for low-income buyers or renters. This measure also limits the transfer of interest in the land developed to developers to the transfer of a leasehold interest only.

The Faith Action for Community Equity/Housing Now Coalition and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Hawaii Housing Finance and Development Corporation opposed this measure. The Department of Human Services, Department of Land and Natural Resources, and a concerned individual offered comments for this measure.

Your Committee has amended this measure by:

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

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. 2142, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2142, 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. 195-18 Housing on H.B. No. 2483**

The purpose of this measure is to prevent the proliferation of large-scale residential dwellings, colloquially known as "monster homes," in counties with more than 500,000 residents by requiring that counties specify the number of allowable bedrooms and residents in any detached dwelling, and requiring that the number of onsite parking equal the number of bedrooms in a detached dwelling.

The Department of Planning and Permitting of the City and County of Honolulu opposed this measure. The Hawaii Housing Finance and Development Corporation and Hawaii Construction Alliance offered comments for this measure.

Your Committee has amended this measure by:

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

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. 2483, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2483, H.D. 1, and be referred to your Committee on Water & Land.

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

**SCRep. 196-18 Consumer Protection & Commerce on H.B. No. 2320**

The purpose of this measure is to amend various provisions of the Hawaii Nonprofit Corporations Act by clarifying that:

- (1) Public benefit corporations may not purchase its memberships;
- (2) A director does not include a person who does not have authority to vote as a member of the board;
- (3) A public benefit corporation with members may designate its directors; and
- (4) A corporation, other than a public benefit corporation, may purchase its memberships.

In addition, this measure increases the length of time the Attorney General has to review a proposed sale of substantially all of the assets of a public benefit corporation.

The Department of the Attorney General and Association of Fundraising Professionals – Aloha Chapter testified in support of this measure.

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 style, 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. 2320, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2320, 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, 4 (Aquino, Mizuno, Yamane, McDermott).

**SCRep. 197-18 Consumer Protection & Commerce on H.B. No. 2412**

The purpose of this measure is to:

- (1) Tax spirit beverage coolers based on the amount of alcohol content rather than the total liquid content by amending the definition of "cooler beverage" to include spirit beverage coolers, since cooler beverages are specifically excluded from the definitions of "beer," "distilled spirits," and "wine" under Liquor Tax Law; and
- (2) Simplify the taxation scheme on beers by eliminating the distinction between draft beers and all other beers and simply taxing under one category, "beers."

Honolulu BeerWorks, Waikiki Brewing Company, Maui Brewing Company, Lanikai Brewing Company, Hawaiian Craft Brewers Guild, REAL a gastropub/Bent Tail Brewing Company, Beer Lab HI, Kauai Island Brewing Company, Kauai Beer Company, Kohola Brewery, Big Island Brewhaus, Homebrew in Paradise, Broken Boundary Brewery, LLC., and numerous individuals testified in support of this measure. The Hawai'i Alcohol Policy Alliance testified in opposition. 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, 2050, to promote 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. 2412, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2412, 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, 4 (Aquino, Mizuno, Yamane, McDermott).

**SCRep. 198-18      Transportation on H.B. No. 2433**

The purpose of this measure is to:

- (1) Allow a holder of a motor vehicle industry dealer license to engage in the same business at another motor vehicle dealer location affiliated by common ownership within the same county;
- (2) Require manufacturers and distributors to compensate dealers for the value of vehicles that have been recalled and not saleable;
- (3) Clarify the rights and obligations of dealers, manufacturers, and distributors with respect to improvements and upgrades on dealers' facilities and dealers' performance standards; and
- (4) Establish security, disclosure, and liability requirements for dealers' business information, including customer information.

The Motor Vehicle Industry Licensing Board, Hawaii Automobile Dealers' Association, Association of Global Automakers, Inc., Automotive Trade Association Executives, and Alliance of Automobile Manufacturers provided comments to this measure.

Your Committee has amended this measure by:

- (1) Specifying the method of calculating the amount that the dealer is to be compensated for the value of a recalled vehicle;
- (2) Clarifying circumstances in which a dealer deviation from franchise agreements is exempt from penalties or withdrawal of incentives;
- (3) Prohibiting manufacturers and distributors from penalizing dealers for withholding access to business information, including customer data and making manufacturers and distributors liable for costs incurred or damages caused by the manufacturer's or distributor's access to dealer data;
- (4) Changing its effective date to July 1, 2050; and
- (5) 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2433, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2433, 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. 199-18      Energy & Environmental Protection on H.B. No. 2540**

The purpose of this measure is to reduce nonpoint contamination source pollution created by cesspools by establishing the Hawaii Cesspool Remediation and Conversion Loan Program (Cesspool Remediation Program) to provide low interest loans for the upgrade or conversion of cesspools to aerobic treatment unit systems approved by the Department of Health.

The Mayor of the County of Hawaii, Councilmember for District 4 of the Hawaii County Council, Department of Environmental Services of the City and County of Honolulu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Kokua Hawaii Foundation, and three concerned individuals testified in support of this measure. The Department of Health provided comments.

Your Committee has amended this measure by:

- (1) Extending eligibility for low interest loans under the Cesspool Remediation Program to owners who upgrade or convert their cesspool to a septic system, for connection to an existing sewer system, or other wastewater treatment system approved by the Department of Health; 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. 2540, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2540, H.D. 1, and be referred to your Committee on Health & Human Services.

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

**SCRep. 200-18 Energy & Environmental Protection on H.B. No. 2626**

The purpose of this measure is to:

- (1) Establish a Cesspool Conversion Advisory Council to study issues relating to cesspool conversion;
- (2) Require the Cesspool Conversion Advisory Council to develop a long-range comprehensive plan for cesspool conversion statewide; and
- (3) Establish a Cesspool Compliance Pilot Grant Project to assist cesspool owners with cesspool conversion.

The Department of Health, Mayor of the County of Hawaii, Department of Environmental Services of the City and County of Honolulu, Kokua Hawaii Foundation, Friends of Hanauma Bay, Surfrider Foundation, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and several individuals supported this measure. The Department of Taxation and State Procurement Office provided comments.

Your Committee has amended this measure by removing the substantive provisions which established the Cesspool Conversion Advisory Council and Cesspool Compliance Pilot Grant Project and inserting language which:

- (1) Requires the Department of Health to hire a third-party consultant to conduct a study on the issues relating to the upgrade or conversion of cesspools, which includes the development of a long-range comprehensive plan for cesspool conversion statewide of all cesspools by 2050, and submit the study to the Legislature by December 31, 2019;
- (2) Establishes the Cesspool Conversion Working Group to assist the third-party consultant in conducting the study;
- (3) Appropriates funds to the Department of Health for the study;
- (4) Repeals the measure on July 1, 2020; and
- (5) Changes its effective date to July 1, 2118, 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. 2626, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2626, H.D. 1, and be referred to your Committee on Health & Human Services.

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

**SCRep. 201-18 Energy & Environmental Protection on H.B. No. 2665**

The purpose of this measure is to protect values, health, safety, and welfare of land owners of non-conforming residential subdivisions on agricultural lands with a soil rating of class D or E by requiring special use permit approval for future solar energy facilities larger than fifteen kilowatts.

The Land Use Commission, a member of the Hawaii County Council, Protect Marine Life Committee of the Democratic Party of Hawaii, Hawaii Ranchos Community Association, South Point U-Cart Inc, and a few concerned individuals supported this bill. The Department of Agriculture and Hawaii County Planning Department submitted comments on this measure.

Your Committee has amended this measure by:

- (1) Clarifying that non-conforming residential subdivisions must have been identified by the county, in addition to being created prior to January 1, 1980, on agricultural lands;
- (2) Clarifying that a special use permit is also required if the solar energy facility is placed on multiple lots in a non-conforming residential subdivision;
- (3) Changing its effective date to January 28, 2045, to encourage 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 Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2665, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2665, H.D. 1, and be referred to your Committees on Agriculture and Water & Land.

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

**SCRep. 202-18 Energy & Environmental Protection on H.B. No. 2431**

The purpose of this measure is to require the Public Utilities Commission to establish performance incentive and penalty mechanisms to incentivize electric utilities to achieve the State's energy goals as they may apply to the regulation of electric utility rates.

The Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Blue Planet Foundation, Hawaii Solar Energy Association, and several concerned individuals supported this measure. The

Hawaiian Electric Company, Maui Electric Company, and Hawaii Electric Light Company opposed this measure. The Public Utilities Commission offered comments.

Your Committee has amended this measure by changing its effective date to January 28, 2045, 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. 2431, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2431, 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 (Kong).

**SCRep. 203-18 Energy & Environmental Protection on H.B. No. 2109**

The purpose of this measure is to protect consumers from being forced to pay unnecessary high costs for water heating. This measure limits the circumstances under which an application may be granted for a variance from the solar water heater mandate for new residential construction based on substitution of a demand water heater and its higher operating cost for homeowners for the required solar water heater and its cheaper cost to homeowners. Specifically, this measure specifies additional criteria for allowable demand water heaters and requires that an application for such a variance:

- (1) Be signed by the owner-occupant, who will be responsible for paying the cost of energy to heat water in the residence; and
- (2) Include an attestation by a licensed architect or mechanical engineer that installation of a renewable energy technology system would be impracticable and cost-prohibitive.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Life of the Land, United Plant Faith & Science Initiative, 350Hawaii.org, Sierra Club of Hawaii, Blue Planet Foundation, Hawaii Solar Energy Association, Hawaii Energy, Ulupono Initiative, We Are One, Inc., and many concerned individuals supported this measure. The Department of Business, Economic Development and Tourism and Hawaii Gas provided comments.

Your Committee has amended this measure by:

- (1) Deleting existing statutory language that allowed for a variance based upon impracticality of installation or substitution of a demand water heater;
- (2) Deleting the proposed new statutory requirements for applications for a variance;
- (3) Allowing variances only when solar water heaters are not cost-effective; and
- (4) Making technical, nonsubstantive amendments for clarity and consistency.

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. 2109, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2109, 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. 204-18 Energy & Environmental Protection on H.B. No. 2460**

The purpose of this measure is to designate and establish requirements for a Natural Energy Laboratory of Hawaii Authority (NELHA) microgrid demonstration project that can assist in understanding, developing, and refining microgrid technologies and policies in the State.

NELHA, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ulupono Initiative, Hawaii Solar Energy Association, Kokua Hawaii Foundation, and several individuals supported this measure. Hawaiian Electric Company, Maui Electric Company, and Hawaii Electric Light Company opposed this measure. Life of the Land provided comments.

Your Committee has amended this measure by:

- (1) Recognizing and affirming the Legislature's endorsement of NELHA as having the potential to operate a microgrid;
- (2) Authorizing NELHA to plan and design a microgrid on its property;
- (3) Requiring the Public Utilities Commission to open a docket and conduct an expedited proceeding specific to NELHA to determine how the NELHA microgrid demonstration project can operate on an ongoing basis as a microgrid test facility;
- (4) Requiring the Public Utilities Commission to take steps to enable and compel electric public utilities to allow the development of the NELHA microgrid demonstration project by non-utilities; and
- (5) Making technical, nonsubstantive amendments for clarity 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. 2460, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2460, 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 (Kong, McKelvey).

**SCRep. 205-18 Energy & Environmental Protection on H.B. No. 1800**

The purpose of this measure is to create better incentives for tire recycling and to offset some of the expenses of used tire cleanup by authorizing each county, at its discretion, to establish a requirement for customers to provide an equal number of used motor vehicle tires to a tire retailer as the number of new motor vehicle tires purchased, or pay a fee that shall be refundable upon provision of the appropriate number of used tires.

The Department of Health, County of Hawaii, two members of the Hawaii County Council, County of Maui Department of Environmental Management, Sierra Club of Hawaii, and several individuals supported this measure. The Hawaii Automobile Dealers Association opposed this measure.

Your Committee notes that the Department of Health and the Hawaii Automobile Dealers Association are currently working together on a solution to create more incentives for tire recycling.

Your Committee has amended this measure by changing its effective date to January 28, 2045, 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. 1800, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1800, 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 (Kong).

**SCRep. 206-18 Energy & Environmental Protection on H.B. No. 2469**

The purpose of this measure is to strengthen Hawaii's energy systems through minimization of grid infrastructure disaster risks from sea level rise by prohibiting state or county agencies from issuing permits to applicants for the construction or operation of a new grid-connected electrical generation facility in excess of one megawatt or energy storage facility in excess of one megawatt hour that is located anywhere in a sea level rise exposure area.

The Department of Health, Blue Planet Foundation, Protect Marine Life Committee for the Democratic Party on Hawaii Island, and Hawaiian Civic Club of Honolulu testified in support of this measure. Hawaii Gas, Hawaiian Electric Company, Maui Electric Company, Hawaii Electric Light Company, and Hawaii Lodging & Tourism Association testified in opposition to this measure.

Your Committee has amended this measure by:

- (1) Specifying that the prohibition of the issuance of permits to applicants for the operation or construction of new grid-connected electrical generation facilities is applicable only to ratepayer funded new grid-connected electrical generation facilities;
- (2) Increasing the required electrical output of the new grid-connected electrical generation facility from one megawatt to five megawatts and the required energy storage capacity of an energy storage facility from one megawatt hour to fifty megawatt hours; 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. 2469, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2469, 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 (Kong).

**SCRep. 207-18 Energy & Environmental Protection/Economic Development & Business on H.B. No. 2724**

The purpose of this measure is to establish a primary state energy agency that will assist both the public and private sectors in achieving the State's energy goals by:

- (1) Establishing the Office of Clean Energy within the Department of Business, Economic Development and Tourism (DBEDT) for administrative purposes only;
- (2) Transferring the duties and responsibilities of DBEDT's Energy Resources Coordinator to the Director of the Office of Clean Energy; and
- (3) Transferring the functions of the State Energy Office to the Office of Clean Energy.

Hawaii Bioeconomy Trade Organization, Life of the Land, and Blue Planet Foundation supported this measure. An individual opposed this measure. The Department of Business, Economic Development and Tourism provided comments.

Your Committees have amended this measure by:

- (1) Clarifying that the goal of the Office of Clean Energy is to help the State achieve a resilient clean energy economy that sequesters more atmospheric carbon and greenhouse gases than it produces as quickly as practicable, but no later than 2045; 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 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. 2724, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2724, H.D. 1, and be referred to your Committee on Labor & Public Employment.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 6. Noes, none. Excused, 2 (Yamane, McDermott).

Economic Development & Business: Ayes, 7. Noes, none. Excused, none.

**SCRep. 208-18 Intrastate Commerce on H.B. No. 2603**

The purpose of this measure is to help reduce the cost of property and casualty insurance for the State by allowing the State to insure itself against property and casualty risks, including the establishment of the State Self-insurance Against Property and Casualty Risks Special Fund.

The Department of Accounting and General Services, Department of Budget and Finance, and Tax Foundation of Hawaii submitted comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Consumer Protection & Commerce choose to deliberate further on this measure, your Committee respectfully requests that it consider eliminating the proposed State Self-insurance Against Property and Casualty Risks Special Fund and making the State fully self-insured.

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. 2603, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2603, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

**SCRep. 209-18 Intrastate Commerce on H.B. No. 2346**

The purpose of this measure is to better protect Hawaii consumers and promote the transparency of third party administrators operating in the State by:

- (1) Promoting the financial responsibility of third party administrators;
- (2) Regulating the professional practices of third party administrators; and
- (3) Establishing the qualifications and procedures for the licensing of third party administrators.

The Department of Commerce and Consumer Affairs supported this measure. The Hawaii-Western Management Group submitted comments.

Your Committee has amended this measure by:

- (1) Clarifying the confidentiality and privilege protections of the documents, materials, and other information in the possession or control of the Insurance Commissioner that were furnished by the third party administrator, payor, insurance producer, or an employee or agent thereof;
- (2) Expanding the types of insurance handled by third party administrators to include annuity, stop-loss, and workers' compensation insurance;
- (3) Changing its effective date to July 1, 3000, 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 Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2346, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2346, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.



**SCRep. 210-18 Intrastate Commerce on H.B. No. 2062**

The purpose of this measure is to protect the health and safety of athletes in Hawaii by:

- (1) Making permanent the requirements of chapter 436H, Hawaii Revised Statutes, regulating athletic trainers; and
- (2) Exempting from regulation individuals temporarily accompanying teams to Hawaii for an athletic or sporting event from a state that does not regulate athletic trainers.

The Department of Commerce and Consumer Affairs and Hawaii Athletic Trainers' Association supported this measure. The Office of the Auditor submitted comments.

Your Committee has amended this measure by:

- (1) Requiring that individuals exempted from regulation because they are temporarily accompanying teams to Hawaii for an athletic or sporting event from a state that does not regulate athletic trainers to be certified by the National Athletic Trainers' Association or the Board of Certification for the Athletic Trainer;
- (2) Providing that the regulatory exemption for individuals who are temporarily accompanying teams to Hawaii for an athletic or sporting event from a state that does not regulate athletic trainers will expire in three years;
- (3) Changing its effective date to July 1, 3000, 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 Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2062, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2062, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, none.

**SCRep. 211-18 Judiciary on H.B. No. 1614**

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 automatic restraining order is intended to:

- (1) Preserve the financial assets of the parties and their dependents; and
- (2) Maintain the current island of residence and school of enrollment of a minor child of the parties.

The Family Law Section of the Hawaii State Bar Association and two individuals testified in support of this measure. The Hawaii State Coalition Against Domestic Violence and Domestic Violence Action Center testified in opposition. 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1614, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1614, 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 (McDermott).

**SCRep. 212-18 Judiciary on H.B. No. 1646**

The purpose of this measure is to establish an automatic procedure that allows Hawaii's newly-elected members of Congress, under certain circumstances, to begin their terms of office with greater seniority thereby maximizing their ability to represent the State. Specifically, this measure requires the Governor to appoint a newly-elected congressional member to office if the incumbent vacates the office prior to the expiration of the incumbent's term.

Ho'omanapono Political Action Committee testified in support of this measure. The Department of the Attorney General and Chief Election Officer provided comments.

Your Committee has amended this measure by:

- (1) Deleting the requirement that the Governor appoint a newly-elected United States Representative to office if the incumbent vacates the office prior to the expiration of the incumbent's term;
- (2) Clarifying that the Governor is making a temporary appointment to fill the vacancy for the unexpired term;
- (3) Changing its effective date to July 1, 2050, to facilitate further discussion; and

- (4) Making technical, nonsubstantive amendments for purposes of style and 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. 1646, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1646, 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 (McDermott).

**SCRep. 213-18      Judiciary on H.B. No. 1769**

The purpose of this measure is to clarify the allowable fees for reimbursing expert witnesses who are legally required to attend state court or grand jury criminal proceedings.

The City and County of Honolulu Department of the Prosecuting Attorney, County of Maui Department of the Prosecuting Attorney, County of Kauai Office of the Prosecuting Attorney, and County of Hawaii Office of the Prosecuting Attorney testified in support of this measure. The Office of the Public Defender provided comments.

Your Committee has amended this measure by:

- (1) Limiting expert witness fees to reasonable fees;
- (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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1769, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1769, 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 (McDermott).

**SCRep. 214-18      Judiciary on H.B. No. 1770**

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 Department of the Attorney General, City and County of Honolulu Department of the Prosecuting Attorney, County of Maui Department of the Prosecuting Attorney, County of Kauai Office of the Prosecuting Attorney, County of Hawaii Office of the Prosecuting Attorney, and one individual testified in support of this measure. One individual testified in opposition.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount from \$493,818 to an unspecified amount; 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1770, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1770, 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 (McDermott).

**SCRep. 215-18      Judiciary on H.B. No. 1774**

The purpose of this measure is to facilitate the payment of restitution to victims of crime by:

- (1) Establishing standards and procedures for income withholding from the defendant; and
- (2) Appropriating funds to the Department of the Attorney General for enhancing restitution collection.

The Crime Victim Compensation Commission, City and County of Honolulu Department of the Prosecuting Attorney, County of Maui Department of the Prosecuting Attorney, and County of Kauai Office of the Prosecuting Attorney testified in support of this measure. The Office of the Public Defender testified in opposition. The Department of the Attorney General provided comments.

Your Committee has amended this measure by changing its effective dates 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. 1774, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1774, 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 (Takayama). Noes, none. Excused, 1 (McDermott).

**SCRep. 216-18      Judiciary on H.B. No. 1946**

The purpose of this measure is to appropriate funds as a grant-in-aid to the County of Maui Department of the Prosecuting Attorney for the career criminal prosecution program.

The Department of the Attorney General, County of Maui Department of the Prosecuting Attorney, City and County of Honolulu Department of the Prosecuting Attorney, County of Kauai Office of the Prosecuting Attorney, County of Hawaii Office of the Prosecuting Attorney, County of Maui Office of the Mayor, and County of Maui Council Chair testified in support of this measure. One individual testified in opposition.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount from \$43,119 to an unspecified amount; 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1946, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1946, 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 (McDermott).

**SCRep. 217-18      Education on H.B. No. 2167**

The purpose of this measure is to appropriate funds for start-up grants to assist pre-opening public charter schools and to require that the State Public Charter School Commission establish grant criteria and guidelines for use of the grant funds.

The State Public Charter School Commission, Office of Hawaiian Affairs, Hawaii Public Charter Schools Network, Kamehameha Schools, Hawaii Children's Action Network, Volcano School of Arts & Sciences, Project Vision Hawaii, and several individuals testified in support of 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, 2025; and
- (2) 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 \$3,000,000 for fiscal year 2018-2019 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 H.B. No. 2167, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2167, 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 (Ing, McKelvey).

**SCRep. 218-18      Education on H.B. No. 2049**

The purpose of this measure is to enable the Board of Education to invite the exclusive representative for Bargaining Unit (5) to appoint a public school teacher to serve as a nonvoting representative to the Board of Education.

The Hawaii State Teachers Association and IMUAlliance testified in support of this measure. The League of Women Voters of Hawaii opposed this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 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 Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2049, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2049, 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 (Ing, McKelvey, Quinlan).

**SCRep. 219-18 Health & Human Services/Housing on H.B. No. 2461**

The purpose of this measure is to secure necessary funding to establish two pilot homeless villages under a Housing First paradigm. Specifically, this measure:

- (1) Establishes a Hawaii County Homeless Villages program (Program) within the Department of Human Services;
- (2) Waives applicable state and county permitting and construction fees for the Program;
- (3) Requires the Department of Human Services to establish two homeless assessment centers in the county of Hawaii;
- (4) Appropriates funds for the Program and the management, maintenance, and day-to-day operations of the homeless villages and homeless assessment centers in the county of Hawaii;
- (5) Provides immunity from civil liability to volunteers and state employees who provide housing or services to homeless persons; and
- (6) Exempts the State from claims arising out of the provision of housing or services to homeless persons.

The County of Hawaii Mayor, County of Hawaii Office of the Prosecuting Attorney, Catholic Charities Hawai'i, Hawaii Kai Homeless Task Force, Hawaii Island HIV/AIDS Foundation, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and three individuals testified in support of this measure. One individual testified in opposition. The Department of the Attorney General, Department of Human Services, Governor's Coordinator on Homelessness, League of Women Voters of Hawaii, and Hawaii Association for Justice provided comments.

Your Committees have amended this measure by:

- (1) Clarifying that homelessness is an issue of statewide concern and that establishing pilot homeless villages is just one part of the State's ongoing efforts to address homelessness;
- (2) Deleting the waiver of applicable county permitting and construction fees for the Program;
- (3) Establishing a homeless villages special fund under the Department of Human Services, which shall consist of a portion of the filing fees collected when a mortgagee files a foreclosure notice with the Department of Commerce and Consumer Affairs; and
- (4) Changing its effective date to July 1, 3000, to facilitate further discussion.

As affirmed by the records of votes of the members of your Committees on Health & Human Services and Housing that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2461, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2461, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chairs on behalf of the Committees.  
Health & Human Services: Ayes, 5. Noes, none. Excused, none.  
Housing: Ayes, 5; Ayes with Reservations (Nakamura). Noes, none. Excused, 2 (Quinlan, McDermott).

**SCRep. 220-18 Health & Human Services on H.B. No. 2504**

The purpose of this measure is to require places of public accommodation constructed or substantially modified after June 30, 2018, to provide baby diaper-changing accommodations to both men and women.

A concerned individual supported this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to promote further discussion; and
- (2) Making nonsubstantive, technical amendments for the purposes of style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2504, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2504, 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, none.

**SCRep. 221-18 Health & Human Services on H.B. No. 2128**

The purpose of this measure is to improve the availability of mental health services for victims of sexual violence and abuse by requiring that accident and health or sickness insurance policies provide coverage for appropriate clinical victim support services provided by qualified mental health providers.

The Sex Abuse Treatment Center, Planned Parenthood Votes Northwest and Hawaii, Hawaii Psychological Association, YWCA O'ahu, Common Chord Psychology, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, The Catalyst Group, LLC, IMUAlliance, I Ola Lahui, American Association of University Women Hawaii, Hawaii Children's Action Network, and numerous concerned individuals supported this measure. The Department of Commerce and Consumer Affairs, Department of Human Services, Kaiser Permanente Hawaii, and Hawaii Medical Service Association provided comments.

Your Committee notes that the coverage proposed in this measure may require the adoption of Concurrent Resolutions requesting the Auditor to assess the social and financial effects of the proposed mandated coverage pursuant to section 23-51, Hawaii Revised Statutes.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2128, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2128, 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, none.

**SCRep. 222-18 Health & Human Services on H.B. No. 2734**

The purpose of this measure is to authorize the Board of Psychology to grant prescriptive authority to clinical psychologists who meet specific education, training, and registration requirements.

Mental Health America of Hawaii, Pacific Behavioral Health, Hawaii Psychological Association, Alaka'i Na Keiki, Inc., I Ola Lahui, and several concerned individuals submitted testimony in support. The American Psychiatric Association, Hawaii Medical Association, Hawaii Psychiatric Medical Association, and numerous individuals submitted testimony in opposition. The Board of Psychology and Department of Health provided comments.

Your Committee has amended this measure by deleting its contents and replacing it with a prescriptive authority study group to explore options and make recommendations to the Legislature relating to granting certain clinical psychologists prescriptive authority privileges. The effective date of the measure was amended to July 1, 3000.

Your Committee notes that it received testimony from psychologists who support this measure because they believe it will better enable them to help homeless individuals receive necessary services. Your Committee believes that Hawaii's psychologists should be granted prescriptive authority privileges in order to better help Hawaii's homeless individuals. Your Committee further notes that Hawaii has the highest per capita homeless population of any state in the country.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2734, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2734, 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, none.

**SCRep. 223-18 Health & Human Services on H.B. No. 2657**

The purpose of this measure is to clarify the scope of the Behavior Analysts Law, Chapter 465D, Hawaii Revised Statutes, by:

- (1) Specifying that the practice of behavior analysis means the practice of applied behavior analysis; and
- (2) Expressly exempting individuals who design or implement behavior analysis services for Medicaid and community-based service waivers as well as caregivers from licensure requirements.

The State Council on Developmental Disabilities, Department of Human Services, Department of Health, Hawaii Association for Behavior Analysis, Hawai'i Psychological Association, The Arc in Hawaii, Lanakila Pacific, and several individuals testified in support of this measure. The Hawaii Disability Rights Center opposed this measure. An individual commented on this measure.

Your Committee has amended this measure by:

- (1) Amending the exemption for licensed or credentialed practitioners practicing within their own recognized scopes of practice to include individuals directly supervised by a licensed professional, provided the supervision is within that licensed professional's recognized scope of practice;
- (2) Clarifying that the Medicaid home and community-based service waiver program pursuant to Section 1915(c) of the Social Security Act ends on or before January 1, 2024;

- (3) Defining "caregiver" under the exemptions section;
- (4) Changing its effective date to July 1, 3000, to further continued 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 Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2657, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2657, 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, none.

**SCRep. 224-18 Health & Human Services on H.B. No. 2158**

The purpose of this measure is to reduce youth's use of tobacco products and electronic smoking devices by reducing access and exposure to these products by:

- (1) Prohibiting the issuance of retail tobacco permits to places of business within seven hundred fifty feet of a school, public park, or public housing project or complex; and
- (2) Making it unlawful for any person to sell tobacco products and smoking devices within those areas.

The Hawaii Public Housing Authority, Hawaii Public Health Association, Blue Zones Project, Coalition for a Tobacco-Free Hawaii, American Heart Association, Hawaii Public Health Institute, Vince Yamashiroya, MD, Inc., and a few concerned individuals supported this measure. Hawaii Food Industry Association, Aloha Petroleum Ltd., Retail Merchants of Hawaii, Volcano Fine Electronic Cigarettes, Cigar Rights of America, Vape Hawaii, Hawaii Smokers Alliance, Smokeless Hawaii, Island Vapor, and numerous concerned individuals opposed this measure. The Department of Taxation and Department of Health provided comments.

Your Committee notes the concerns raised regarding the legality and enforceability of the amendments proposed by this measure, and respectfully requests that the Department of the Attorney General provide comments to your Committee on Consumer Protection & Commerce on this measure.

Your Committee has amended this measure by:

- (1) Specifying that tobacco retail permits issued for places of business that are located within seven hundred fifty feet of a school, public park, or public housing shall be void; and
- (2) Changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2158, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2158, 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, Belatti, Learmont, Tupola). Noes, none. Excused, none.

**SCRep. 225-18 Health & Human Services on H.B. No. 2465**

The purpose of this measure is to require the Department of Health to conduct a study regarding the establishment of a pilot program for Hawaii residents to pursue a doctor of medicine degree at the college of medicine of the University of Northern Philippines in Ilocos Sur, Philippines, with state-provided financial support, in exchange for a commitment to practice medicine in Hawaii after graduation.

A few individuals testified in support of this measure. One individual testified in opposition. The University of Hawaii provided comments.

Your Committee notes that the University of Hawaii's John A. Burns School of Medicine and University of Hawaii System both expressed in testimony that scholarships and funding providing financial assistance to Hawaii residents to attend medical school in Hawaii are a preferable alternative to funding a foreign medical education that makes passage of American physician licensing requirements more difficult.

Your Committee has amended this measure by:

- (1) Expanding the colleges of medicine a resident may attend under the potential pilot program to include any college of medicine in the Philippines; and
- (2) Changing its effective date to July 1, 3000, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2465, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2465, 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, none.

**SCRep. 226-18 Health & Human Services on H.B. No. 2527**

The purpose of this measure, as received by your Committee, is to provide greater rights for children in foster care. Specifically, this measure replaces the guiding principles for children in foster care under the Child Protective Act with the rights of children in foster care, which preserves the current rights of children in foster care and provides certain additional rights.

For the purposes of a public hearing on this bill, your Committee circulated H.B. No. 2527, H.D. 1 PROPOSED (Proposed Draft), and notified the public that it would be accepting testimony on the Proposed Draft, which is a substantially similar measure. In addition to replacing the guiding principles for children in foster care with the rights of children in foster care, the Proposed Draft also makes technical, nonsubstantive amendments to the original H.B. No. 2527.

The Judiciary, Department of the Attorney General, Department of Human Services, Department of Education, Hawaii Youth Services Network, Catholic Charities Hawai'i, EPIC Ohana, and one individual testified in support of the Proposed Draft.

Your Committee considered the merits of both H.B. No. 2527, as received by your Committee, and the Proposed Draft and, upon careful consideration, adopted the Proposed Draft. Your Committee further amended the Proposed Draft by:

- (1) Requiring the Department of Human Services or authorized agency to obtain certain personal records for a child in foster care if the child is 17 years old, including the child's medical records or information to access the child's medical records free of charge and immigration documents;
- (2) Changing its effective date to July 1, 3000, 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 & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2527, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2527, 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, none.

**SCRep. 227-18 Health & Human Services on H.B. No. 1911**

The purpose of this measure is to enable the Department of Health to address the issue of unlicensed and uncertified care facilities through authorizing investigations into facilities that have been reported to be operating without the appropriate certificate or license. This measure also establishes penalties for operating an uncertified or unlicensed facility and for providing patient referral or transfer to uncertified or unlicensed care facilities.

The Department of Health, League of Women Voters of Hawaii, Wilcox Medical Center, Caring Across Generations, Case Management Professionals, Inc., Adult Foster Homecare Association of Hawaii, and numerous concerned individuals submitted testimony in support of this measure. Maile Case Management and numerous concerned individuals opposed this measure. AARP Hawaii, Healthcare Association of Hawaii, and Kokua Council provided comments.

Your Committee finds that the present situation presents a danger to Hawaii's elderly as unlicensed and uncertified care homes often lack liability insurance, Department of Health oversight, and criminal background checks for their employees.

Your Committee received testimony stating that in 2016 there was a loss of seventy-four licensed care homes statewide and a loss of seventy-six in 2017. Your Committee also received testimony stating that on one occasion three residents passed away due to trauma as a result of their transfer from a care home that intentionally allowed its license to expire in order to continue to operate as an unlicensed care home.

Should this measure receive further consideration from your Committee on Consumer Protection & Commerce, your Committee requests the Attorney General's opinion on whether section 1, permitting the Department of Health to conduct investigations in response to a report of a possible uncertified or unlicensed care facility, should be amended to instead require investigations.

Your Committee notes that authorizing the Long-Term Care Ombudsman to investigate unlicensed and uncertified care homes may be an additional or alternate way to address this issue.

Your Committee has amended this measure by:

- (1) Replacing the mandate for the Department of Health to take action upon a confirmed finding that a care home is unlicensed or uncertified with a permissive authority to take action; and
- (2) Changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1911, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1911, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 228-18 Health & Human Services on H.B. No. 2135**

The purpose of this measure is to better protect victims of domestic violence by requiring that law enforcement and emergency medical services agencies include lethality assessments and domestic violence safety planning in its policies, procedures, and training in order to receive moneys from the emergency medical services special fund or federal funds awarded for the purpose of addressing domestic violence.

The Honolulu Police Department, a Maui County Councilmember, County of Hawaii Fire Department, Hawaii Women's Coalition, and three concerned individuals supported this measure. The Domestic Violence Action Center opposed this measure. The Department of Health and Honolulu Emergency Services Department offered comments for this measure.

The Honolulu Police Department requested clarification on the agency or organization that would provide the required training and the number of hours that would be necessary for a law enforcement agency to comply with the requirements in this measure.

Your Committee amended this measure by changing the effective date to July 1, 3000, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2135, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2135, 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, none.

**SCRep. 229-18 Health & Human Services on H.B. No. 2126**

The purpose of this measure is to preserve certain provisions of the Affordable Care Act under state law by:

- (1) Extending dependent coverage for adult children until the children turn twenty six years of age;
- (2) Prohibiting health insurance entities from imposing a preexisting condition exclusion; and
- (3) Prohibiting health insurance entities from using an individual's gender to determine premiums and contributions.

The Insurance Division of the Department of Commerce and Consumer Affairs, Hawaii Maternal and Infant Health Collaborative, a Councilmember of the Maui County Council, Hawaii Medical Association, Healthcare Association of Hawaii, Kaiser Permanente Hawai'i, The Queen's Health Systems, The Sex Abuse Treatment Center, Hawaii Medical Service Association, Planned Parenthood Votes Northwest and Hawaii, IMUAlliance, Hawai'i Section of the American College of Obstetricians and Gynecologists, Special Education Advisory Council, American Association of University Women, Hawaii Appleseed Center for Law and Economic Justice, Hawaii Children's Action Network, Breastfeeding Hawaii, Hawaii Women's Coalition, Healthy Mothers Healthy Babies, and several individuals testified in support. Hawai'i Employer-Union Health Benefits Trust Fund staff provided comments.

Your Committee has amended this measure by:

- (1) Removing the provisions extending dependent coverage for adult children until the children turn twenty six years of age; and
- (2) Changing its effective date to July 1, 3000, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2126, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2126, 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, none.

**SCRep. 230-18 Health & Human Services on H.B. No. 885**

The purpose of this measure is to prohibit health insurers from requiring preauthorizations that cause undue delay in patients' medical treatments, clarify that insurers are civilly liable for injury resulting from an undue delay due to a preauthorization requirement, and permit health care providers to seek indemnification from an insurer for civil liability for injury resulting from an undue delay due to a preauthorization requirement.

The Hawaii Medical Association; Hawaii Radiological Society; United Public Workers, AFSCME, Local 646, AFL-CIO; and a concerned individual supported this measure. Hawaii Medical Service Association opposed this measure. The Department of Commerce and Consumer Affairs and Department of Human Services offered comments for this measure.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 885, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 885, 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, none.



**SCRep. 231-18 Health & Human Services on H.B. No. 2578**

The purpose of this measure is to require physician assistants to meet continuing education requirements as a condition of license renewal and to prohibit the Hawaii Medical Board from additionally requiring repeated passage of a certification examination upon each renewal.

Hawaii Medical Association, American Academy of Physician Assistants, and numerous individuals testified in support of this measure. The Hawaii Medical Board provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to further continued discussion.

Your Committee notes that amendments from the Department of Commerce and Consumer Affairs (DCCA) to this measure were not received by your Committee. As such, should this measure proceed further in the legislative process, your Committee requests that DCCA provide amendments to the Committee on Intrastate Commerce to support continued deliberation on this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2578, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2578, H.D. 1, and be referred to your Committee on Intrastate Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, none.

**SCRep. 232-18 Health & Human Services on H.B. No. 2242**

The purpose of this measure is to require the Judiciary to study the feasibility of establishing a volunteer-based senior advocacy program in the State's family courts to complement existing efforts to assist persons in adult protective proceedings.

The Judiciary offered comments for this measure.

Your Committee amended this measure by changing the effective date to July 1, 3000, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2242, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2242, 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, none.

**SCRep. 233-18 Health & Human Services on H.B. No. 1967**

The purpose of this measure is to address the limited availability of clinical preceptors and training sites by establishing a healthcare preceptor tax credit as an incentive to preceptors to offer professional instruction, training, and supervision to students and residents seeking careers as healthcare providers in Hawaii.

Additionally, this measure establishes the Healthcare Preceptor Tax Credit Working Group within the Department of Health, to be convened by the University of Hawaii Hawaii/Pacific Basin Area Health Education Center and the State Center for Nursing to create a plan to address healthcare preceptor shortages in the State and develop and implement a plan for allocating and distributing the healthcare preceptor tax credits.

The University of Hawaii John A. Burns School of Medicine; Kapiolani Community College; School of Nursing and Dental Hygiene; and Daniel K. Inouye College of Pharmacy; Hawaii State Center for Nursing; Waianae Coast Comprehensive Health Center; Hawaii Pacific Health; Straub Medical Center; American Physical Therapy Association Hawaii Chapter; Hawaii/Pacific Basin Area Health Education Center; Hawaii Medical Association; and several concerned individuals testified in support of this measure. The Department of Health; Department of Taxation; Hawaii Medical Board; Board of Pharmacy; Tax Foundation of Hawaii; and Hawaii Primary Care Association submitted comments.

You Committee has amended this measure to:

- (1) Remove the provision that the Director of Taxation adopt rules relating to administrative procedures, pursuant to Chapter 91 of the Hawaii Revised Statutes, for the purposes of effectuating this measure;
- (2) Amend the definition of "medical student" to include graduates of medical school who are continuing their training to obtain their medical license or specialty certification;
- (3) Allow the Director of Taxation to require taxpayers to furnish the certificate issued by the Healthcare Preceptor Tax Credit Working Group ("working group") in addition to other information, to ascertain the validity of the taxpayer's claim for the tax credit;
- (4) Add the fields of social work and physical therapy for which a preceptor that is providing professional instruction, training, and supervision, is eligible for the healthcare preceptor tax credit;
- (5) Include definitions of "social worker student" and "physical therapist assistant student";
- (6) Add members from the fields of psychology and social work to the working group;

- (7) Make technical nonsubstantive amendments for the purposes of style, consistency, and clarity; and
- (8) Change the effective date to July 1, 3000.

While not further amending this measure, your Committee notes that Waianae Coast Comprehensive Health Center supported the measure and proposed amendment of the definition of "academic program" so as to not exclude institutions with principal accreditation outside of the State.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1967, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1967, 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, none.

**SCRep. 234-18 Health & Human Services on H.B. No. 2450**

The purpose of this measure is to:

- (1) Require the Department of Health (DOH) to license hospice service agencies;
- (2) Make hospice homes operated by licensed hospice service agencies subject to DOH facility visits and inspections among other requirements; and
- (3) Make conforming amendments to the certification and recertification requirements for nurse aides working in state-licensed or state-certified health care settings.

An individual testified in support of this measure. The Department of Human Services and DOH opposed this measure.

Your Committee has amended this measure by:

- (1) Deleting the provisions that would have removed the word "health" from the term "state-licensed and state-certified health care settings" under the certification and recertification requirements for nurse aides;
- (2) Changing its effective date to July 1, 3000, 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 & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2450, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2450, 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, none.

**SCRep. 235-18 Health & Human Services on H.B. No. 2279**

The purpose of this measure is to improve the quality of care provided to the elderly and disabled in state-licensed care facilities by:

- (1) Expanding the Department of Health's authority to conduct unannounced visits to include community-based care homes and adult day care centers;
- (2) Requiring community-based foster family homes, adult foster homes, and adult day care centers to be licensed and to face penalties for intentionally operating without a license;
- (3) Repealing sections 3 and 4 of Act 184, Session Laws of Hawaii 2016, relating to inspections of all adult residential care homes for purposes of clarity and consistency;
- (4) Requiring the Department of Health to maintain an online forum on which all state-licensed care facilities may publicly post vacancy information;
- (5) Convening a working group within the Department of Health to discuss and provide feedback on the implementation and maintenance of the online forum and report its findings to the Legislature;
- (6) Appropriating funds to the Department of Health for the purpose of maintaining the online forum;
- (7) Implementing fees to be collected by the Department of Health for licensing, relicensing, certification, and recertification of adult care facilities and for case managers having purview of these facilities with the fees to be expended to support the operations of licensing, relicensing, certifications, and recertification;
- (8) Requiring the Department of Health to ensure compensation minimums for caregivers and case managers for each type of facility in this measure;

- (9) Requiring the Department of Health to pay interest on late payments owed to care facilities and to report to the Legislature on the status of the implementation of this process;
- (10) Requiring the Department of Health to adopt rules setting standards of conditions and competence for all community-based care homes or facilities licensed or certified under the Department; and
- (11) Requiring the Department of Health to adopt rules regarding the approval time of the granting or denying of new or renewal applications for certificates as well as fees related to this process.

Blue Water Resources, Case Management Professionals, Inc., and several concerned individuals submitted testimony in support of this measure. The Department of Health submitted testimony in opposition to this measure. Kokua Council submitted comments.

Your Committee has amended this measure to limit its scope by deleting the provisions enumerated in (1), (7), (8), (9), (10), and (11) above, to focus upon the following:

- (1) Permitting the Department of Health to maintain an online forum for posting of vacancies by State-licensed care facilities;
- (2) Appropriating funds to maintain the online forum;
- (3) Convening a working group to report to the Legislature about implementation and maintenance of the online forum; and
- (4) Requiring community-based foster family homes, adult foster homes, and adult day care centers to be licensed and to face penalties for intentionally operating without a license.

In addition, this measure has been amended to change the effective date to July 1, 3000, to encourage further discussion, and to make technical nonsubstantive changes for the purposes of style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2279, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2279, 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, none.

**SCRep. 236-18      Agriculture on H.B. No. 2099**

The purpose of this measure is to support agricultural technology to increase Hawaii food security by requiring and funding the Department of Agriculture to conduct a study on the feasibility of authorizing the Department to establish and designate ag-tech zones in the residential and commercial areas within the City and County of Honolulu.

The Department of Agriculture, College of Tropical Agriculture and Human Resources of the University of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a concerned individual supported this measure.

Your Committee has amended this measure by:

- (1) Clarifying in its purpose section that the rat lungworm is a disease-causing nematode that may result in long-term disability;
- (2) Changing its effective date to July 1, 2150; 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 Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2099, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2099, 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, 1 (Ing).

**SCRep. 237-18      Agriculture on H.B. No. 2302**

The purpose of this measure is to encourage landowners to voluntarily designate their qualifying lands as important agricultural lands by extending the Important Agricultural Land Qualified Agricultural Cost Tax Credit through 2028 to allow landowners sufficient time to apply and qualify for the tax credit.

The Department of Agriculture, Department of Taxation, a Council Member of the Maui County Council, Land Use Research Foundation of Hawaii, Maui County Farm Bureau, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Alexander & Baldwin, Inc., Hawaii Cattlemen's Council, Inc., Hawai'i Farm Bureau, Hawaii Crop Improvement Association, and numerous concerned individuals supported this measure. The Tax Foundation of Hawaii submitted comments on this 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 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. 2302, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2302, H.D. 1, 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. 238-18      Agriculture on H.B. No. 2301**

The purpose of this measure is to effectively mitigate the threats and impacts of invasive species on Hawaii's economy, natural environment, health, and lifestyle, and implement the Hawaii Interagency Biosecurity Plan by:

- (1) Reorganizing the Hawaii Invasive Species Council (Council), an interagency coordinating body without dedicated staff or funding, into the statutorily established Hawaii Invasive Species Authority (Authority) within the Department of Agriculture;
- (2) Adding additional expertise, staff, and new duties to the Authority;
- (3) Appropriating \$500,000 to the Council; and
- (4) Appropriating \$10,000,000 for interagency projects and research related to invasive species.

The Department of Agriculture, Department of Land and Natural Resources, Big Island Invasive Species Committee, Coordinating Group on Alien Pest Species, The Nature Conservancy of Hawaii, Land Use Research Foundation of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Cattlemen's Council, Inc., Hawai'i Farm Bureau, and Local Food Coalition supported this measure.

Your Committee has amended this measure by:

- (1) Changing all appropriation amounts to unspecified sums;
- (2) Changing its effective date to July 1, 2150, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for consistency, clarity, and style.

Should your Committee on Finance deliberate on this matter further, your Committee on Agriculture respectfully requests that it consider appropriating:

- (1) \$500,000 to the Council to enable it to operate effectively during the transition period prior to the Authority becoming operational; and
- (2) \$10,000,000 to be allocated by the Authority for interagency projects and research related to invasive 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. 2301, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2301, H.D. 1, and be referred to your Committee on Energy & Environmental Protection.

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

**SCRep. 239-18      Agriculture on H.B. No. 2305**

The purpose of this measure is to continue to combat the coffee berry borer beetle that is threatening the viability of Hawaii's coffee industry. The Pesticide Subsidy Program is designed to assist coffee growers by providing subsidies to offset the costs of purchasing qualifying pesticides known to be effective against the beetle. This measure extends the civil service exemption of the program's manager position to June 30, 2022, to enable applications for subsidies for costs incurred in the final year to be processed.

The Department of Agriculture, Big Island Invasive Species Committee, Hawaii Coffee Company, Land Use Research Foundation of Hawaii, Hawaii Cattlemen's Council, Inc., Hawai'i Farm Bureau, Kaye Family Farms, and a few concerned individuals supported this 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 consistency, 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 H.B. No. 2305, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2305, H.D. 1, and be referred to your Committee on Labor & Public Employment.

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

**SCRep. 240-18      Agriculture on H.B. No. 2497**

The purpose of this measure is to make investments in the areas of agriculture, education, and health by:

- (1) Establishing a three-year Farm to School Grant Pilot Program, within the Department of Agriculture, in collaboration with specified state agencies and farm to school stakeholders to provide grants to public schools including charter schools, publicly funded early care and education centers, nonprofit organizations, soil and water conservation districts, and farmers, ranchers, and other food vendors registered with the Food to Farm School Program;
- (2) Requiring the Hawaii Farm to School Coordinator to submit a report to the Legislature on the value and outcome of the Farm to School Grant Pilot Program; and
- (3) Appropriating:
  - (A) \$1,000,000 for the Farm to School Grant Pilot Program for grants;
  - (B) \$100,000 for administrative costs of the Farm to School Grant Pilot Program; and
  - (C) \$200,000 for the continuance of the Hawaii Farm to School Program.

The College of Tropical Agriculture and Human Resources of the University of Hawaii, State Procurement Office, Hawai'i Farm to School Hui, Hawaii Cattlemen's Council, Inc., American Heart Association, Ulupono Initiative, Hawaii Primary Care Association, Hawaii Affairs Caucus of the Democratic Party of Hawaii, Hawaiian Civic Club of Honolulu, Kaye Family Farms, and two concerned individuals supported this measure. The Department of Agriculture, Department of Health, and Department of Education supported the intent of this measure.

Your Committee has amended this measure by:

- (1) Changing all appropriation amounts to unspecified sums;
- (2) Changing its effective date to July 1, 2150, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for consistency, clarity, and style.

Should your Committee on Finance deliberate on this matter further, your Committee on Agriculture respectfully requests that it consider appropriating:

- (A) \$1,000,000 for the Farm to School Grant Pilot Program for grants;
- (B) \$100,000 for administrative costs of the Farm to School Grant Pilot Program, including the hiring of a contractor to administer the program; and
- (C) \$200,000 for the continuance of the Hawaii Farm to School Program, for one full-time Farm to School Coordinator position, and administrative expenses for the 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. 2497, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2497, H.D. 1, and be referred to your Committee on Education.

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

**SCRep. 241-18      Higher Education on H.B. No. 2604**

The purpose of this measure is to appropriate funds to the Department of Business, Economic Development and Tourism (DBEDT) to fund one or more programs to implement international college experiences for students enrolled at a University of Hawaii campus.

A concerned individual supported this measure. DBEDT and The University of Hawaii offered comments for this measure.

Your Committee finds that the University of Hawaii organizes its study abroad programs at the campus level. Currently, there are no systemwide programs to offer University of Hawaii students international college experiences. Furthermore, in its testimony, DBEDT noted that it no longer has an office of international relations and cannot use grants.

As such, your Committee has amended this measure by:

- (1) Changing the expending agency from DBEDT to the University of Hawaii, but to work in collaboration with DBEDT;
- (2) Requiring the University of Hawaii to submit a report to the Legislature regarding the use of the appropriated funds for programs to implement international college experiences for University of Hawaii students;

- (3) Changing the effective date to July 1, 2112, to promote further discussion; and
- (4) Making technical, nonsubstantive amendments for style, clarity, and consistency.

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. 2604, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2604, 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, 3 (Learmont, Quinlan, Matsumoto).

**SCRep. 242-18 Higher Education on H.B. No. 2299**

The purpose of this measure is to authorize the University of Hawaii (UH) Board of Regents, or its designee, to indemnify, defend, and hold harmless a county agency, its officers, agents, and employees, when UH uses county property for a university purpose or a university function, provided certain conditions are met.

UH 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 on this measure.

Your Committee respectfully requests your Committee on Judiciary, should it hear this measure, to consider the issue of whether UH has the legal authority to indemnify county agencies on behalf of the State without the approval of the executive branch, especially because UH is an autonomous entity.

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. 2299, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2299, 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, 3 (Learmont, Quinlan, Matsumoto).

**SCRep. 243-18 Labor & Public Employment on H.B. No. 2383**

The purpose of this measure is to establish statutory authorization for special duty employment, commonly referred to as special duty services, by deputy sheriffs.

The Department of Public Safety; Department of Taxation; University of Hawaii; Office of Elections; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and an individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2383, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2383, 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. 244-18 Labor & Public Employment on H.B. No. 2375**

The purpose of this measure is to amend the Temporary Disability Insurance law to:

- (1) Permit an advanced practice registered nurse to certify an employee's disability;
- (2) Allow for greater flexibility in hearing procedures, including electronic filing of notice of appeals and service of notice of hearings, and selecting the hearing location; and
- (3) Increase the penalty when an employer fails to provide timely information to an insurer on a claim.

The Department of Labor and Industrial Relations, Hawaii State Center for Nursing, and a few concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Changing its 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2375, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2375, 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. 245-18 Labor & Public Employment on H.B. No. 2203**

The purpose of this measure is to establish an enforcement division within the Department of the Attorney General comprising law enforcement officers, investigators, and other specialized personnel to engage in state law enforcement matters for the following:

- (1) The Department of Land and Natural Resources Division of Conservation and Resources Enforcement;
- (2) The Department of Public Safety state law enforcement officers, and narcotics enforcement investigators with the Narcotics Enforcement Division; and
- (3) The Department of Transportation Harbors Division.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO and two individuals testified in support of this measure. The Department of the Attorney General, Department of Land and Natural Resources, Department of Public Safety, Department of Transportation, The Nature Conservancy of Hawaii, and an individual opposed this measure.

Your Committee has amended this measure by:

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

Your Committee recognizes that the complexities and changes occurring within government merits taking an expansive look at existing government structure and inadvertent agency silos in serving the public interest. Your Committee finds that this measure engages the public in deliberative discussion by examining whether certain functions should be amalgamated and centralized in one agency based on similarities in the nature and scope of work. Your Committee believes that the enforcement functions of the departments named in this measure merits further discussion to improve efficiencies and effectiveness in government operations.

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. 2203, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2203, 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. 246-18 Health & Human Services on H.B. No. 2209**

The purpose of this measure is to ensure that insurance premiums remain stable and affordable for Hawaii's consumers by establishing a state-level individual mandate, requiring certain qualified taxpayers to sign up for and maintain health insurance coverage throughout the year, or be subject to pay a penalty on their income tax return.

Kaiser Permanente Hawaii, The Queen's Health Systems, Planned Parenthood Votes Northwest and Hawaii, and a concerned individual supported this measure. The Honolulu County Republican Party and several concerned individuals opposed this measure. The Department of Taxation, Department of Commerce and Consumer Affairs, Hawaii Medical Service Association, and Christian Science Committee on Publication for Hawaii provided comments.

Your Committee notes the concerns provided by the Insurance Commissioner, which suggested that the assessment of affordability of health plans should be based upon criteria similar to those implemented in Massachusetts rather than having the Insurance Commissioner establish the appropriate process. Your Committee also notes the Commissioner's concerns with maintaining a creditable coverage list and the Commissioner's lack of jurisdiction to regulate administrative decisions of the Department of Tax.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2209, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2209, 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, 1 (Tupola).

**SCRep. 247-18 Health & Human Services on H.B. No. 2269**

The purpose of this measure is to appropriate funds to the Department of Human Services for the purchase, staffing, and operation of two mobile health clinics to provide direct, non-emergency health care services, hygiene services, and referrals to additional services and providers to individuals experiencing homelessness.

The Governor's Coordinator on Homelessness, Department of Human Services, Mayor of Hawaii County, Hawaii Primary Care Association, The Queen's Health Systems, Hawaii Pacific Health, Big Island Substance Abuse Council, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and two individuals submitted testimony in support of this measure. Hawai'i Psychological Association submitted comments.

Your Committee has amended this measure by:

- (1) Clarifying that the mobile clinics may be staffed by specified medical personnel and other staff as needed;
- (2) Changing its effective date to July 1, 3000, to encourage further discussion; and
- (3) Making nonsubstantive technical amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2269, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2269, 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, 1 (Tupola).

**SCRep. 248-18 Health & Human Services on H.B. No. 2498**

The purpose of this measure is to establish and appropriate funds for a permanent, full-time equivalent Veterinary Medical Officer position in the Department of Health to oversee programs to protect human health through measures to detect, investigate, assess, prevent, control, eradicate, and treat zoonotic diseases that may be transmitted from animals to humans.

Representative of the 5<sup>th</sup> Representative District, The Hawaii Cattlemen's Council, Inc., and an individual submitted testimony in support of this measure. The Department of Health submitted comments.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2498, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2498, 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, 1 (Tupola).

**SCRep. 249-18 Health & Human Services on H.B. No. 1812**

The purpose of this measure is to authorize health care surrogates to act as authorized representatives to assist a patient with the Medicaid application process, redetermination of eligibility, and other related communications with the Department of Human Services.

The Queen's Health Systems, Healthcare Association of Hawaii, Aloha Nursing Rehab Centre, One Kalakaua Senior Living, Kaiser Permanente Hawaii, and a concerned individual testified in support of this measure. The Department of Human Services provided comments.

While your Committee understands that the Department of Human Services currently has provisions in their administrative rules to accept an application and the documentation required to establish eligibility for Medicaid when someone acting responsibly for the incapacitated person submits them to the Department, your Committee finds that it is necessary to statutorily authorize health care surrogates to assist a patient with the Medicaid application process to avoid any confusion.

Your Committee also notes the recommendations of Kaiser Permanente Hawaii that the measure be amended to clarify that a surrogate is explicitly afforded authority to complete a Medicaid application on behalf of the patient. However, your Committee finds that the subject matter of the requested amendment falls under the purview of the Committee on Consumer Protection and Commerce. Accordingly, your Committee on Health and Human Services respectfully requests the Committee on Consumer Protection and Commerce to consider this amendment request should it deliberate this measure further.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1812, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1812, H.D. 2, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).



**SCRep. 250-18 Health & Human Services on H.B. No. 2147**

The purpose of this measure is to divert individuals with mental health or substance abuse challenges from the criminal justice system and connect them with community mental health services and related supportive services by:

- (1) Establishing a pre-arrest diversion pilot project and specifying the principles under which the pilot project will operate;
- (2) Requiring the Department of Health community mental health services and the Department of Human Services to provide transitional housing, housing first, or other social services for the pilot project; and
- (3) Appropriating funds for the pilot project.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, StressFreeSouls, the Community Health Outreach Work Project, and Hawaii Substance Abuse Coalition testified in support of this measure. The Governor's Coordinator on Homelessness, Department of Public Safety, Department of Health, and League of Women Voters of Hawaii provided comments.

Your Committee understands that the Department of Health is currently working on implementation of a Law Enforcement Assisted Diversion (LEAD) Pilot Project that appears to work towards similar goals as this measure. However, your Committee finds that consideration should still be given to the pilot project contained in this measure. Your Committee also finds that support should continue to be given to the LEAD Pilot Project and that the LEAD Pilot Project should be initiated statewide as soon as feasible.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2147, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2147, 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 (Tupola).

**SCRep. 251-18 Health & Human Services on H.B. No. 2271**

The purpose of this measure is to clarify the licensure requirements for individuals engaged in the practice of behavior analysis in a school setting. This measure also extends the licensing exemption for direct support workers who provide behavior analysis services in schools.

The Department of Education, Daniel K. Inouye Elementary School, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, Hawaii Psychological Association, and some individuals testified in support of this measure. Aloha Behavioral Associates, LLC., Autism Behavior Consulting Group, Hawaii Association for Behavior Analysis, Hawaii Disability Rights Center, Hawaii State Teachers Association, and numerous individuals testified in opposition. The Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs and an individual provided comments.

Your Committee has amended this measure by:

- (1) Amending the preamble to reflect the definition of behavior analysis and the legislative history of behavior analysis regulation in this State;
- (2) Removing the language clarifying the licensure requirements for individuals engaged in the practice of behavior analysis in a school setting;
- (3) Extending the exemption from licensure for direct support workers who provide behavioral analysis under supervision in schools to July 1, 2021; and
- (4) Changing the effective date to July 1, 3000, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2271, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2271, H.D. 1, and be referred to your Committee on Intrastate Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 252-18 Health & Human Services on H.B. No. 2104**

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. This measure requires that the University of Hawaii at Hilo submit a comprehensive plan to the Legislature before the appropriated funds are released.

The Department of Land and Natural Resources, University of Hawaii at Hilo Daniel K. Inouye College of Pharmacy, Mayor of the County of Hawaii, two Hawaii County Councilmembers, and Hawai'i Farm Bureau supported this measure.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2104, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2104, H.D. 1, and be referred to your Committee on Higher Education.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 253-18 Health & Human Services on H.B. No. 929**

The purpose of this measure, as received by your Committee, is to provide comprehensive sexuality health education in the State by:

- (1) Adding new requirements to existing sexuality health education;
- (2) Requiring the Board of Education and Department of Education to collaborate in developing and publishing a list of appropriate sexuality health education curricula; and
- (3) Allowing parents to request that their children not receive the sexuality health education provided in public schools.

For the purposes of facilitating discussion, your Committee solicited a proposed H.B. No. 929, H.D. 1 (Proposed Draft) for public review and comment.

The purpose of the Proposed Draft is to develop and provide adequate information to visitors and residents regarding the dangers of snorkeling by requiring the Department of Land and Natural Resources to adopt rules for the enforcement and regulation of businesses that rent or sell snorkel equipment.

One concerned individual supported the Proposed Draft. The Department of Land and Natural Resources opposed the Proposed Draft.

Your Committee considered the merits of this measure, as received by your Committee, and the Proposed Draft, and upon careful consideration, adopted the Proposed Draft with the following amendments:

- (1) Changing the effective date to July 1, 3000, 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 & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 929, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 929, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 254-18 Health & Human Services on H.B. No. 2319**

The purpose of this measure is to bring the State of Hawaii into compliance with federal law by imposing 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 comply with an order of assignment of future income.

The Department of the Attorney General submitted testimony in support of this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, 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 & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2319, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2319, 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 (Tupola).

**SCRep. 255-18 Health & Human Services on H.B. No. 2664**

The purpose of this measure is to:

- (1) Require the counties to establish a medical cannabis collectives registration system for regulating and taxing the distribution of medical cannabis;

- (2) Allow primary caregivers and qualifying patients to assert the medical use of cannabis as a defense rather than an affirmative defense under the medical use of cannabis law;
- (3) Allow qualifying patients to transfer medical cannabis between themselves; and
- (4) Appropriate funds to the counties to establish and administer medical cannabis collectives.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; Effective Change, LLC; Drug Policy Forum of Hawaii; Aloha Hi-Fi; Alternative Pain Management Pu'uhonua; and several individuals testified in support of this measure. The Honolulu Police Department and one individual testified in opposition. The Department of the Attorney General and two individuals provided comments.

The Department of the Attorney General suggested:

- (1) Establishing criteria for the regulation and taxation of medical cannabis collectives; and
- (2) Amending language under the defense of the medical use of cannabis to reflect language used in the Penal Code.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000, to facilitate further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee believes that a more appropriate mechanism for addressing the issues in this measure is a study.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2664, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2664, 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, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 256-18 Health & Human Services on H.B. No. 2729**

The purpose of this measure is to amend regulatory statutes and operational requirements for the medical cannabis dispensary system by:

- (1) Amending the reciprocity program, whereby qualifying patients from other jurisdictions may purchase limited quantities of cannabis for medical use, subject to certain safeguards, reporting and transparency requirements, and payment of a visiting patient certifying fee;
- (2) Extending the maximum period of validity of a qualifying patient's written certification of a debilitating medical condition;
- (3) Allowing the establishment of a bona fide physician-patient or advanced practice registered nurse-patient relationship via telehealth;
- (4) Adding certain devices that provide safe pulmonary administration to the list of medical cannabis products that may be manufactured and distributed;
- (5) Increasing the tetrahydrocannabinol limit per multipack container of manufactured cannabis products or single container of oil;
- (6) Exempting from the background check requirement employees of a dispensary, subcontracted production center, or retail dispensing location without direct contact, access, or exposure to any cannabis or manufactured cannabis product; and
- (7) Limiting the Department of Health's mandate to disclose information to law enforcement for the purposes of verifying qualifying patient information and disclosure in response to a legally authorized subpoena.

Hawaii Educational Association for Licensed Therapeutic Healthcare, Maui Grown Therapies, Noa Botanicals, the Drug Policy Forum of Hawai'i, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Lau Ola, LLC., and two individuals testified in support of this measure. The Maui Police Department, Patients Without Time, Malie Cannabis Clinic, and several individuals testified in opposition. The Department of the Attorney General, Department of Health, The Queen's Health Systems, and one individual provided comments.

Your Committee has amended this measure by:

- (1) Removing the exemption from background check requirements for employees of dispensaries, subcontracted production centers, and retail dispensing locations;
- (2) Removing limitations on the Department of Health's mandatory disclosure;
- (3) Inserting new language allowing the Department of Health to provide a dispensary the opportunity for retesting of a failed batch of medical cannabis; and
- (4) Changing the effective date to July 1, 3000, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2729, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2729, 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 (Tupola).

**SCRep. 257-18 Health & Human Services on H.B. No. 2184**

The purpose of this measure is to establish the criteria for licensure of midwives by the Department of Commerce and Consumer Affairs. This measure provides for interim rules for continuing education requirements, standards of professional conduct, prescriptive authority, and penalties for violations.

League of Women Voters, Hawaii Maternal & Infant Health Collaborative, American College of Nurse-Midwives, Breastfeeding Hawaii, Daly Birth Maternity Services, Midwives Alliance of Hawaii, Hawaii Section of the American College of Obstetricians and Gynecologists, Malie Cannabis Clinic, Healthy Mothers Healthy Babies, Midwives Alliance of Hawaii, Zen Den Midwifery, and many several concerned individuals submitted testimony in support of this measure. Patients Without Time, Hawaii Midwifery Council, Hawaii State Coalition Against Domestic Violence, Young Progressives Demanding Action, and numerous concerned individuals submitted testimony in opposition. The Department of Commerce and Consumer Affairs Professional and Vocational Licensing Division and Regulated Industries and Complaints Office, State Procurement Office, and Hawaii Medical Service Association provided comments.

Your Committee has amended this measure by:

- (1) Revising the renewal process for midwives so that licenses are required to be renewed on or before June 30th of the applicable year;
- (2) Removing the authority of the Department of Commerce and Consumer Affairs to contract an implementation coordinator or team;
- (3) Including one obstetrician-gynecologist as a member of the advisory committee;
- (4) Removing the limitation on the types of information which may be considered fraudulent, deceitful, or misrepresented information when an applicant applies for a license, or requests renewal or reinstatement of a license;
- (5) Deleting language that is duplicative of all the other enumerated grounds upon which the director may refuse to renew, reinstate, or restore a license;
- (6) Requiring the applicant to notify the director of any type of disciplinary action being taken in another state or jurisdiction in the United States so that the director may evaluate the information under Hawaii's licensing standards;
- (7) Changing the effective date to July 1, 3000, to promote further discussion; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that the Department of Commerce and Consumer Affairs requested an effective date of July 1, 2019, to allow for sufficient time to ensure an efficient and smooth transition for licensure of certified professional midwives and certified midwives.

Your Committee further notes the concerns and remarks by the Minority Leader relating to this measure. The Minority Leader opposes this measure because of concerns regarding:

- (1) Overregulation of midwifery;
- (2) Apprehension that licensure may limit consumer choices, increase access disparities, diminish provider availability, and reduce quality of maternal child health care;
- (3) The capacity for a mother to exercise her choices; and
- (4) The good track record midwives have as a self-regulated practice.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2184, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2184, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 4; Ayes with Reservations (Learmont). Noes, 1 (Tupola). Excused, none.

**SCRep. 258-18 Economic Development & Business/Labor & Public Employment on H.B. No. 1962**

The purpose of this measure is to continue to support the manufacturing industry in Hawaii by requiring the Department of Business, Economic Development and Tourism to conduct an economic development study on opportunities for automated manufacturing in the State and appropriating funds for the study.

The Department of Business, Economic Development and Tourism and Oahu County Committee Legislative Priorities Committee of the Democratic Party of Hawaii 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 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. 1962, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1962, H.D. 1, and be referred to your Committee on Finance.

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. 259-18 Economic Development & Business on H.B. No. 2557**

The purpose of this measure is to continue to diversify Hawaii's economy and develop Hawaii's workforce for twenty-first century jobs, particularly in the aerospace sector, by appropriating funds to the Department of Business, Economic Development, and Tourism to support the Pacific International Space Center for Exploration Systems' internship and economic development programs.

The Pacific International Space Center for Exploration Systems and numerous concerned individuals 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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2557, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2557, 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. 260-18 Economic Development & Business on H.B. No. 2610**

The purpose of this measure is to continue to support Hawaii's manufacturing industry by appropriating funds to the Hawaii Technology Development Corporation to continue their manufacturing grant program, as well as for the operations and administration of the program.

The Hawaii Technology Development Corporation, The Chamber of Commerce Hawaii, Maui Brewing Company, Hawaii Coffee Company, Aloha Aina Poi Company, IL Gelato Hawaii, Origin Coffee Roasters, Diamond Bakery, DewPoint Systems LLC, Island Plastic Bags, Inc., Big Island Brewhaus, Aloha Shoyu Company, Ltd., Volcano Island Honey Company, LLC, Lanikai Brewing Company, Hawaii Farm Bureau, Kohola Brewery, Kauai Kunani Dairy, Oahu County Committee Legislative Priorities of the Democratic Party of Hawaii, and several concerned individuals 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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2610, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2610, 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. 261-18 Water & Land/Transportation on H.B. No. 2275**

The purpose of this measure is to:

- (1) Require that private streets, highways, or thoroughfares used by the public in a development district of the Hawaii Community Development Authority conform to county construction and maintenance standards;
- (2) Make owners of those private streets, highways, or thoroughfares responsible for the costs of conforming and maintaining the private roads to county standards; and
- (3) Establish a private right of action to enforce compliance with county construction and maintenance standards.

The Department of Transportation, Hawaiian Civic Club of Honolulu, Hawaii Energy Policy Forum, U. Oaka & Co., Ltd., Musicians' Association of Hawai'i, Macdonald & Porter Inc., and several individuals supported this measure. The Department of Facility Maintenance of the City and County of Honolulu opposed this measure. Bank of Hawaii, Land Use Research Foundation, and an individual provided comments.

Your Committees have amended this measure by:

- (1) Limiting its application to private streets, highways, or thoroughfares in a commercial development district of the Hawaii Community Development Authority;
- (2) Limiting responsibility for construction and maintenance costs to private street owners who exercise ownership rights for financial gain or profit; and

- (3) Changing its effective date to July 1, 2050, to encourage further discussion.

Your Committees note that the intent of limiting the scope on financial gain or profit is to apply to parking, parking meters, permits, towing, and other street uses.

As affirmed by the records of votes of the members of your Committees on Water & Land and Transportation that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2275, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2275, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 5; Ayes with Reservations (Thielen). Noes, none. Excused, 3 (Kong, Lee, Lowen).

Transportation: Ayes, 6. Noes, none. Excused, 1 (McDermott).

**SCRep. 262-18 Water & Land/Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 1985**

The purpose of this measure is to require the Board of Land and Natural Resources to provide an annual report to the Legislature with information regarding the value and status of resource value public lands held by the Department of Land and Natural Resources.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ho'omanapono Political Action Committee, and an individual supported this measure. One individual provided comments.

Your Committees have amended this measure by 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 Water & Land 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. 1985, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1985, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 5. Noes, none. Excused, 3 (Kong, Lee, McKelvey).

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.

**SCRep. 263-18 Water & Land on H.B. No. 2097**

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources to hire lifeguards to monitor state and county beach parks.

The Department of Land and Natural Resources, Mayor of the County of Hawaii, Council Member representing District 4 of the County of Hawaii, Hawaii Fire Department, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, and two individuals supported this measure.

Your Committee has amended this measure by:

- (1) Changing the amount appropriated to an unspecified amount;
- (2) Appropriating an additional unspecified amount out of the Tourism Special Fund for the Department of Land and Natural Resources to hire lifeguards to monitor state and county beach parks; 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 Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2097, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2097, 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 (Kong).

**SCRep. 264-18 Water & Land on H.B. No. 2641**

The purpose of this measure is to, among other things:

- (1) Establish procedures for designating public land redevelopment districts, including the planning committees, district redevelopment plans, and designated redevelopment district revolving funds for those districts; and
- (2) Establish the Waiakea peninsula redevelopment district, planning committee, and revolving fund until June 30, 2028.

Hawaii Planing Mill, Ltd. Db a HPM Building Supply, Kanoelehua Industrial Area Association, Hawaii Association of REALTORS, and a few individuals supported this measure. Life of the Land, League of Women Voters, Coastal Planners, LLC, KAHEA: The Hawaiian-Environmental Alliance, Chika Nakano Repair Shop, and a few individuals opposed this measure. The Department of Land and Natural Resources and Department of Budget and Finance provided comments.

Your Committee has amended this measure by:

- (1) Amending part I of the measure to establish a ten-year pilot project for the redevelopment of the Kanoelehua Industrial Area and Banyan Drive region;
- (2) Establishing the procedures for the planning committee and redevelopment plans for the Kanoelehua Industrial Area and Banyan Drive region;
- (3) Requiring that all seven public, voting members of the planning committee be residents of the county of Hawaii;
- (4) Removing language establishing revolving funds for the redevelopment districts;
- (5) Deleting part III of the measure designating the Waiakea peninsula redevelopment district;
- (6) Requiring that this measure be repealed on June 30, 2028;
- (7) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (8) Making technical, nonsubstantive amendments for 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 is in accord with the intent and purpose of H.B. No. 2641, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2641, 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, 1 (Thielen). Excused, 1 (Lee).

**SCRep. 265-18 Water & Land on H.B. No. 2122**

The purpose of this measure is to:

- (1) Clarify the interests that must be represented by the members of the Hawaii Community Development Authority representing community development districts; and
- (2) Replace the county council with the Speaker of the House of Representatives and the President of the Senate as the nominating authorities for the Hawaii Community Development Authority members who are representatives of the several community development districts.

The Hawaiian Civic Club 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 Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2122, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2122, 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 (Thielen). Noes, none. Excused, 1 (Lee).

**SCRep. 266-18 Energy & Environmental Protection on H.B. No. 2249**

The purpose of this measure is to prepare the State's electrical grid for natural disasters and other emergencies by:

- (1) Establishing programs and designating funds that shall provide immediate, emergency funding for the development of energy facilities at critical infrastructure;
- (2) Creating a Grid Resiliency Task Force to identify critical infrastructure needs and provide recommendations for enhancing grid resiliency throughout the State;
- (3) Directing government agencies to begin building grid resiliency into their planning; and
- (4) Directing public utilities to incorporate grid resiliency planning into their integrated resource and grid modernization planning.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Distributed Energy Resources Council of Hawaii, Life of the Land, Tesla, The Alliance for Solar Choice, Environmental Caucus of the Democratic Party of Hawaii, Hawaii Solar Energy Association, and many individuals supported this measure. Hawaii Electric Company, Maui Electric Company, and Hawaii Electric Light Company opposed this measure. The Department of Budget and Finance, Department of Business, Economic Development and Tourism, Public Utilities Commission and an individual provided comments.

Your Committee has amended this measure by:

- (1) Inserting the language of H.B. No. 2249, which, among other things:

- (A) Creates a \$30,000,000 revolving line of credit sub-fund under the umbrella of the green energy market securitization loan fund for any state agency or department to finance energy efficiency measures; and
- (B) Appropriates \$30,000,000 out of the Hawaii Green Infrastructure Special Fund for the financing of installation costs for energy-efficient lighting and other energy efficiency measures for any state agency or department;
- (2) Deleting the provisions which establishes the grid resiliency capital investment program and grid resiliency capital investment special fund;
- (3) Including the mayors of the counties of Hawaii, Kauai, and Maui and the mayor of the City and County of Honolulu as members of the grid resiliency task force;
- (4) Amending the duties of the grid resiliency task force;
- (5) Requiring the grid resiliency task force to submit to the Legislature an interim report prior to the convening of the 2019 Regular Session and a final report prior to the convening of the 2020 Regular Session;
- (6) Amending the definition of "critical infrastructure" to exclude the primary residences of first responders, and to include emergency care providers and health centers;
- (7) Deleting the definition of "first responder";
- (8) Transferring funds from the green infrastructure special fund to the grid resiliency rebate special fund; 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 Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2249, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2249, 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 (Kong).

#### **SCRep. 267-18 Energy & Environmental Protection on H.B. No. 2712**

The purpose of this measure is to protect the State's underground drinking water sources and surrounding environment by requiring the Department of Health to adopt rules for underground storage tanks, tank systems, and related piping that conform with recent revisions to federal regulations and include additional requirements for certain field-constructed underground storage tanks by a certain date.

The Board of Water Supply, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaiian Civic Club of Honolulu, Hawaii Alliance for Progressive Action, Ka Lahui Hawaii Political Action Committee, Gentlewave Bodywork Referral Inc., Kokua Hawaii Foundation, and numerous concerned individuals supported this measure. The Department of Health, The Chamber of Commerce Hawaii, and several concerned individuals opposed this measure. The Department of the Navy and one concerned individual provided comments.

Your Committee has amended this measure by changing the effective date to January 28, 2045, to encourage further discussion.

Your Committee notes that the Board of Water Supply has offered to provide amended language to address the concerns raised by other stakeholders, and has passed this language to your Committee on Health and Human Services to provide an opportunity to evaluate the Board of Water Supply's amended language in the next committee. Your Committee respectfully asks that your Committee on Health and Human Services consider and evaluate the language provided by the Board of Water Supply and determine if further action is appropriate or necessary.

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. 2712, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2712, H.D. 1, and be referred to your Committee on Health & Human Services.

Signed by the Chair on behalf of the Committee.  
Ayes, 7; Ayes with Reservations (Yamane). Noes, none. Excused, 1 (Kong).

#### **SCRep. 268-18 Energy & Environmental Protection/Agriculture on H.B. No. 2303**

The purpose of this measure is to allow the Department of Agriculture to maintain consistent funding to meet its statutory mandate under the State's pesticide program, including registration and licensing, certification and education, and compliance monitoring, and to provide pesticide regulation with informed and educated studies by increasing the cap on the Pesticide Use Revolving Fund from \$250,000 to \$1,000,000.

The Department of Agriculture, Hawaii Crop Improvement Association, GMO Free Kaua'i, West Hawaii CHC, Cuddle Party, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawai'i Alliance for Progressive Action, Hawai'i Farm Bureau, IMU Alliance, DuPont Pioneer, Hawaii Cattlemen's Council, Inc., and a number of concerned individuals supported this measure.

Your Committees have amended this measure by changing its effective date to January 28, 2045.



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. 2303, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2303, 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, 8. Noes, none. Excused, none.  
 Agriculture: Ayes, 5. Noes, none. Excused, 2 (Ing, Say).

**SCRep. 269-18 Energy & Environmental Protection/Agriculture on H.B. No. 2722**

The purpose of this measure is to defend and protect Hawaii's public health, agricultural economy, and natural ecosystems by, after December 31, 2020, prohibiting the application of neonicotinoid insecticides and glyphosate herbicides without a license or permit issued by the State on State public lands under certain conditions.

Dupont Pioneer, Beyond Pesticides, Sierra Club of Hawai'i, Patients Without Time, Hawaii Nurses Association, OPEIU Local 50, Maui Farmers Union United, GMO Free Kaua'i, Ka Ohana O Na Pua, We Are One, Inc., StressFreeSouls, Puna Pono Alliance, Cuddle Party, Hawai'i Alliance for Progressive Action, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Center for Food Safety, Life of the Land, League of Women Voters of Hawaii, Pono Hawai'i Initiative, GMO Free Hawai'i Island, BEElieve Hawaii, and numerous individuals supported this measure. The Department of Agriculture, Hawai'i Farm Bureau, Hawaii Crop Improvement Association, The Society for Hawaii Heritage Animals, Western Plant Health Association, Hawaii Aquaculture & Aquaponics Association, Hawaii Cattlemen's Council, Inc., Monsanto Company, and many individuals opposed this measure. The Hawaii Pest Control Association provided comments.

Your Committees note that the United States Fish and Wildlife Services already phased out neonicotinoid insecticides in 2014.

Your Committees have amended this measure by:

- (1) Allowing the use of neonicotinoid insecticide or glyphosate herbicide for the purpose of structural pest control without a license or permit; and
- (2) Changing its effective date to January 28, 2045, 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. 2722, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2722, 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, 8; Ayes with Reservations (Kong, McDermott). Noes, none. Excused, none.  
 Agriculture: Ayes, 5; Ayes with Reservations (DeCoite, Takayama). Noes, none. Excused, 2 (Ing, Say).

**SCRep. 270-18 Energy & Environmental Protection/Agriculture on H.B. No. 1756**

The purpose of this measure is to ban the distribution, sale, use, storage, and manufacturing of chlorpyrifos within the State.

The Hawaii Nurses Association, OPEIU Local 50, GMO Free Kaua'i, 'Ohana O Kaua'i, Patients Without Time, Kuaiwi Farm, Ka Ohana O Na Pua, Hawai'i Alliance for Progressive Action, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Animal Rights Hawai'i, We Are One, Inc., Maui Farmers Union United, Hawaii Center for Food Safety, Cuddle Party, StressFreeSouls, Sierra Club of Hawai'i, Beyond Pesticides, IMUAlliance, Life of the Land, Hawaii Children's Action Network, Pesticide Action Network, Pono Hawai'i Initiative, Civic Education Council, Hawaii Psychological Association, and numerous concerned individuals supported this measure. The University of Hawai'i College of Tropical Agriculture and Human Resources, Department of Agriculture, Hawaii Crop Improvement Association, Western Plant Health Association, The Society for Hawaii Heritage Animals, Hawai'i Farm Bureau, Hawaii Aquaculture & Aquaponics Association, Dow DuPont, Hawaii Cattlemen's Council, Inc., and many concerned individuals opposed this measure. The Department of Health provided comments.

Your Committee finds that an Environmental Protection Agency (EPA) risk assessment found that there are no safe levels of exposure to chlorpyrifos. Your Committee further finds that the EPA found that all workers who mix and apply chlorpyrifos are exposed to unsafe levels of the pesticide even with maximum personal protective equipment and engineering controls. The EPA found that there are also no safe levels of chlorpyrifos in drinking water, and all food exposures to chlorpyrifos exceed safe levels., and that the pesticide drift of chlorpyrifos itself reaches unsafe levels at 300 feet of field edge. Your Committee notes that the EPA found that the toxicity of chlorpyrifos results in more than 10,000 human deaths a year. Several European countries have banned the use of chlorpyrifos.

Your Committee further notes that the Department of Health (DOH) states in its testimony, "[b]ased on the science presented in the U.S. Environmental Protection Agency's most recent human health risk assessment in 2016, DOH supports a ban or implementation of additional restrictions, including protective buffer zones to protect pregnant women and their children."

Your Committees have amended this measure by:

- (1) Changing its effective date to January 28, 2045, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity and consistency.

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. 1756, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1756, 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, 8; Ayes with Reservations (Kong, McDermott). Noes, none. Excused, none.

Agriculture: Ayes, 5; Ayes with Reservations (DeCoite, Takayama, Thielen). Noes, none. Excused, 2 (Ing, Say).

**SCRep. 271-18 Energy & Environmental Protection/Agriculture on H.B. No. 2721**

The purpose of this measure is to protect the State's environment and residents from the unintended impacts of pesticide use by implementing the recommendation of the Joint Fact Finding Study Group's report that the Good Neighbor Program for pesticide reporting be revised and expanded by:

- (1) Making the reporting guidelines of the Kauai Agricultural Good Neighbor Program mandatory for all users of restricted pesticides across the State; and
- (2) Establishing disclosure and public notification requirements for outdoor applications of any pesticides by any person or entity required to file annual reports under the Agricultural Good Neighbor Program.

A Kauai County Councilmember, Civic Education Council, Maui Farmers Union United, Sierra Club of Hawaii, Believe Hawaii, Hawaii Children's Action Network, GMO Free Hawai'i Island, League of Women Voters of Hawaii, Pono Hawai'i Initiative, StressFreeSouls, Hawaii Nurses Association OPEIU Local 50, 'Ohana O Kaua'i, Momilani Farm, Ka Ohana O Na Pua, Cuddle Party, Patients Without Time, Hawai'i Alliance for Progressive Action, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Center for Food Safety, Beyond Pesticides, IMUAlliance, Citizens4AHealthierMaui, Life of the Land, We Are One, Inc., and numerous concerned individuals supported this measure. The Department of Agriculture, Hawaii Crop Improvement Association, The Chamber of Commerce Hawaii, The Society for Hawaii Heritage Animals, Hawaii Farm Bureau, Hawaii Cattlemen's Council, Inc., Western Plant Health Association, Hawaii Aquaculture & Aquaponics Association, and many concerned individuals opposed this 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 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. 2721, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2721, 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, 8; Ayes with Reservations (Kong, McDermott). Noes, none. Excused, none.

Agriculture: Ayes, 5; Ayes with Reservations (DeCoite, Takayama). Noes, none. Excused, 2 (Ing, Say).

**SCRep. 272-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 2381**

The purpose of this measure is to enable enforcement officers to better identify and regulate commercial activity in state ocean waters by amending the current definition of "commercial activity" in the rules governing commercial activity for ocean recreation and coastal areas. This measure also provides the public greater clarity regarding which activities are considered commercial.

The Department of Land and Natural Resources and Ocean Tourism Coalition supported this measure.

Your Committee has amended this measure by changing its effective date to December 24, 2088, to promote 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 H.B. No. 2381, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2381, 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. 273-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 1999**

The purpose of this measure is to assist state policy makers in creating policies that respect, perpetuate, and reflect the culture of native Hawaiians by requiring certain state and county decision makers to complete the Office of Hawaiian Affairs training courses on native Hawaiian and Hawaiian rights.

The Office of Hawaiian Affairs, Department of Land and Natural Resources, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, Ho'omanapono Political Action Committee, Hawaiian Civic Club of Honolulu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a concerned individual supported this measure. The Center for Hawaiian Sovereignty Studies opposed this measure. A Maui County Council Member provided comments.

Your Committee has amended this measure by:

- (1) Requiring judges to attend the training course on native Hawaiian and Hawaiian rights administered by the Office of Hawaiian Affairs; 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. 1999, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1999, 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, none.

**SCRep. 274-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 2355**

The purpose of this measure is to exempt the Department of Hawaiian Home Lands records related to beneficiary loan applications, beneficiary vital records, and lease succession from disclosure and inspection requirements for public records. Permits the Department to discuss such records in closed executive meetings exempt from Sunshine Law requirements.

The Department of Hawaiian Home Lands, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, Ocean Tourism Coalition, and Hawaiian Civic Club of Honolulu supported this measure. The Office of Information Practices and The Civil Beat Law Center for the Public Interest offered comments.

Your Committee has amended this measure by changing its effective date to December 24, 2088, to promote 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 H.B. No. 2355, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2355, 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. 275-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 1722**

The purpose of this measure is to establish a grant program and special fund to assist beneficiaries on Hawaiian home lands with cesspool upgrade or conversion costs.

The Department of Health, Department of Hawaiian Home Lands, Hawaiian Civic Club of Honolulu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a few individuals testified in support of this measure. The Department of the Attorney General, Department of Taxation, Department of Budget and Finance, and Hawaiian Community Assets provided comments.

Your Committee has amended this measure by changing its effective date to December 24, 2088, to promote 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 H.B. No. 1722, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1722, 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. Noes, none. Excused, none.

**SCRep. 276-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 2438**

The purpose of this measure is to preserve and proliferate the Hawaiian language by:

- (1) Making knowledge of the Hawaiian language a desirable qualification for all state positions;
- (2) Requiring that all state public information officers have basic skills in Hawaiian language; and
- (3) Requiring and providing funding to the University of Hawaii to establish a program that translates public documents into the Hawaiian language.

Ho'omanapono Political Action Committee, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, Hawaiian Civic Club of Honolulu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a few concerned individuals supported this measure. The Department of Human Resources Development, University of Hawaii, County of Hawaii Mayor, and Center for Hawaiian Sovereignty Studies provided comments.

Your Committee has amended this measure by:

- (1) Adding a new section to require that the Hawaii state courts provide interpretation services, including in the Hawaiian language, to any person involved in a court proceeding regardless of the person's proficiency in English or ability to hear; 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. 2438, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2438, 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, none.

**SCRep. 277-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 1745**

The purpose of this measure is to increase certain additional state and county government decision-makers and employees' knowledge of native Hawaiian and Hawaiian traditional and customary rights, natural resource protection, access rights, and public trust by requiring them to attend relevant training administered by the Office of Hawaiian Affairs.

The Office of Hawaiian Affairs; Department of Land and Natural Resources; Land Use Commission; Hawaii County Mayor; three Maui County Councilmembers; a Hawaii County Councilmember; Ho'omanapono Political Action Committee; We Are One, Inc.; Ka Huli Ao Center for Excellence in Native Hawaiian Law; Hawaiian Civic Club of Honolulu; Kuakini Hawaiian Civic Club; Hawaiian Affairs Caucus of the Democratic Party of Hawaii; Native Hawaiian Education Council; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; and numerous concerned individuals supported the measure. Center for Hawaiian Sovereignty Studies and one concerned individual opposed the measure. The Maui County Planning Department provided comments.

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 H.B. No. 1745, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1745, 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. 278-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 1746**

The purpose of this measure is to promote the economic self-sufficiency and housing security of Hawaii residents and families by providing tax incentives for participation in financial literacy and housing savings account programs. Specifically, this measure:

- (1) Increases the cap of the income tax deduction for individual housing accounts;
- (2) Authorizes the use of funds from an individual housing account to obtain rental housing;
- (3) Authorizes the maintenance of individual housing accounts in community development financial institutions; and
- (4) Repeals the requirements for the payment of taxes on distributions used for the purchase of a first principal residence.

The Office of Hawaiian Affairs, a County of Maui Council Member, Hanalei Watershed Hui, Hawaiian Civic Club of Honolulu, Ho'omanapono Political Action Committee, We Are One Inc., and numerous concerned individuals supported this measure. The Department of Taxation, Hawaiian Community Assets, and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by changing the 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 H.B. No. 1746, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1746, 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, none.

**SCRep. 279-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 2464**

The purpose of this measure is to exclude from any waiting list maintained by the Department of Hawaiian Home Lands any lessee or successor who sells or transfers their lease on a tract of Hawaiian home lands.

A Council Member for the County of Maui, Hawaiian Civic Club of Honolulu, Ho'omanapono Political Action Committee, and several concerned individuals testified in support of this measure. The Department of the Attorney General and Department of Hawaiian Home Lands provided comments to this measure.

Your Committee has amended this measure by:

- (1) Making technical amendments to move the new language to a more appropriate section of the Hawaiian Homes Commission Act and conform the language to that used in the Act;
- (2) Specifying limited exemptions, including for receiving a subsequent lease through succession; and

- (3) Making nonsubstantive amendments for purposes of 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. 2464, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2464, 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. 280-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 2265**

The purpose of this measure is to protect consumer health and safety by requiring the Department of Land and Natural Resources to adopt rules to regulate commercial ocean operators that take customers into state waters to engage in watersport activities.

The Hawaiian Civic Club of Honolulu testified in support of this measure. The Hunting, Farming and Fishing Association, Quicksilver Charters, Calypso Charters, Trilogy Excursions, Maui Dive Shop, Ocean Tourism Coalition, Activities & Attractions Association of Hawaii, and Holoholo Charters Inc. 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 December 24, 2088, to facilitate 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 H.B. No. 2265, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2265, 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 (Thielen). Noes, none. Excused, none.

**SCRep. 281-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 1752**

The purpose of this measure is to establish a non-commercial marine fishing license program within the Department of Land and Natural Resources to protect aquatic life and fund marine resource management throughout the State.

Hui Pono Holoholona and one concerned individual supported this measure. The Department of Land and Natural Resources, Office of Hawaiian Affairs, and one concerned individual provided comments.

Your Committee has amended this measure by:

- (1) Changing the effective date to December 24, 2088, 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 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. 1752, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1752, H.D. 1, and be referred to your Committee on Judiciary.

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

**SCRep. 282-18 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on H.B. No. 2625**

The purpose of this measure is to protect the ocean and beaches in the State from plastic marine debris by requiring the Department of Land and Natural Resources to regularly remove plastic marine debris from shores and beaches and require the counties to dispose of the collected debris. This measure also appropriates funds to the counties to effectuate its purpose.

The Friends of Hanauma Bay, Hawaiian Civic Club of Honolulu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Beach Environmental Awareness Campaign Hawaii, and a few 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 December 24, 2088, to encourage further discussion, and making technical, nonsubstantive amendments 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 Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2625, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2625, H.D. 1, and be referred to your Committee on Energy & Environmental Protection.

Signed by the Chairs on behalf of the Committees.  
Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 6; Ayes with Reservations (Gates, Thielen). Noes, 1 (Say). Excused, none.  
Water & Land: Ayes, 5; Ayes with Reservations (Thielen). Noes, none. Excused, 3 (Kong, Lee, McKelvey).

**SCRep. 283-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 2468**

The purpose of this measure is to establish a Hawaii Beach Preservation Special Fund to allow the Office of Planning to purchase lands threatened by sea level rise or beach erosion in order to protect adjacent public beach lands. This measure also creates a task force within the Office of Planning to determine appropriate funding mechanisms for the Hawaii Beach Preservation Special Fund.

The Hawaiian Civic Club of Honolulu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ho‘omanopono Political Action Committee, and a few concerned individuals testified in support of this measure. The Department of Land and Natural Resources, Department of the Attorney General, Office of Planning, Department of Budget and Finance, University of Hawaii Sea Grant College Program, Surfrider Foundation Oahu Chapter, and Sierra Club of Hawai‘i provided comments to this measure.

Your Committee has amended this measure by:

- (1) Designating the Department of Land and Natural Resources, rather than the Office of Planning, as the agency authorized to make expenditures from the Special Fund and clarifying that the Department may expend funds to institute alternate managed retreat strategies in addition to purchasing adjacent land to preserve beaches;
- (2) Clarifying that the Special Fund may be used to carry out other forms of managed retreat;
- (3) Establishing a working group in the Hawaii Climate Change Mitigation and Adaptation Commission to identify appropriate funding mechanisms for the Special Fund and deleting language related to establishing a task force in the Office of Planning for this purpose;
- (4) Adding new language to establish a North Shore Oahu Pilot Program to investigate alternate managed retreat options to address current conditions on Oahu's North Shore that may be replicated elsewhere to preserve beaches statewide and that may be funded through the Special Fund;
- (5) Making a general fund appropriation to the Department of Land and Natural Resources for the Pilot Project; and
- (6) 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 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. 2468, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2468, 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 (DeCoite, Gates, Say, Takayama). Noes, none. Excused, none.

**SCRep. 284-18 Economic Development & Business on H.B. No. 1598**

The purpose of this measure is to promote the space industry in Hawaii by creating the Multinational Lunar Architecture Alliance within the Office of Aerospace Development of the Department of Business, Economic Development and Tourism to:

- (1) Provide recommendations and guidance for the development of an evolvable lunar architecture on the Island of Hawaii; and
- (2) Plan, organize, and host an international lunar development summit.

The Oahu County Committee Legislative Priorities Committee of the Democratic Party of Hawaii, Maui Economic Development Board, Inc., Aerospace States Association, Kelso Aerospace, and several concerned individuals testified in support of this measure. The Department of Business, Economic Development and Tourism testified in opposition to this measure.

Your Committee has amended this measure by:

- (1) Changing references to the Multinational Lunar Architecture Alliance to the International Moon Base Alliance to reflect the proper name of the Alliance;
- (2) Deleting language requiring the Alliance to plan, organize, and host an international lunar development summit;
- (3) Inserting language requiring the Department of Business, Economic Development and Tourism to submit an interim and final report on the progress of the development of an evolvable lunar architecture on the Island of Hawaii prior to the regular sessions of 2019 and 2020;
- (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 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. 1598, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1598, 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. 285-18 Economic Development & Business on H.B. No. 2656**

The purpose of this measure is to stimulate long term growth of the local small craft beer industry in Hawaii by establishing a small craft beer producer income tax credit.

The Chamber of Commerce Hawaii, Manulele Distillers, LLC, Honolulu Beeworks, Big Island Brewhaus LLC, Maui Brewing Company, Kohola Brewery, Kauai Beer Company, Kauai Island Brewing Company, Beer Lab HI, Lanikai Brewing Company, Home of the Brave Brewing Company and Brewseum, and several concerned individuals testified in support of this measure. The Hawaiian Craft Brewers Guild, REAL a gastropub, and Bent Tail Brewing Company testified in support of the intent of this measure. The Department of Business, Economic Development and Tourism and Department of Taxation provided comments.

Your Committee notes that questions were raised as to what exactly constituted a qualified expense eligible for the tax credit. Proponents of this measure indicated that they were currently crafting language to address these questions. Should your Committee on Finance consider this measure further, your Committee respectfully requests that it consider these questions and any proposed language presented.

Your Committee has amended this measure by:

- (1) Inserting an unspecified appropriation to the Department of Business, Economic Development and Tourism to meet the requirement for monitoring, verification, and certification of small craft beer producer tax credit claims;
- (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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2656, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2656, 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. 286-18 Consumer Protection & Commerce on H.B. No. 2229**

The purpose of this measure is to improve the enforcement of laws prohibiting underage drinking by:

- (1) Requiring persons consuming alcohol on licensed premises to possess personal identification; and
- (2) Prohibiting drinking on licensed premises after the hours of operation without the written consent of the licensee.

The Liquor Commission of the City and County of Honolulu, Honolulu Police Department, Councilmember representing District 8 of the Honolulu City Council, and three individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Clarifying that a person under the age of twenty-one that is participating in a controlled purchase as part of law enforcement activity or a government authorized statistical study is exempt from the requirement to possess personal identification;
- (2) Restricting the prohibited area to areas under the control of a licensee by removing the language referring to parking lots immediately adjacent to the licensed premises; and
- (3) 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2229, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2229, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, none.

**SCRep. 287-18 Consumer Protection & Commerce on H.B. No. 2321**

The purpose of this measure is to make clarifying amendments to Hawaii's charitable solicitations laws by:

- (1) Replacing the term "gross revenue" with "total revenue" to be consistent with the IRS Form 990;
- (2) Clarifying that professional solicitors must file financial reports annually and after the completion of the campaign or event;
- (3) Requiring co-venturers to deliver an accounting and the benefit to the charitable organization within a specified timeframe; and
- (4) Relieving registered charitable organizations that receive more than \$500,000 in contributions and are not required to obtain an audit report by any other party from the requirement to submit an audit report to the Attorney General; and

- (5) Protecting audit reports from all charitable organizations, not just charities, from public disclosure.

The Department of the Attorney General, Aloha United Way, Association of Fundraising Professionals Aloha Chapter, Hawaii Association of Independent Schools, and Hawaii Council of Private Schools, LLC testified in support of this measure.

Your Committee has amended this measure by:

- (1) Making educational institutions licensed by the Hawaii Council of Private Schools eligible for exemption from the registration and financial disclosure requirements;
- (2) Changing its effective date to July 1, 2050, to promote further discussion; and
- (3) Making technical, nonsubstantive amendments for style, 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. 2321, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2321, 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, 4 (Aquino, Mizuno, Yamane, McDermott).

**SCRep. 288-18 Consumer Protection & Commerce on H.B. No. 2345**

The purpose of this measure is to enhance consumer protection by clarifying the Commissioner of Financial Institutions' powers regarding the ability to regulate the money transmission industry and administer and enforce the Money Transmitters Act. This measure also amends bond provisions for consistency with other terms used to avoid confusion.

The Department of Commerce and Consumer Affairs supported 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2345, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2345, 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, 4 (Aquino, Mizuno, Yamane, McDermott).

**SCRep. 289-18 Consumer Protection & Commerce on H.B. No. 2343**

The purpose of this measure is to protect consumers in the case of an insolvent health club or a health club that ceases operations by requiring health clubs to maintain a surety bond of at least \$100,000.

The Office of Consumer Protection of the Department of Commerce and Consumer Affairs and two individuals testified in support of 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2343, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2343, 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, 4 (Aquino, Mizuno, Yamane, McDermott).

**SCRep. 290-18 Economic Development & Business on H.B. No. 583**

The purpose of this bill is to effectuate its title.

H.B. No. 583 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.

The purpose of this measure, as amended, is to assist the Hawaii Technology Development Corporation to continue their mission of developing Hawaii's high technology business sector by appropriating funds for the operational and administrative costs of the Corporation and their various programs.



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 action to report out H.B. No. 583, as amended herein, and recommends that it be recommended to your Committee on Economic Development & Business, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 583, H.D. 1.

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

**SCRep. 291-18      Transportation on H.B. No. 2003**

The purpose of this measure is to add additional documentation requirements for applications for permits that authorize a person whose license was revoked for the offense of operating a vehicle under the influence of an intoxicant to operate an employer's vehicle during the period of license revocation. Specifically, this measure requires the inclusion of the employer's sworn statement attesting to the period of the specified assigned hours of work that the person will drive the vehicle for purposes of employment.

The Department of Transportation, Maui Police Department, 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2003 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. 292-18      Transportation on H.B. No. 2007**

The purpose of this measure is to create equity among the types of aircraft in the State by exempting from the general excise tax amounts received from the serving and maintenance of helicopters and construction of helicopter service and maintenance facilities.

The Maui Hotel & Lodging Association, Blue Hawaiian Helicopters, and Hawaii Helicopters supported this measure. A concerned individual opposed this measure. The Department of Taxation and Tax Foundation of Hawaii submitted comments 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 is in accord with the intent and purpose of H.B. No. 2007 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. 293-18      Consumer Protection & Commerce on H.B. No. 1711**

The purpose of this measure is to promote healthy meal options and limit sugar for children by establishing default beverages offered with children's meals when the food and beverage are sold together for a single price at restaurants.

The Department of Commerce and Consumer Affairs, Department of Health, American Heart Association, Hawai'i Public Health Institute, Hawai'i Pacific Health, American Cancer Society Cancer Action Network, Hawaii Dental Hygienists' Association, Hawaii Primary Care Association, Hawaii Children's Action Network, Hawai'i Restaurant Association, Blue Zones Project, and numerous concerned individuals 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. 1711, 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 (Tokioka). Noes, none. Excused, 3 (Aquino, Say, McDermott).

**SCRep. 294-18      Consumer Protection & Commerce on H.B. No. 2202**

The purpose of this measure is to require that physicians or surgeons, selected and paid for by employers to perform an independent medical examination on employees relating to a workers' compensation work injury, be duly qualified to treat the injury being examined, possess medical malpractice insurance, and owe the same duty of care to the injured employee as to a traditional patient.

The Department of Labor and Industrial Relations, Department of Human Resources of the City and County of Honolulu, Automated HealthCare Solutions, Brewer Consulting Services, and two individuals 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2202, 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. 2202, H.D. 2.

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

**SCRep. 295-18 Consumer Protection & Commerce on H.B. No. 2630**

The purpose of this measure is to authorize electronic voting at condominium association meetings in place of the secret ballot.

The Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations, Hawaii State Association of Parliamentarians Legislative Committee, Community Associations Institute Hawaii Chapter, Hawaiian Civic Club of Honolulu, American Resort Development Association Hawaii, Associa, Hui 'Oia'i'o, Rainbow Family 808, and two individuals testified in support of this measure. One individual testified in opposition.

Your Committee has amended this measure by changing 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2630, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2630, 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. 296-18 Consumer Protection & Commerce on H.B. No. 1876**

The purpose of this measure is to allow motor vehicle insurers to satisfy the requirement that insurers provide a complete sales and claims office in the State by allowing the insurer's licensed producer to establish and maintain a sales and claims office.

The Insurance Division of the Department of Commerce and Consumer Affairs testified in opposition of this measure. State Farm Mutual Automobile Insurance Company provided comments.

Your Committee has amended this measure by clarifying that licensed producers of motor vehicle insurers are able to satisfy the physical sales and claims service office requirement for insurers by establishing and maintaining an office in 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 H.B. No. 1876, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1876, 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. 297-18 Consumer Protection & Commerce on H.B. No. 1895**

The purpose of this measure is to address the artificial shortage of available dialysis centers caused by the delayed certification process by appropriating funds to assist the Department of Health in reviewing, certifying, and recertifying dialysis centers in Hawaii.

The Office of the Governor, Department of Health, National Kidney Foundation of Hawaii, Liberty Dialysis Hawaii, Fresenius Medical Care of North America, Healthcare Association of Hawaii, and a concerned individual testified in support of this measure.

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

Your Committee notes that the Department of Health testified at the public hearing on this measure that the estimated fiscal implications for the proposed staffing positions is \$315,000. Should your Committee on Finance consider this measure, your Committee requests that it give consideration to this requested appropriation amount.

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. 1895, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1895, H.D. 1.

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

**SCRep. 298-18 Consumer Protection & Commerce on H.B. No. 1874**

The purpose of this measure is to encourage alternative dispute resolution by expanding the scope of the Condominium Education Trust Fund to cover voluntary binding arbitration and amending the conditions that mandate mediation and exceptions to mandatory mediation.

The Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations, Community Associations Institute Hawaii Chapter, Associa, and an individual testified in support of this measure. Hui 'Oia'i'o and an individual testified in opposition. The Real Estate Commission provided 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1874, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1874, 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. 299-18 Consumer Protection & Commerce on H.B. No. 2342**

The purpose of this measure is to enhance consumer protections by allowing consumers, protected consumers, and protected consumers' representatives to place, remove, or lift a security freeze at no charge with a credit reporting agency.

The Office of Consumer Protection of the Department of Commerce and Consumer Affairs, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, AARP Hawaii, and a few individuals testified in support of this measure. Consumer Data Industry Association provided comments.

Your Committee has amended this measure by:

- (1) Removing the provision allowing consumers to request a security freeze through electronic mail;
- (2) Preserving the consumer credit reporting agency's ability to lift a security freeze when the freeze was executed in reliance of material misrepresentation by the consumer;
- (3) Changing its effective date to July 1, 2050, to promote further discussion; and
- (4) Making technical, nonsubstantive amendments for style, 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. 2342, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2342, 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, 4 (Aquino, Mizuno, Yamane, McDermott).

**SCRep. 300-18 Transportation on H.B. No. 1942**

The purpose of this measure is to authorize the issuance of limited purpose driver's licenses, limited purpose provisional driver's licenses, and limited purpose instruction permits to applicants who voluntarily choose to obtain a REAL ID compliant State Civil Identification Card.

The Department of Transportation, The Filipino Community Center, Inc., Filipina Advocacy Network, Hawai'i Friends of Civil Rights, UNITE HERE Local 5, and an individual supported this measure. The Maui Police Department 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. 1942 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. 301-18 Transportation on H.B. No. 2398**

The purpose of this measure is to amend the drivers licensing requirements for operation of autocycles by clarifying that a person must possess a valid category 3 driver's license to operate an autocycle in the State.

The Department of Transportation, Maui Police Department, and Polaris Industries, Inc. 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. 2398 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. 302-18 Transportation on H.B. No. 2177**

The purpose of this measure is to assist the State Department of Transportation and the counties in paying for the upkeep of highways under their jurisdiction, including the removal of abandoned or derelict vehicles, by making highway beautification fees consistent for all motor vehicles. Specifically, this measure applies the same fee and any county fee increases to U-drive vehicles as to all other motor vehicles.

The Department of Transportation, Council Chair of the Maui County Council, and two members of the Maui County Council 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2177, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2177, 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. 303-18 Transportation on H.B. No. 2440**

The purpose of this measure is to prohibit large and high passenger vehicles from driving in the extreme left-hand lane or closer to the left-hand curb or left-hand edge of a roadway.

The Honolulu Police Department testified in support of this measure. The Department of Transportation, Maui Police Department, Hawaii Transportation Association, and two concerned individuals testified in opposition to this measure.

Your Committee has amended this measure by:

- (1) Amending the definition of a high-passenger car to mean a vehicle with a capacity of up to 11 people, instead of up to 8 people;
- (2) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (3) Making nonsubstantive technical amendments for the purposes of clarity and consistency.

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. 2440, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2440, 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. 304-18 Energy & Environmental Protection/Economic Development & Business on H.B. No. 2108**

The purpose of this measure is to extend the authorization to issue special purpose revenue bonds to assist Kaiuli Energy, LLC, with the financing of the planning, design, and construction of a seawater air conditioning district cooling facility and chilled water distribution system.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ulupono Initiative, 350Hawaii.org, Kaiuli Energy, LLC, and several individuals supported this measure.

Your Committees have amended this measure by changing its effective date to January 28, 2045, 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. 2108, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2108, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Energy & Environmental Protection: Ayes, 6. Noes, none. Excused, 2 (Yamane, McDermott).  
Economic Development & Business: Ayes, 7. Noes, none. Excused, none.

**SCRep. 305-18 Energy & Environmental Protection on H.B. No. 2276**

The purpose of this measure is to establish and appropriate funds for a full-time Environmental Health Specialist IV position within the Department of Health to monitor water quality in East Hawaii Island.

The Office of Hawaiian Affairs, Department of Health, Council Members representing District 1 and District 3 of the County of Hawaii, County of Hawaii Department of Environmental Management, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Cuddle Party, Ho'opae Pono Peace Project, Surfrider Foundation Oahu Chapter, Sierra Club of Hawaii, BIFA, Patients Without Time, and many individuals supported this measure.

Your Committee has amended this measure by:

- (1) Requiring the Environmental Health Specialist IV employee established by this measure to monitor and enforce the water quality and safety of all Hawaii Island's streams and coastal waters; and
- (2) Changing its effective date to January 28, 2045, 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. 2276, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2276, 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 (McDermott).

**SCRep. 306-18 Health & Human Services on H.B. No. 1859**

The purpose of this measure is to allow a minor, who is at least 16 years old, to petition a Family Court for emancipation.

The Department Education testified in support of this measure. The Department of Attorney General, Department of Human Services, and Hawaii Youth Services Network provided comments.

Your Committed has amended this measure by:

- (1) Limiting the investigation a court may require of the Department of Human Services to reports or allegations of child abuse or neglect. This constraint would keep the investigation within the statutory bounds of the Department's investigatory powers;
- (2) Allowing the court, or the minor's parents or guardians, to arrange for a mental health evaluation from an appropriate mental health professional and not the Department of Health;
- (3) Requiring that an emancipation proceeding be stayed if the minor has an active child protective proceeding; and
- (4) Changing its effective date to July 1, 3000, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1859, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1859, 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 (Tupola).

**SCRep. 307-18 Health & Human Services on H.B. No. 1647**

The purpose of this measure is to provide the Legislature and other policy makers a deeper understanding of the causes and sources of underemployment, poverty wages, and their economic impacts on society, business, and the state budget by requiring:

- (1) The Department of Human Services (DHS) to compile data regarding employers with employees who receive public assistance and to submit an annual report to the Legislature on the fifty employers with the highest number of employees receiving public assistance statewide; and
- (2) The Department of Labor and Industrial Relations (DLIR) to assist DHS by sharing employment data.

DHS and DLIR offered comments.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1647, 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. 1647, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, none.

**SCRep. 308-18 Health & Human Services on H.B. No. 2429**

The purpose of this measure is to protect children from harm and ensure that abuses are reported to the proper authorities by increasing the penalty for the nonreporting of the abuse or neglect of a child from a petty misdemeanor to a class C felony.

Patients Without Time, IMUAlliance, and several concerned individuals supported this measure. The Hawai'i Psychological Association, We Are One, Inc., and one concerned individual opposed this measure.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2429, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2429, 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, none.

**SCRep. 309-18 Health & Human Services on H.B. No. 1897**

The purpose of this measure is to require the Auditor to conduct an audit of each domestic violence nonprofit organization that has received State funding in the past five years.

A few concerned individuals testified in support of this measure. The YWCA of Kauai, Hawaii State Coalition Against Domestic Violence, and Parents and Children Together testified in opposition. The Office of the Auditor, Department of Human Services, and Domestic Violence Action Center provided comments.

Your Committee has amended this measure by:

- (1) Changing the scope of the audit by directing the Auditor to audit contracts between the Department of Human Services and domestic violence nonprofit organizations entered into within an unspecified prior time period for the purpose of the accountability and oversight of State funds expended pursuant to the contracts; and
- (2) Changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1897, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1897, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 310-18 Health & Human Services on H.B. No. 1921**

The purpose of this measure is to assist individuals with disabilities and kupuna by reducing the amounts that they pay for medical devices and the repair of those devices. Specifically, this measure amends the general excise tax law by:

- (1) Exempting gross receipts from the sale of diabetic supplies, medical oxygen, human blood and its derivatives, durable medical equipment for home use, and mobility enhancing equipment from the general excise tax; and
- (2) Expanding the definition of prosthetic devices to exempt gross receipts for sale of such devices worn on the body from the general excise tax.

The Hawaii Chapter of the American Physical Therapy Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and two 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 amendments made to exempt the various medical devices and repair of those devices in this measure are to take effect concurrently with the amendments made by section 10 of Act 181, Session Laws of Hawaii 2017;
- (2) Clarifying that prescription drugs do not include authorized cannabis or manufactured cannabis products; and
- (3) Changing the effective date to July 1, 3000, to encourage further discussion.

Your Committee notes the concerns raised from the Department of Taxation regarding the time needed to effectively implement changes to the general excise tax. Should your Committee on Finance deliberate on this measure, your Committee respectfully requests that it consider inserting an effective date of January 1, 2019.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1921, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1921, 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, none.

**SCRep. 311-18 Health & Human Services on H.B. No. 1790**

The purpose of this measure is to increase the availability of emergency medical response resources by appropriating funds to the Department of Health to purchase necessary equipment and resources for ambulance units, twenty-four hours a day, seven days a week, on the counties of Kauai and Hawai'i.

A Kauai County Councilmember; Hawaii County Councilmember; Honolulu Emergency Services Department of the City and County of Honolulu; Kauai Emergency Medical Services; Hawaii State Association of Counties; AMR Air Hawaii; American Medical Response; Hawaii Pacific Health; Kauai Paramedics Association; and two concerned individuals supported this measure. The Department of Health provided comments on this measure.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

Your Committee notes that this measure is the preferred vehicle to assist the County of Kauai compared to H.B. No. 1676 H.D.1, which was previously heard by this Committee. Your Committee respectfully notes to the Committee on Finance that the estimated cost for the purchase of the necessary equipment and resources for ambulance units is \$3,000,000.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1790, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1790, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 312-18      Public Safety on H.B. No. 2389**

The purpose of this measure is to specify that funds furnished by the Hawaii Paroling Authority to discharged persons be subject to legislative appropriation.

The Hawaii Paroling Authority, YWCA O'ahu, and a concerned individual supported this measure. The Community Alliance on Prisons and Hawaii Friends of Restorative Justice offered comments.

Your Committee notes that the intent of this measure is to ensure funds furnished by the Hawaii Paroling Authority to discharged persons shall be used only for this specific purpose.

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 Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2389, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2389, 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 (Ing).

**SCRep. 313-18      Public Safety on H.B. No. 1653**

The purpose of this measure is to abolish the revolving funds for correctional facility stores account of the Department of Public Safety and transfer the unencumbered balance to the administrator/inmate activity account trust account.

The Department of Public Safety 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 Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1653, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1653, 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 (Ing).

**SCRep. 314-18      Public Safety/Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2452**

The purpose of this measure is to require the design of all state buildings constructed on or after July 1, 2018, to include a shelter room or area that is capable of protecting individuals against hurricanes or nuclear fallout.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ho'omanapono Political Action Committee, and Ho'omana Pono, LLC supported this measure. The Hawaii Emergency Management Agency, Department of Accounting and General Services, and a concerned individual offered comments.

Your Committees note that a suggestion was made to postpone the date requiring the design of all state buildings constructed to include a shelter room from July 1, 2018 to a later date. Your Committees also note that the Department of Accounting and General Services suggested that the State Building Code Council be consulted on this measure.

Your Committees have amended this measure by:

- (1) Clarifying that the shelter room shall be capable of protecting individuals from Category 3 hurricanes;
- (2) Deleting a reference to nuclear fallout; and
- (3) Changing the effective date to July 1, 2050, to promote further discussion.

As affirmed by the records of votes of the members of your Committees on Public Safety 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 H.B. No. 2452, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2452, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Public Safety: Ayes, 6. Noes, none. Excused, 1 (Ing).

Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 9. Noes, 1 (Ward). Excused, none.

**SCRep. 315-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 1944**

The purpose of this measure is to recognize the sacrifices of many World War II Filipino veterans and their final wishes to be buried in their homeland by:

- (1) Establishing a Filipino-American Veterans of World War II Burial Assistance Program within the Office of Veterans' Services to provide burial grants to cover the funeral and burial costs of Filipino-American veterans of World War II, including the cost of returning the veterans' remains to the Philippines for burial; and
- (2) Appropriating funds to cover the operating expenses of the Filipino-American Veterans of World War II Burial Assistance Program and for the costs of providing the burial grants.

The Office of Veterans Services, Hawai'i Civil Rights Commission, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Friends of Civil Rights, Hawaii Filipino Lawyers Association, Filipina Advocacy Network, Filipino American Citizens League, and three concerned individuals testified in support of this measure. The Department of Budget and Finance provided comments.

Your Committee has amended this measure by changing its effective date to December 23, 2083, to facilitate further discussion.

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. 1944, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1944, 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, none.

**SCRep. 316-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 886**

The purpose of this measure is to preserve, perpetuate, and share the legacy of the Filipino veterans, including those from the Philippines, United States, and Territory of Hawaii, who served loyally alongside the Allied forces in World War II by:

- (1) Requiring the Office of Veterans' Services, with the assistance of the Department of Transportation and the Department of Defense, to plan, design, and establish a Filipino Veterans Legacy Exhibit as a permanent exhibit at the Honolulu International Airport; and
- (2) Providing funds for the planning, designing, and establishment of the Exhibit.

The Office of Veterans Services, Hawai'i Civil Rights Commission, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Filipina Advocacy Network, Rainbow Family 808, and two concerned individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Correctly referencing the Honolulu International Airport as the Daniel K. Inouye International Airport to reflect the renaming of the airport in 2017;
- (2) Changing its effective date to December 23, 2083, 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 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. 886, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 886, 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, none.

**SCRep. 317-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 1223**

The purpose of this measure is to encourage relevant programming and partnerships between arts organizations and military bases in the State, military organizations, and veterans' assistance agencies to provide greater access to the arts for active duty military members, veterans, and their families, and to make a significant contribution to the quality of life of the State's military community by appropriating funds for an arts in the military program within the State Foundation on Culture and the Arts.



The Office of Veterans Services, State Foundation on Culture and the Arts, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and Rainbow Family 808 testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to December 23, 2083, 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 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. 1223, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1223, 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, none.

**SCRep. 318-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2090**

The purpose of this measure is to honor and recognize the service of, and sacrifices made by, the men and women who served in the Vietnam War by designating March 29 of each year as Vietnam War Veterans Day in Hawaii.

The Office of Veterans Services, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and Rainbow Family 808 testified in support of this measure.

Your Committee has amended this measure by changing its effective date to December 23, 2083, to facilitate further discussion.

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. 2090, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2090, 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, none.

**SCRep. 319-18 Water & Land on H.B. No. 2358**

The purpose of this measure is to correct a statutory error that occurred when the Hawaii Public Housing Authority (HPHA) was established from its predecessor agencies, the Housing and Community Development Corporation of Hawaii and the Hawaii Housing Authority. Lands held by these agencies were excluded from the status of "public lands" under the jurisdiction of the Department of Land and Natural Resources. This measure corrects that error by specifying that lands to which HPHA holds title in its corporate capacity are exempt from the statutory definition of "public lands."

The HPHA supported this measure. The Office of Hawaiian Affairs submitted 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. 2358, 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, 1 (Lowen).

**SCRep. 320-18 Water & Land on H.B. No. 1976**

The purpose of this measure is to authorize the issuance of general obligation bonds and appropriate funds to provide additional funding for improvements to the Waiahole irrigation system.

The Department of Agriculture, Agribusiness Development Corporation, Hawai'i Farm Bureau, Local Food Coalition, Land Use Research Foundation of Hawaii, and an individual supported this measure. EcoTipping Points Project opposed this measure.

Your Committee has amended this measure by:

- (1) Changing the amount of the general obligation bonds and 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 Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1976, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1976, 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 (Kong).

**SCRep. 321-18 Water & Land on H.B. No. 2419**

The purpose of this measure is to:

- (1) Require the Department of Land and Natural Resources (Department) to create a strategic plan for maintenance dredging of important port and harbor locations and report the plan to the Legislature; and
- (2) Appropriate funds to the Department to create the strategic plan.

The Hawaiian Civic Club of Honolulu, Activities & Attractions Association of Hawaii, Calypso Charters, Hawai'i Fishermen's Alliance for Conservation and Tradition, Inc., Ocean Tourism Coalition, Quicksilver Charters, and an individual supported this measure. The Department provided comments.

Your Committee has amended this measure by:

- (1) Specifying that the Department's cost estimates of each potential maintenance dredging project in the strategic plan shall be detailed; 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 Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2419, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2419, 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 (Lee).

**SCRep. 322-18 Water & Land on H.B. No. 2101**

The purpose of this measure is to protect Hawaii's environment by appropriating 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 Land and Natural Resources, Department of Agriculture, Maui County Councilmember representing Upcountry Maui, Kona Soil and Water Conservation District, Ulupono Initiative, Pulama Lanai, Hawaii Cattlemen's Council, Inc., Hawaii Association of Conservation Districts, Korean Natural Farmer, Ulupalakua Ranch, Hawaii Crop Improvement Association, Larry Jefts Farms, LLC, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Maui County Farm Bureau, K&R Enterprises, A'a Li'i Farm, Malama O Puna, Pueo Farm, Hawai'i Farm Bureau, Local Food Coalition, Hawaii Farmers Union United, and numerous concerned individuals testified in support of this measure.

Your Committee has amended this measure by changing:

- (1) The amount of the appropriation from \$450,000 to an unspecified amount; and
- (2) 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 Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2101, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2101, 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 (Lowen).

**SCRep. 323-18 Water & Land on H.B. No. 2443**

The purpose of this measure is to require and appropriate funds to the Department of Accounting and General Services to develop and implement a three-year Accessible Playgrounds Pilot Program (Pilot Program) to provide recreation opportunities for children of all abilities.

Hawaii Disability Rights Center and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Department of Accounting and General Services provided comments.

Your Committee has amended this measure by:

- (1) Requiring the Department of Land and Natural Resources to develop and implement the Pilot Program, rather than the Department of Accounting and General Services;
- (2) Authorizing the Department of Land and Natural Resources to contract with and provide grants for counties to implement the Pilot Program;
- (3) Appropriating general funds into the State Park Special Fund to implement the Pilot Program; and
- (4) 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. 2443, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2443, 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 (Lowen).

**SCRep. 324-18 Economic Development & Business on H.B. No. 1864**

The purpose of this measure is to expand the income tax credit for renewable energy technologies to include ocean thermal energy conversion systems constructed for the purpose of research and development by providing an income tax credit of 35 percent of the actual cost, up to \$1,500,000, for each such ocean thermal energy conversion system.

Ulupono Initiative, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, 350Hawaii.org, Hu Honua Bioenergy LLC, and several concerned individuals testified in support of this measure. The Natural Energy Laboratory of Hawaii Authority testified in support of 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 has amended this measure by:

- (1) Clarifying that the income tax credit for renewable energy technologies shall be expanded to include ocean thermal energy conversion research and development facilities rather than systems and changing these references throughout the measure;
- (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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1864, 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. 1864, H.D. 2.

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

**SCRep. 325-18 Economic Development & Business on H.B. No. 2333**

The purpose of this measure is to authorize the Department of Business, Economic Development and Tourism to deposit moneys it receives from the repayment of outstanding loans into the Hawaii community-based economic development revolving fund to be used to make loans and grants to small businesses.

The Department of Business, Economic Development and Tourism, Hawai'i Farm Bureau, Hawaii Alliance for Community-Based Economic Development, Waianae Economic Development Council, and a concerned individual 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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2333, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2333, 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 (Ichiyama).

**SCRep. 326-18 Economic Development & Business on H.B. No. 2556**

The purpose of this measure is to expand and diversify Hawaii's economy by:

- (1) Establishing a research and development program within the Hawaii Technology Development Corporation to help Hawaii-based small businesses collaborate with commercial partners to further refine and optimize research and development performed in Hawaii;
- (2) Requiring the research and development program to, among other things, provide capital to support accelerated commercialization activities and provide grants for critical product development; and
- (3) Establishing a research and development special fund to provide funding for the research and development program.

The Chamber of Commerce Hawaii, Oceanit, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Navatek, Makai Ocean Engineering, Inc., and three concerned individuals testified in support of this measure. The Hawaii Technology Development Corporation testified in support of the intent of this measure. The Department of Budget and Finance and Hawaii Strategic Development Corporation provided comments.

Your Committee has amended this measure by:

- (1) Deleting statutory language stating that some of the purposes of the research and development program were to reverse the loss of a qualified workforce and to keep technology companies in Hawaii as that language would be more appropriately placed in a purpose section;
- (2) Clarifying that grants provided by the research and development program are for Hawaii-based small businesses;
- (3) Specifying that the proof of receipt of federal research and development tax credits by a Hawaii-based small business to qualify to receive funding from the research and development program be in the form of copies of the small business Federal Form 6765 credit for Increasing Research Activities as filed;
- (4) Clarifying that businesses meeting the requirements to receive funding from the research and development program shall be eligible to receive funding rather than automatically receive the funding;
- (5) Clarifying that the amount of funds received from the research and development program shall be equal to the average of the federal tax credit received for the prior three tax years;
- (6) Defining a small business as a business employing one-hundred individuals or less;
- (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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2556, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2556, 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 (Ichiyama).

**SCRep. 327-18 Economic Development & Business on H.B. No. 2558**

The purpose of this measure is to diversify Hawaii's economy through the development of innovation and knowledge-based industries by appropriating money to the Department of Business, Economic Development and Tourism to allow Creative Lab Hawaii, a collaborative creative industry development accelerator program, to expand its services to three neighbor islands and develop high school programs in coordination with the Department of Education.

The Hawaii Songwriting Festival, Streetlight Cadence, Creative Lab Hawaii Program, PEN Music Group, Inc., Special Education Financial Administration Network and Support, Secret Road, Fusion Music Supervision, Oceanna LLC, and numerous concerned individuals testified in support of this measure. The Department of Business, Economic Development and Tourism and Hawaii Technology Development Corporation testified in support of the intent 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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2558, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2558, 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 (Ichiyama).

**SCRep. 328-18 Economic Development & Business/Higher Education on H.B. No. 2121**

The purpose of this measure is to improve gender equity in the computer science field by increasing the number of women majoring in computer science through the establishment of a Center for Women in Technology within the Department of Information and Computer Sciences at the University of Hawaii.

HawaiiKidsCAN, Dev League LLC, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a concerned individual testified in support of this measure. The Hawaii Technology Development Corporation and University of Hawaii testified in support of the intent of this measure.

Your Committees understand the concerns raised by the University of Hawaii that establishing the Center for Women in Technology within the Department of Information and Computer Sciences, which is located at the University of Hawaii's Manoa campus would limit the University's ability to make as wide an impact as it could if the Center were made available systemwide. As such, it is the intent of your Committees that the Center for Women in Technology at the University of Hawaii be a virtual Center that will be made available through the ten campuses of the University of Hawaii system.

Accordingly, your Committees have amended this measure by:

- (1) Removing the requirement that the Center for Women in Technology be established in the Department of Information and Computer Sciences and instead establishing it as a virtual center at the University of Hawaii;
- (2) Inserting a sunset provision date of June 30, 2023;
- (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 records of votes of the members of your Committees on Economic Development & Business and Higher Education that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2121, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2121, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
 Economic Development & Business: Ayes, 7. Noes, none. Excused, none.  
 Higher Education: Ayes, 8. Noes, none. Excused, 3 (Creagan, Ing, Learmont).

**SCRep. 329-18 Economic Development & Business/Energy & Environmental Protection on H.B. No. 2075**

The purpose of this measure is to strengthen and support Hawaii's local companies that are conducting renewable energy research and development by establishing:

- (1) A two-year alternative energy research and development program within the Department of Business, Economic Development and Tourism to provide matching grants to qualified businesses that have been awarded a competitive contract from the Department of Defense Office of Naval Research to conduct research and development in alternative energy and energy efficiency technologies in certain fields; and
- (2) An alternative energy research and development revolving fund to fund the program.

The Hawaii Technology Development Corporation, The Chamber of Commerce Hawaii, Navatek, Go Green Culture Foundation, Makai Ocean Engineering, Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Island Economic Development Board, and several concerned individuals testified in support of this measure. Oceanit provided comments.

Your Committees have amended this measure by changing its effective date to July 1, 2112, to facilitate further discussion.

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. 2075, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2075, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
 Economic Development & Business: Ayes, 7. Noes, none. Excused, none.  
 Energy & Environmental Protection: Ayes, 6. Noes, none. Excused, 2 (Yamane, McDermott).

**SCRep. 330-18 Agriculture on H.B. No. 2105**

The purpose of this measure is to support loss mitigation and efficiency improvements in the agricultural industry to achieve the State's goal of doubling local food production by 2020 by appropriating \$1,500,000 to the Department of Agriculture to establish and administer the Agricultural Grant Program.

The Department of Agriculture, a Council Member of the Maui County Council, Ulupono Initiative, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Cattlemen's Council, Inc., Hawai'i Farm Bureau, Maui County Farm Bureau, and many concerned individuals supported this measure.

Your Committee has amended this measure by changing:

- (1) The specified appropriation amount to an unspecified sum; and
- (2) Its effective date to July 1, 2150, to encourage further discussion.

Should your Committee on Finance deliberate on this matter further, your Committee on Agriculture respectfully requests that it consider appropriating \$1,500,000 to the Department of Agriculture to establish and administer the Agricultural Grant Program to support local food production.

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. 2105, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2105, 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 (Ing, Thielen).

**SCRep. 331-18      Agriculture on H.B. No. 2306**

The purpose of this measure is to correct an oversight in the administration of the Department of Agriculture's grant program that assists farmers and ranchers in meeting federal and state food safety requirements. Specifically, this measure provides that the \$500,000 general revenue appropriation for the 2017-2018 fiscal year will be deposited into the Food Safety Certification Costs Grant Program Special Fund (Special Fund) and appropriates the same sum from the Special Fund for the grant program for fiscal year 2018-2019.

The Department of Agriculture, Ulupono Initiative, and Hawai'i Farm Bureau supported this measure.

Your Committee has amended this measure by:

- (1) Changing the \$500,000 appropriation from the Special Fund to an unspecified sum;
- (2) Changing its effective date to June 29, 2150; and
- (3) Making technical, nonsubstantive amendments for consistency, clarity, and style.

Should your Committee on Finance deliberate on this matter further, your Committee on Agriculture respectfully requests that it consider appropriating \$500,000 from the Special Fund for the Food Safety Certification Costs Grant Program to assist farmers and ranchers in meeting federal and state food safety requirements.

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. 2306, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2306, 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 (Ing, Thielen).

**SCRep. 332-18      Consumer Protection & Commerce on H.B. No. 1922**

The purpose of this measure is to include quality assurance committees established by individual long-term care facilities, skilled nursing facilities, assisted living facilities, home care agencies, and hospices, quality assurance committees jointly established by multiple providers, and state agencies that serve the same purpose in civil liability protections that apply to quality assurance committees established by other healthcare and health insurance providers.

The Department of Commerce and Consumer Affairs, Department of Health, Hilo Medical Center, County of Hawaii Office of the Mayor, Healthcare Association of Hawaii, Community First, and one concerned individual 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. 1922, 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 (Aquino, Say, McDermott).

**SCRep. 333-18      Consumer Protection & Commerce on H.B. No. 2466**

The purpose of this measure is to prohibit the Hawaii Employer-Union Health Benefits Trust Fund (Trust Fund) from withholding any retroactive reimbursement payable after June 30, 2013, to a retired employee-beneficiary and qualified employee-beneficiary's spouse from an income-adjusted Medicare Part B premium based on when the adjustment request is made to the Trust Fund.

The United Public Workers, AFSCME, Local 646, AFL-CIO and several individuals supported this measure. The Trust Fund Board of Trustees 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 H.B. No. 2466, 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 (LoPresti, Yamane, McDermott).

**SCRep. 334-18      Consumer Protection & Commerce on H.B. No. 2449**

The purpose of this measure is to enhance the welfare of senior citizens in Hawaii by requiring the Department of Commerce and Consumer Affairs to conduct a study on the feasibility of deploying broadband technology at all county- and state-run senior centers in the State.

The Department of Commerce and Consumer Affairs, Department of Health, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and two individuals 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. 2449, 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 (LoPresti, Yamane, McDermott).

**SCRep. 335-18 Consumer Protection & Commerce on H.B. No. 1757**

The purpose of this measure is to expand the coffee labeling requirements to include ready-to-drink coffee beverages.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Smithfarms, Monk's Delight Kona Coffee, ATHENA of Hawaii Coffee, Rancho Aloha, Kanalani Oahu Farm, Huahua Farm, Sugai Products, Inc., Cassandra Farms, Maui Brewing Co., Daily Fix Coffee, and a few individuals supported this measure. The Department of Agriculture 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 H.B. No. 1757, 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, 4 (Aquino, LoPresti, Yamane, McDermott).

**SCRep. 336-18 Consumer Protection & Commerce on H.B. No. 2675**

The purpose of this measure is to provide emergency information broadcasted over television to be accessible to persons with hearing disabilities by requiring each local television station to provide closed or open captioning of the emergency information it provides.

The Disability and Communication Access Board, Ho'omana Pono, LLC., Hawaii Disability Rights Center, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and numerous individuals testified in support of this measure. The Hawaii Emergency Management Agency, Department of Emergency Management of the City and County of Honolulu, and Hawaii Association of Broadcasters, Inc. provided comments.

Your Committee has amended this measure by:

- (1) Removing the mandate for a local television station to provide closed or open captioning for emergency information broadcasted over its station;
- (2) Removing the procedures for enforcing compliance and the associated penalties for failure to comply;
- (3) Mandating the Hawaii Emergency Management Agency to amend the State Emergency Alert System and the State Emergency Management Plans, as necessary, to conform to all federal laws and regulations that ensure the accessibility of video programming that provides emergency information; and
- (4) 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2675, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 2675, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (LoPresti, Yamane, McDermott).

**SCRep. 337-18 Consumer Protection & Commerce on H.B. No. 1625**

The purpose of this measure is to allow an owner of a vehicle to designate a beneficiary to whom ownership of the vehicle will be transferred upon the owner's death.

One individual testified in support of this measure. The Hawaii Bankers Association testified in opposition.

Your Committee has amended this measure by:

- (1) Limiting the vehicles that may be designated to a beneficiary to vehicles unencumbered by a lien; 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1625, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1625, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11; Ayes with Reservations (Say). Noes, none. Excused, none.

**SCRep. 338-18 Consumer Protection & Commerce on H.B. No. 1778**

The purpose of this measure is to provide firefighters with improved access to comprehensive medical coverage for certain diseases arising out of and in the course of their employment when the workers' compensation claim is accepted or determined to be compensable.

Specifically, this measure:

- (1) Requires private health care plans to pay for or provide medical care, services, and supplies to injured employees for controverted claims, subject to reimbursement by the employer of the employee for whom the claim is accepted or determined to be compensable; and
- (2) Increases an employer's liability for medical costs for certain diseases, including diseases of certain organs.

The Hawaii State Fire Council; Honolulu Fire Department; Hawaii Fire Department; Hawaii State Fire Council; Mayor of the County of Hawaii; Hawaii Insurers Council; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; and Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO supported this measure. The Department of Labor and Industrial Relations 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 H.B. No. 1778, 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 (Aquino, Say, McDermott).

**SCRep. 339-18 Consumer Protection & Commerce on H.B. No. 2206**

The purpose of this measure is to provide an insurer with an exception to the annual privacy notice requirement if the insurer provides nonpublic personal financial information to nonaffiliated third parties under certain conditions and the insurer's policies and practices regarding disclosure of such information are unchanged.

The Hawaii Medical Service Association and American Insurance Association testified in support of this measure. The Insurance Division of the Department of Commerce and Consumer Affairs testified in opposition.

Your Committee has amended this measure by:

- (1) Requiring a privacy notice to be provided semiannually instead of annually; and
- (2) Removing the exception from providing the privacy notice.

Your Committee notes that a proper balance must be achieved between the disclosure of privacy policies and practices and reducing unnecessary administrative costs. After discussing this measure with various stakeholders, your Committee determined that modifying the time period for providing privacy notices may be a more appropriate solution. However, your Committee acknowledges that this measure needs continued discussion and consideration. Thus, should your Committee on Finance consider this measure, your Committee requests that it give consideration to the appropriateness of the time period for providing privacy notices.

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. 2206, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2206, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 11; Ayes with Reservations (Say). Noes, none. Excused, none.

**SCRep. 340-18 Consumer Protection & Commerce on H.B. No. 1907**

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 or dealer.

The Department of Health, Hawai'i Pacific Health, Blue Zones Project, American Heart Association, American Cancer Society Cancer Action Network, Coalition for a Tobacco-Free Hawaii of the Hawai'i Public Health Institute, and two individuals testified in support of this measure. Retail Merchant of Hawaii, VOLCANO Fine Electric Cigarettes, Black Lava Vape, Smokeless Hawaii, Island Vapor, Tobaccos of Hawaii, Cigar Rights of America, and many individuals testified in opposition. The Department of the Attorney General, Department of Taxation, and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Deleting the provision that makes it unlawful for a person to provide "substantial assistance";
- (2) Deleting an exception for persons or entities with a valid general excise license and a physical building or structure for the purpose of retail; and
- (3) 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1907, 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. 1907, H.D. 2.

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



**SCRep. 341-18 Health & Human Services on H.B. No. 2154**

The purpose of this measure is to increase food security in the State and assist Hawaii's most disadvantaged citizens in purchasing food by:

- (1) Authorizing healthcare providers, non-profits, businesses, and faith based organizations to provide Supplemental Nutrition Assistance Program applications to prospective applicants; and
- (2) Requiring those providers and organizations that provide applications to prospective applicants to maintain records of the distribution of the applications and to make those records available to the Department of Human Services upon request.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. The Department of Human Services testified in support of the intent of this measure.

Your Committee has amended this measure by:

- (1) Allowing, rather than requiring, providers and organizations that provide applications to prospective applicants to maintain records and make those records available to the Department of Human Services;
- (2) Changing its effective date to July 1, 3000, 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 & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2154, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2154, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 342-18 Health & Human Services on H.B. No. 1943**

The purpose of this measure is to appropriate funds to the Department of Health to establish two full-time equivalent permanent program specialist positions within the Office of Language Access to assist state agencies and state-funded agencies in implementing the requirements of Hawaii's language access law.

The Judiciary, Office of Language Access, State Health Planning and Development Agency, Hawai'i TESOL, Filipino American Citizens League, Tinalak Filipino Education Council, Ho'omanapono Political Action Committee, Filipina Advocacy Network, Hawai'i Friends of Civil Rights, and a few individuals supported this measure. The American Immigration Council provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1943, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1943, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 343-18 Health & Human Services on H.B. No. 2650**

The purpose of this measure is to require the Department of Human Services to develop a regularly updated, publicly accessible system that:

- (1) Tracks appropriations made for contracts with provider agencies that offer services to homeless persons;
- (2) Records the demographics of homeless persons served by the provider agencies; and
- (3) Measures the effectiveness of the services provided to homeless persons by the provider agencies.

Ho'omana Pono, LLC and a few individuals supported this measure. The Governor's Coordinator on Homelessness and Department of Human Services provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2650, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2650, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 344-18 Health & Human Services on H.B. No. 2631**

The purpose of this measure is to make use of data available within the Electronic Prescription Accountability System to inform prescribers of the percentile ranking of their opioid prescription rates in relation to their peers.

Two individuals supported this measure. The Department of Public Safety provided comments.

Your Committee notes that concerns were raised by the Department of Public Safety (Department) in its testimony that additional costs may be incurred by the Department to carry out the provisions of this measure. The Department notes that its Narcotics Enforcement Division's Prescription Drug Monitoring Program requires an enhancement to annually determine the mean and median quantity and volume of prescriptions for opiates. The Department further notes that Narcotics Enforcement Division's controlled substances registration system requires enhancements to report data with regard to "practitioners of a similar specialty or practice type" and to collect data to identify a prescriber's specialty or practice type.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2631, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2631, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 345-18 Health & Human Services on H.B. No. 2535**

The purpose of this measure is to

- (1) Prohibit smoking in a motor vehicle in which a person under the age of 18 is present; and
- (2) Require the Department of Health to submit a report to the Legislature prior to the Regular Session of 2020 regarding the enforceability of this measure and coordination of related data collection efforts of the respective law enforcement agencies.

The Department of Health, Hawai'i Public Health Institute, Coalition for a Tobacco-Free Hawaii, Hawaii Children's Action Network, and Blue Zones Project supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2535, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2535, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 346-18 Health & Human Services on H.B. No. 2670**

The purpose of this measure is to ensure adequate access to healthy dietary options, especially among the most needy, by:

- (1) Requiring the Department of Agriculture to develop and administer a farmers' market matching incentive program that promotes the purchase of Hawaii-grown fruits and vegetables for beneficiaries of the Supplemental Nutrition Assistance Program; and
- (2) Appropriating funds for the program.

The Maui Food Bank, Blue Zones Project-Hawaii, Hawaii Public Health Institute, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Public Health Association, Hawaii Children's Action Network, Hawai'i Farm Bureau, Oahu Economic Development Board, Waianae Coast Comprehensive Health Center, The Food Basket Inc., Hawaii Island's Food Bank, Ulupono Initiative, Hawaii Pacific Health, Blue Zones Project-Koolaupoko, Hawaii Appleseed Center for Law and Economic Justice, Ka Ohana O Na Pua, and numerous concerned individuals testified in support of this measure. The Department of Agriculture, Department of Human Services, and Department of Health testified in support of the intent of this measure.

While your Committee notes that a few proponents of this measure suggested that it be amended to be more consistent with its companion measure, Senate Bill 2398, your Committee did not choose to make such amendments so as to avoid a re-referral of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2670, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2670, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 347-18 Health & Human Services on H.B. No. 2427**

The purpose of this measure is to accurately assess the financial and operational state of the Hawaii Health Systems Corporation by requiring the Office of the Auditor to conduct a management and financial audit of the Hawaii Health Systems Corporation.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure. The Office of the Auditor provided comments.

Your Committee has amended this measure by:

- (1) Changing the scope of the audit from a management and financial audit to a comprehensive audit;
- (2) Appropriating \$100,000 for conducting the audit;
- (3) Changing its effective date to July 1, 2018; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that it is the intent of your Committee that the comprehensive audit requested in this measure cover the entire operations of the Hawaii Health Systems Corporation and their approximately \$733,000,000 budget.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2427, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2427, 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 (Tupola).

**SCRep. 348-18 Tourism on H.B. No. 1665**

The purpose of this measure is to amend the amount of transient accommodations tax revenues allocated to the counties from a specified amount to a percentage of the revenues collected.

The Big Island Invasive Species Committee, Office of the Mayor of the City and County of Honolulu, three members of the Maui County Council, a member of the Kauai County Council, a member of the Hawaii County Council, Hawaii Council of Mayors, Hawaii State Association of Counties, Maui Hotel & Lodging Association, and a concerned individual supported this bill. The Department of Budget and Finance and Tax Foundation of Hawaii submitted comments on this measure.

Your Committee has amended this measure by:

- (1) Changing the method of allocating transient accommodations tax revenues to counties to one based on reimbursements to a county for specified public services rendered by the county and the amount of the tax credits under a primary residential property owner tax credit program;
- (2) Creating a tax credit program for primary residential property owners who do not provide transient accommodations;
- (3) Capping the amount that a particular county may receive in reimbursements;
- (4) Changing its effective date to July 1, 2050; 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 Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1665, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1665, 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 (LoPresti).

**SCRep. 349-18 Public Safety on H.B. No. 2239**

The purpose of this measure is to establish an income tax credit for the purchase of household emergency preparedness supplies.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and a concerned individual supported this measure. The Department of Taxation offered comments.

Your Committee has amended this measure by:

- (1) Clarifying the definition of "qualified expenses" to include other necessary emergency supplies;

- (2) Clarifying that the income tax credit be equal to an unspecified percentage of the taxpayer's qualified expenses up to a maximum of \$1,000;
- (3) Clarifying that each taxpayer may claim the income tax credit only once before January 1, 2026;
- (4) Clarifying that the income tax credit be applicable to taxable years beginning after December 31, 2018; and
- (5) 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 Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2239, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2239, 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 (Ing).

**SCRep. 350-18 Public Safety on H.B. No. 2228**

The purpose of this measure is to require individuals who are disqualified from firearms and ammunition ownership or possession to voluntarily surrender or dispose of their firearms and ammunition within twenty-four hours of notice of disqualification.

The Maui Police Department, Hawaii Chapter for Moms Demand Action for Gun Sense in America, and many concerned individuals supported this measure. The National Rifle Association of America, Hawaii Rifle Association, and numerous concerned individuals opposed this measure. The Mayor of the County of Hawaii and Honolulu Police Department offered comments.

Your Committee has amended this measure by:

- (1) Adding new language to shorten the period by which firearms and ammunition must be surrendered or disposed of after receiving notice of denial of a permit to acquire a firearm from thirty days to forty-eight hours; and
- (2) Amending the period by which firearms and ammunition must be surrendered after receiving notice of disqualification from ownership or possession from twenty-four to forty-eight hours and specifying that notice of disqualification may be based on notice in conjunction with a criminal conviction or restraining order, in addition to notice of denial of a permit to acquire.

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. 2228, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2228, 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. 351-18 Public Safety on H.B. No. 1834**

The purpose of this measure is to appropriate \$100,000 for fiscal year 2018-2019 to the Department of Defense for the installation of new outdoor sirens in the Salt Lake area of Oahu.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and a concerned individual supported this measure. The Hawaii Emergency Management Agency offered comments.

Your Committee has amended this measure by changing the appropriation amount from \$100,000 for fiscal year 2018-2019 to an unspecified amount.

Should the Committee on Finance deliberate this measure further, your Committee respectfully requests that it consider appropriating \$100,000 for fiscal year 2018-2019 to the Department of Defense for the installation of new outdoor sirens in the Salt Lake area of Oahu.

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. 1834, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1834, 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 (Ing).

**SCRep. 352-18 Public Safety on H.B. No. 2392**

The purpose of this measure is to make an emergency appropriation of \$2,690,500 for fiscal year 2017-2018 for the Department of Public Safety to reimburse the Department of Human Services for the increased costs of hospitalization and specialty out-of-facility care and to cover the costs of pharmacy services.

Pursuant to the requirements set forth in Article VII, Section 9, of the Hawaii State Constitution, the Governor may request immediate consideration and passage of this bill by the Legislature to address the budget shortfall.

The Department of Public Safety, Ho‘omanapono Political Action Committee, and Ho‘omana Pono, LLC, supported this measure.

Your Committee has amended this measure by changing the emergency appropriation amount for fiscal year 2017-2018 from \$2,690,500 to an unspecified amount.

Should the Committee on Finance deliberate this measure further, your Committee respectfully requests that it consider appropriating \$2,690,500 for fiscal year 2017-2018 for the purpose of 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. 2392, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2392, 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 (Ing).

**SCRep. 353-18      Public Safety on H.B. No. 2393**

The purpose of this measure is to make an emergency appropriation of \$3,361,139 for fiscal year 2017-2018 for the Department of Public Safety to pay for the temporary housing of two hundred forty-eight inmates at a non-state facility for an additional six months, during work on capital improvements to the Halawa Correctional Facility, under the Department of Accounting and General Services Job No. 12-27-5644 for security electronics and hardware repairs and improvements.

Pursuant to the requirements set forth in Article VII, Section 9, of the Hawaii State Constitution, the Governor may request immediate consideration and passage of this bill by the Legislature to address the budget shortfall.

Should the Committee on Finance deliberate this measure further, your Committee respectfully requests that it consider appropriating \$3,361,139 for fiscal year 2017-2018 for the purpose of this measure.

The Department of Public Safety, Ho‘omanapono Political Action Committee, and Ho‘omana Pono, LLC, supported this measure.

Your Committee has amended this measure by changing the emergency appropriation amount from \$3,361,139 for fiscal year 2017-2018 to an unspecified amount.

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. 2393, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2393, 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 (Ing).

**SCRep. 354-18      Transportation on H.B. No. 2399**

The purpose of this measure is to clarify the definition of "drug" for purposes of the offense of operating a vehicle under the influence of an intoxicant. This measure specifies that a drug for these purposes includes any substance that can impair the ability of a person to operate a vehicle safely.

The Department of Transportation, Department of the Prosecuting Attorney of the County of Kauai, Maui Police Department, Honolulu Police Department, Hawaii Strategic Highway Safety Plan, Hawaii Chapter of Mothers Against Drunk Driving, and a concerned individual testified in support of this measure. The Office of the Public Defender and Drug Policy Forum of Hawaii testified in opposition to this measure. The Department of the Prosecuting Attorney of the County of Maui and Consumer Healthcare Products Association provided comments on this measure.

Your Committee notes that the proposed definition of "drug" in this measure, which includes the element that the substance "can impair the ability of a person to operate a vehicle safely", may add an additional and subjective element, that must be proven in prosecution of the offense. Further, the current statutory language already includes as an element of the offense, operating a vehicle under the influence of "any drug that" impairs a person's ability to operate a vehicle in a careful and prudent manner." The current language of this measure may add an additional required element of proof, the "safe" operation of a vehicle, which is not the intent of this measure.

Accordingly, your Committee has amended this measure by:

- (1) Amending the definition of "drug" to include "any substance that impairs a person";
- (2) Changing its effective date to July 1, 2050; and
- (3) 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2399, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2399, 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. 355-18      Transportation on H.B. No. 1147**

The purpose of this measure, as received by your Committee, is to allow the Department of Transportation Highways Division to collect an equitable compensation from franchise utility companies to be deposited into the State Highway Fund and used for the operation and maintenance of the Department's highway facilities.

For the purposes of a public hearing on this bill, your Committee circulated a proposed H.B. No. 1147, H.D. 1 (Proposed Draft), and notified the public that it would be accepting testimony on the proposal, which authorizes the issuance of general obligation bonds and makes an emergency appropriation for the capital improvement project to remove and relocate transmission facilities for the "I Heart Radio" Aerial.

Pursuant to the requirements set forth in Article VII, Section 9, of the Hawaii State Constitution, the Governor, in Governor's Message No. 6 to the Legislature, requested the immediate consideration and passage of this measure by the Legislature to address a current budget shortfall.

The Department of Transportation, Matson, Inc., Hawaii Harbors Users Group, and Airlines Committee of Hawaii supported the Proposed Draft.

Your Committee considered the merits of both H.B. No. 1147, as introduced, and the Proposed Draft, and upon careful consideration, recommends passage of the Proposed Draft.

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. 1147, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1147, 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 (Nakamura, McDermott).

**SCRep. 356-18      Transportation on H.B. No. 2283**

The purpose of this measure is to address traffic congestion and other transportation related issues along portions of the H-1 corridor by authorizing the issuance of general obligation bonds for:

- (1) The eastbound widening of Kualakai Parkway to Waiawa Interchange;
- (2) The eastbound widening of Wahiawa Interchange to Halawa Interchange; and
- (3) Modifications to the Fort Weaver/Kunia road ramp.

The Department of Transportation 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, to facilitate 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. 2283, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2283, 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. 357-18      Transportation on H.B. No. 2436**

The purpose of this measure is to establish a fine, not to exceed \$100, for moped owners who fail to comply with moped registration requirements.

Department of Transportation, Maui Police Department, Pearl City Neighborhood Board No. 21, Moped Noise Mitigation Working Group, and several individuals supported this measure. Moped Doctors Inc. 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. 2436 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. 358-18      Transportation on H.B. No. 2401**

The purpose of this measure is to expand the authority of the Director of Transportation over the motor carrier vehicle inspection program because there is a need to upgrade methods and procedures for inspections.

The Department of Transportation testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050; 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2401, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2401, 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. 359-18 Transportation on H.B. No. 2215**

The purpose of this measure is to require the driver of a vehicle passing and overtaking a bicycle proceeding in the same direction to allow at least three feet of separation between the right side of the driver's vehicle and the left side of the bicyclist.

The Sustainable Transportation Coalition of Hawaii, Maui Police Department, Kauai Path, Inc., Peoples Advocacy for Trails Hawaii, Hawaii Bicycling League, American Red Cross Services to the Armed Forces Center, Pacific Center for Awareness and Bodywork, Waimea Trails and Greenways, Hawaii Bicycling League, Hawai'i Cycling Club, Hawaii Strategic Highway Safety Plan, Maui Bicycling League, and numerous concerned individuals testified in support of this measure. A concerned 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 is in accord with the intent and purpose of H.B. No. 2215 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. 360-18 Transportation on H.B. No. 2499**

The purpose of this measure is to clarify laws regarding the use of electric bicycles in Hawaii by:

- (1) Clarifying the definition of "bicycle" for purposes of county vehicular taxes, highway safety laws, and the Statewide Traffic Code by specifying that a low-speed electric bicycle, as defined under federal law, shall be considered a bicycle in Hawaii;
- (2) Specifically excluding low-speed electric bicycles from being defined as a moped, motor vehicle, or vehicle;
- (3) Prohibiting low-speed electric bicycles from being operated on the sidewalk;
- (4) Prohibiting the defacing of serial numbers or other identification marks on a low-speed electric bicycle; and
- (5) Requiring persons selling new low-speed electric bicycles as a business to keep sales records for four years.

The Maui Police Department, Hawaii Bicycling League, Maui Bicycle League, RideSmart Maui, Drybar, and several concerned individuals testified in support of this measure. Three concerned individuals testified in opposition to this measure. The Department of Transportation 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2499, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2499, 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. 361-18 Transportation on H.B. No. 2161**

The purpose of this measure is to change the penalty for improper conduct of motor vehicle inspections at inspection stations from revocation or suspension of the station's operating permit to a fine.

The Maui Police Department testified in support of this measure. 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 is in accord with the intent and purpose of H.B. No. 2161 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. 362-18      Transportation on H.B. No. 2232**

The purpose of this measure is to exclude the weight of lifts and ramps, motors to operate them, and vehicle chassis reinforcements added to assist a person with a disability, from the determination of net weight of noncommercial motor vehicles for purposes of levying the state and county motor vehicle weight tax.

Disability and Communication Access Board testified in support of this measure. The Department of Transportation provided comments on this measure.

Your Committee has amended this measure by:

- (1) Adding a definition of "noncommercial motor vehicle" that mirrors the definition used for Commercial Driver License purposes;
- (2) Changing its effective date to July 1, 2050; and
- (3) 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2232, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2232, 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. 363-18      Transportation on H.B. No. 2590**

The purpose of this measure is to replace criminal penalties for certain airport offenses addressed in Chapter 261, Hawaii Revised Statutes, or in certain administrative rules or orders issued pursuant thereto, with a civil penalty.

The Department of Transportation, National Business Aviation Association, Experimental Aircraft Association, Aircraft Owners and Pilots Association, Jack Dixon, Inc., North Star Scientific Corporation, and many concerned individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Increasing the fine for airport offenses to \$500;
- (2) Changing its effective date to July 1, 2050; and
- (3) 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2590, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2590, 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. 364-18      Transportation on H.B. No. 1938**

The purpose of this measure is to increase the fine from up to \$500 to not more than \$1,000 for passing or overtaking a school bus on a state highway while the bus is stopped and its visual signals are turned on.

The Department of Transportation, Department of Education, Maui Police Department, and Hawaii Transportation Association 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 is in accord with the intent and purpose of H.B. No. 1938 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. 365-18      Transportation on H.B. No. 2403**

The purpose of this measure is to establish an annual credit of \$500,000 to the Department of Transportation (DOT) from the Mass Transit Special Fund and require the Director of DOT to adopt and enforce provisions of the Federal Transit Authority's regulations regarding safety oversight of rail fixed guideway public transportation systems, including aspects that are not regulated by the Federal Railroad Administration.

The Department of Transportation and Honolulu Authority for Rapid Transportation testified in support of this measure. The Tax Foundation provided comments.



Your Committee has amended this measure by:

- (1) Changing the annual credit to an unspecified amount;
- (2) Changing its effective date to July 1, 2050; and
- (3) 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2403, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2403, 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. 366-18      Transportation on H.B. No. 2175**

The purpose of this measure is to require any metropolitan planning organization serving a metropolitan planning area within the jurisdiction of a county that includes at least three islands inhabited by permanent residents to include on its policy board one member of the Senate and one member of the House of Representatives.

No testimony was received on this measure.

Your Committee has amended this measure by:

- (1) Authorizing the Senate President and the Speaker of the House of Representative to each appoint an alternate member of the policy board of the metropolitan planning organization; 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2175, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2175, 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. 367-18      Transportation on H.B. No. 2589**

The purpose of this measure is to authorize the Department of Transportation to designate shoulders upon which the driving of motorcycles shall be allowed when traffic is stopped for a period of time at an intersection or due to traffic congestion.

The Department of Transportation, Street Bikers United Hawaii, Sun Riders LLC, Condominium Rentals Hawaii, Honolulu Harley Owners Group, and numerous concerned individuals testified in support of this measure. The Honolulu Police Department and a concerned individual testified in opposition to this measure. The Maui Police Department provided comments.

Your Committee has amended this measure by:

- (1) Deleting language specifying the amount of time vehicular traffic must be stopped before a motorcycle may use a shoulder lane; 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2589, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2589, 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. 368-18      Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on H.B. No. 2594**

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources for the Kaho'olawe Island Reserve Commission 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.

The Kaho'olawe Island Reserve Commission, Democratic Party of Hawaii Hawaiian Affairs Caucus, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Trilogy Excursions, Ocean Tourism Coalition, and numerous individuals testified in support of this measure. An individual commented on this measure.

Your Committees have amended this measure by changing its effective date to December 24, 2088, to facilitate further discussion 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 are in accord with the intent and purpose of H.B. No. 2594, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2594, 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, 5. Noes, none. Excused, 3 (Kong, Lee, McKelvey).

**SCRep. 369-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 2382**

The purpose of this measure is to allow for the effective and efficient monitoring, management, and regulation of Kona crabs, female spiny lobsters, and Samoan crabs by repealing the statutory prohibition on taking these crustaceans and transferring the prohibition to the Department of Land and Natural Resources Administrative Rules.

The Department of Land and Natural Resources, Hawai'i Fishermen's Alliance for Conservation and Tradition, Inc., and several concerned 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 is in accord with the intent and purpose of H.B. No. 2382 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 (Say).

**SCRep. 370-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 2425**

The purpose of this measure is to authorize the Department of Land and Natural Resources to issue commercial marine licenses and subtypes of commercial marine licenses for the taking of marine life.

The Hawaii Fishermen's Alliance for Conservation & Tradition, Inc., The Society for Hawaii Heritage Animals, Waialua Boat Club, Kokua Hawaii Foundation, and numerous concerned individuals testified in support of this measure. The Department of Land and Natural Resources provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to December 24, 2088, 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 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. 2425, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2425, 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 (Say).

**SCRep. 371-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 2613**

The purpose of this measure is to appropriate funds for fiscal year 2018-2019 to maintain 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 Aha Moku Advisory Committee, Hawaii Community Development Authority, Hawaii Civic Club of Honolulu, University of Hawaii System, Kamehameha Schools, Kokua Foundation, Ko'olaupoko Hawaiian Civic Club, and two concerned individuals testified in support of this measure. The Ko'olau Foundation provided comments on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to December 24, 2088; 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 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. 2613, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2613, 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 (Say).

**SCRep. 372-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 2617**

The purpose of this measure is to ensure the public safety of individuals enjoying Hawaii's nearshore ocean resources by prohibiting the consumption of alcohol in ocean waters of the State.

The Honolulu Emergency Services Department and Honolulu Police Department supported this measure. Akira Power LLC, Hawaii Goes Fishing, Quicksilver Charters, and two concerned individuals opposed this measure. The Department of Land and Natural Resources and one concerned individual provided comments.

Your Committee has amended this measure by:

- (1) Incorporating the amendments provided by the Department of Land and Natural Resources (Department) that:
  - (A) Limit the applicability of the prohibition to ocean bathers floating, swimming, wading, or body surfing within one thousand yards of any beach or shoreline in the State;
  - (B) Granting the Department discretionary authority to provide exceptions for commercial operations or permitted events; and
  - (C) Authorizing the Department to adopt rules; 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. 2617, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2617, 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 (Thielen). Noes, none. Excused, 1 (Say).

**SCRep. 373-18 Water & Land/Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 1988**

The purpose of this measure is to direct the Department of Land and Natural Resources to lease fast lands and submerged lands at the Ala Wai boat harbor for office space, vehicular parking, commercial use, hotel use, training facilities, vessel use, and deep seawater air-conditioning plants.

The Department of Land and Natural Resources, Ilikai Association of Apartment Owners, and two individuals supported this measure. The Hunting, Farming and Fishing Association and three individuals opposed this measure. The Department of the Attorney General, Waikiki Yacht Club, and two individuals provided comments.

Your Committees have amended this measure by:

- (1) Changing the maximum height of any structure or building containing an office space to 45 feet;
- (2) Changing the maximum height of any structure or building containing a vessel haul-out, storage, or repair facility to 45 feet; and
- (3) 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 Water & Land 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. 1988, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1988, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 5; Ayes with Reservations (Thielen). Noes, none. Excused, 3 (Kong, Lee, McKelvey).

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7; Ayes with Reservations (Thielen). Noes, none. Excused, none.

**SCRep. 374-18 Water & Land/Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 2653**

The purpose of this measure is to support a managed and orderly shoreline retreat strategy in the case of sea level rise by authorizing the Board of Land and Natural Resources to provide qualified coastal landowners of privately owned structures that have become situated on submerged public land with short duration term easements at values determined by the Board to enable those landowners to consider alternatives to ultimately relocate their private structures landward of the sea level rise exposure area.

The Department of Land and Natural Resources, Office of Planning, Quicksilver Charters, and an individual supported this measure. Ho'omanapono Political Action Committee opposed this measure.

Your Committees have amended this measure by:

- (1) Changing the location where qualified coastal landowners can relocate their private structures to landward of the shoreline setback line, as it is defined in Hawaii Revised Statutes;
- (2) Requiring the special shoreline encroachment easements to receive prior authorization of the Legislature by concurrent resolution; and

- (3) Changing the effective date to July 1, 2050, to encourage further discussion.

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 are in accord with the intent and purpose of H.B. No. 2653, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2653, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 6; Ayes with Reservations (Thielen). Noes, none. Excused, 2 (Kong, Lee).

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7; Ayes with Reservations (Gates, Thielen). Noes, none. Excused, none.

**SCRep. 375-18 Water & Land/Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 2098**

The purpose of this measure is to assist the Kahoolawe Island Reserve Commission (Commission) in its efforts by authorizing:

- (1) The Board of Land and Natural Resources to transfer to the Commission the Board's duties to operate, administer, manage, and maintain the Kihei small boat harbor; and
- (2) The Commission to undertake the management of the Kihei small boat harbor.

The Kaho'olawe Island Reserve Commission and an individual supported this measure. B&B Scuba Inc., Maui Dive Shop, Ocean Tourism Coalition, Sea Fire Charter, and several individuals opposed this measure.

Your Committees have amended this measure by 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 Water & Land 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. 2098, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2098, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 5. Noes, none. Excused, 3 (Kong, Lee, McKelvey).

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.

**SCRep. 376-18 Water & Land on H.B. No. 2073**

The purpose of this measure is to:

- (1) Authorize a local redevelopment agency to contract with a developer for construction of non-residential uses on public land within a redevelopment area; and
- (2) Exempt construction of works or improvements of a redevelopment project from General Excise and Use Taxes.

An individual supported this measure. Hawaiian Civic Club of Honolulu opposed this measure. The Department of Land and Natural Resources, Department of Taxation, Office of Hawaiian Affairs, and Ho'omanapono Political Action Committee provided comments.

Your Committee has amended this measure by:

- (1) Establishing a ten-year pilot project that allows a local redevelopment agency to contract with a developer for construction of non-residential uses on public land within the Kanoelehua Industrial Area and Banyan Drive region;
- (2) Amending the general excise tax exemption to clarify that all gross income received for the construction of any work or improvements of a redevelopment project shall be exempt from the general excise tax;
- (3) Requiring that this measure be repealed on June 30, 2028;
- (4) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for 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 is in accord with the intent and purpose of H.B. No. 2073, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2073, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, 1 (Thielen). Excused, 1 (Lee).

**SCRep. 377-18 Water & Land on H.B. No. 2198**

The purpose of this measure is to:

- (1) Establish within the Department of Land and Natural Resources for administrative purposes the Watershed Task Force to define the term "watershed"; and
- (2) Appropriate funds for the administration and operation of the Watershed Task Force.

Ulupono Initiative and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. An individual opposed this measure. The Department of Land and Natural Resources 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 Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2198, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2198, 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 (Lowen).

**SCRep. 378-18 Water & Land on H.B. No. 2592**

The purpose of this measure is to establish a working group within the Department of the Attorney General to determine the viability and constitutionality of using tax increment financing on the county level to fund incentives for the development of water-related infrastructure projects and other projects to protect state water resources.

The Department of Land and Natural Resources, Department of Health, Land Use Commission, Department of Planning and Permitting of the City and County of Honolulu, Ulupono Initiative, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Sierra Club of Hawaii, and an individual supported this measure.

Your Committee has amended this measure by:

- (1) Changing the membership of the working group to include the Executive Director of the Land Use Commission, rather than the Chair of the Land Use Commission;
- (2) Changing its effective date to July 1, 2050, 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 Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2592, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2592, 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 (Lowen).

**SCRep. 379-18 Health & Human Services/Housing on H.B. No. 2270**

The purpose of this measure is to address Hawaii's homeless crisis by requiring the Department of Human Services to establish safe zones where homeless individuals may reside and appropriates funds for the establishment of these safe zones.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. The Hawaii Association for Justice testified in support of the intent of this measure. The Department of Human Services, Governor's Coordinator on Homelessness, and Department of Land and Natural Resources testified in opposition to this measure.

Your Committees have amended this measure by:

- (1) Changing the name of the zones established from "safe zones" to "ohana zones" and defining an ohana zone;
- (2) Changing its effective date to July 1, 3000, 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 Health & Human Services and Housing that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2270, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2270, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Health & Human Services: Ayes, 5. Noes, none. Excused, none.  
Housing: Ayes, 5. Noes, none. Excused, 2 (Aquino, McDermott).

**SCRep. 380-18 Health & Human Services/Housing on H.B. No. 2281**

The purpose of this measure is to:

- (1) Establish within the Department of Human Services the Ohana Zones Program to provide housing to homeless individuals and families based on principles similar to housing first programs and appropriate funds; and
- (2) Appropriate moneys to the Department of Human Services, Department of Health, and Hawaii Public Housing Authority to support various efforts to end homelessness, including public housing, rapid rehousing and the State's rent supplement program, housing first, Oahu's family assessment center, the law enforcement assisted diversion program, and civil legal services.

The Governor's Coordinator on Homelessness, Hawaii Youth Services Network, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, The Drug Policy Forum of Hawaii, The Queen's Health Systems, and an individual supported this measure. The Department of Human Services, Department of Health, and Hawaii Public Housing Authority provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Health & Human Services and Housing that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2281, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2281, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Health & Human Services: Ayes, 5. Noes, none. Excused, none.

Housing: Ayes, 5. Noes, none. Excused, 2 (Aquino, McDermott).

**SCRep. 381-18 Housing/Transportation on H.B. No. 2654**

The purpose of this measure is to restrict the sale of residential condominiums in projects where State resources were used to facilitate the project's development within transit-oriented development areas or near public transit stations to owner-occupants for a sixty-day period following the initial date of sale of the project.

The Hawaii Housing Finance and Development Corporation, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a concerned individual supported this measure.

Your Committee finds that it is in the public's interest to consider policies that promote owner-occupancy of new condominium developments.

Your Committee has amended this measure by:

- (1) Changing the effective date to January 1, 2050, to promote further discussion; and
- (2) Making technical, non-substantive 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. 2654, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2654, H.D. 1, and be referred to your Committee on Finance.

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. 382-18 Housing/Health & Human Services on H.B. No. 2409**

The purpose of this measure is to assist homeless families and individuals by:

- (1) Establishing a five-year homeless assistance pilot project, the Hale Kokua Project, within the Hawaii Housing Finance and Development Corporation (HHFDC) to provide incentives and assistance to City and County of Honolulu private homeowners who set aside existing dwelling units, or construct new or improve existing dwelling units, for rental to homeless families or individuals for a five-year period;
- (2) Establishing a Homeless Housing Assistance Coordinating Committee to provide advisory assistance to the Hale Kokua Project; and
- (3) Requiring HHFDC to prepare interim and final reports to the Legislature on the status of the Hale Kokua Project.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. The Governor's Coordinator on Homelessness and HHFDC commented on this measure.

Your Committees note the testimony of HHFDC that it does not have the capacity or the expertise to handle a program of such nature as provided in this measure.

Your Committees have amended this measure by changing its effective date to January 1, 2050, to facilitate further discussion on this measure.

As affirmed by the records of votes of the members of your Committees on Housing and Health & Human Services that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2409, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2409, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 5. Noes, none. Excused, 2 (Aquino, McDermott).

Health & Human Services: Ayes, 5. Noes, none. Excused, none.

**SCRep. 383-18 Housing/Health & Human Services on H.B. No. 1637**

The purpose of this measure is to address the issues of affordable housing and homelessness by:

- (1) Authorizing the issuance of general obligation bonds to generate revenues to increase the inventory of affordable rental housing especially for low-income individuals and homeless families or families at risk of becoming homeless; and
- (2) Appropriating funds to the Department of Human Services to support homelessness mitigation and prevention efforts in the State through various programs.

The Housing Now Coalition of Faith Action for Community Equity, Catholic Charities Hawaii, IMUAlliance, League of Women Voters of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and Partners in Care testified in support of this measure. The Hawaii Housing Finance and Development Corporation and Hawaii Public Housing Authority testified in support of the intent of this measure. The Governor's Coordinator on Homelessness provided comments on this measure.

Your Committees find that Hawaii's high cost of living, particularly the high cost of rental housing, has had a negative impact on families in Hawaii with many of these families just a single crisis away from becoming homeless. Your Committees further find that there is a serious need to develop affordable rental housing and support other means to assist struggling families to remain in housing and to move those who are homeless into housing. This measure is a first step in this challenging effort.

Your Committees have amended this measure by:

- (1) Inserting language authorizing the Hawaii Public Housing Authority to develop interim rules without regard to chapter 91, Hawaii Revised Statutes, for assisting participants in the housing subsidies for homeless families through the rent supplement program;
- (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 records of votes of the members of your Committees on Housing and Health & Human Services that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1637, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1637, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 5. Noes, none. Excused, 2 (Aquino, McDermott).

Health & Human Services: Ayes, 5. Noes, none. Excused, none.

**SCRep. 384-18 Housing on H.B. No. 2118**

The purpose of this measure is to allow a condominium board to borrow money for the installation of equipment or improvements for the health and safety of residents in the event of a legislative mandate without the consent of owners where at least twenty percent of owners reside outside of the United States.

The Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations and Associa supported this measure.

Your Committee finds that the installation of full or partial fire sprinklers in high-rise residential buildings can help make the buildings safer for residents but installation poses a substantial financial challenge to associations. Under current statutory provisions, consent from fifty percent of the ownership interest is needed to borrow funds necessary for the installation of fire sprinklers, which can be difficult when many owners live outside the United States and do not use English as a primary language. Your Committee further finds that this measure creates a very narrow exception for buildings with at least twenty percent ownership living outside the United States to borrow funds to install fire sprinklers without having to meet the fifty percent consent threshold.

Your Committee has amended this measure by:

- (1) Requiring a government mandate, rather than a legislative mandate, for the installation of equipment or improvements for the health and safety of residents and apartment owners in a condominium; and
- (2) Changing its effective date to January 1, 2050, 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. 2118, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2118, 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 (Quinlan).

**SCRep. 385-18 Housing on H.B. No. 2328**

The purpose of this measure is to clarify that provisions permitting a qualified nonprofit housing trust to exercise a right of first refusal to purchase affordable housing units developed by the Hawaii Housing Finance and Development Corporation or a county upon sale by its original owner does not apply to HHFDC projects developed or sold prior to the effective date of Act 159, Session Laws of Hawaii 2017. This measure also makes technical amendments to statutory provisions amended by Act 159.

The Department of Business, Economic Development and Tourism and Hawaii Housing Finance and Development Corporation testified in support 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 is in accord with the intent and purpose of H.B. No. 2328 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 (Quinlan).

**SCRep. 386-18 Housing on H.B. No. 2472**

The purpose of this measure is to specify that certain provisions of the Internal Revenue Code related to at-risk rules and deductions and to passive activity loss do not apply with respect to claims for the state low-income housing tax credit.

The Hawaii Housing Finance and Development Corporation, EAH Housing, and a concerned individual testified in support of this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments on this measure.

Your Committee notes that nonconformity to Internal Revenue Code section 42(k) would allow a taxpayer to acquire the property from a related person at an inflated price using nonrecourse liability and increase the basis amount upon which the credit is calculated. Accordingly, your Committee respectfully requests your Committee on Finance to further consider adding new language to section 235-110.8(j), Hawaii Revised Statutes, to be inserted on page 7, line 7 of this measure as follows:

"(3) In no event shall the amount of state credits allocated by the corporation for the qualified low income building exceed fifty per cent of the amount of federal credits allocated to such building."

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050; 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 Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2472, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2472, 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 (Quinlan).

**SCRep. 387-18 Housing on H.B. No. 2672**

The purpose of this measure is to assist low-income renters afford housing by expanding the low-income household renters' income tax credit based upon adjusted gross income and filing status.

The Office of Hawaiian Affairs, Hawaii Appleseed Center for Law and Economic Justice, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a concerned individual testified in support of this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments.

Your Committee finds that housing renters in Hawaii are cost burdened, with over half of the State's renters spending more than thirty percent of their income on rent. While Hawaii's Low-Income Household Renters' Tax Credit was created forty years ago to help make up for high rents and tax rates that burden low- and moderate-income households, this tax credit has not been updated in nearly thirty years, not even to account for inflation that occurred over that period of time. Your Committee finds that this measure is necessary to make housing more affordable for low- and moderate-income households.

Your Committee has amended this measure by:

- (1) Amending the definition of "adjusted gross income" to conform to the federal definition of adjusted gross income to increase accuracy in measuring a taxpayer's income and eligibility for the income tax credit for low-income household renters;
- (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 Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2672, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2672, 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 (Quinlan).

**SCRep. 388-18 Energy & Environmental Protection on H.B. No. 2026**

The purpose of this measure is to revisit the question of whether current environmental challenges warrant the establishment of a Department of Environmental Protection by:

- (1) Requiring the Legislative Reference Bureau (LRB) to update its 1985 study "The Feasibility of Environmental Reorganization for Hawaii", which, in part, discussed the creation of a Department of Environmental Protection and assess the feasibility of implementing the findings and recommendations of the 1991 Department of Environmental Protection Task Force;
- (2) Requiring LRB to submit the updated report to the Legislature at least 20 days prior to the convening of the Regular Session of 2019; and
- (3) Appropriating an unspecified sum to LRB for purposes of updating its 1985 study.

The County of Hawaii Department of Environmental Management, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Cuddle Party, Sierra Club of Hawaii, and three concerned individuals supported this measure. The State Procurement Office and LRB submitted comments on this measure.

Your Committee has amended this measure by:

- (1) Enhancing the purpose section of this measure by adding that forty states have unified environmental departments;
- (2) Extending the due date of the LRB update report by one year to prior to the convening of the Regular Session of 2020; and
- (3) Specifying \$150,000 as the amount of the appropriation to LRB to update its 1985 study.

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. 2026, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2026, 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 (McDermott).

**SCRep. 389-18 Energy & Environmental Protection on H.B. No. 2182**

The purpose of this measure is to:

- (1) Make permanent the Carbon Farming Task Force established by Act 33, Session Laws of Hawaii 2017, and rename it the Carbon Sequestration Task Force;
- (2) Align the State's clean energy and carbon sequestration efforts with climate initiative goals and require that a member of the Carbon Sequestration Task Force also be a member of the Climate Change Mitigation and Adaptation Commission; and
- (3) Expand the mission of the Carbon Sequestration Task Force by requiring that the Task Force examine opportunities to exploit carbon sequestering trees and vegetation to reduce urban temperatures and thereby protect public health.

The Department of Land and Natural Resources, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Distributed Energy Resources Council of Hawaii, Sierra Club of Hawai'i, Surfrider Foundation O'ahu Chapter, Cuddle Party, Life of the Land, and a few individuals supported this measure. The Office of Planning provided comments.

Your Committee has amended this measure by:

- (1) Changing the Carbon Sequestration Task Force's name to Greenhouse Gas Sequestration Task Force;
- (2) Including in the Greenhouse Gas Sequestration Task Force's duties that it shall identify agroforestry policies to promote increased greenhouse gas sequestration, build healthy soils, and provide greenhouse gas benefits;
- (3) Amending the membership of the Greenhouse Gas Sequestration Task Force to include the Director of the Environmental Law Program at the University of Hawaii at Manoa William S. Richardson School of Law, rather than the Director of the Center for Island Climate Adaptation and Policy at the University of Hawaii at Manoa;
- (4) Establishing a zero greenhouse gas emissions target to sequester more atmospheric carbon and greenhouse gases emitted within the State as quickly as practicable, but no later than 2045, and require all agency plans, decisions, and strategies to give consideration to the

impact of those plans, decisions, and strategies on the State's ability to achieve the zero greenhouse gas emissions target after January 1, 2020;

- (5) Amending Act 32, Session Laws of Hawaii 2017, by changing the phrase "the greenhouse gas emissions statewide" to "greenhouse gas emissions";
- (6) Appropriating \$150,000 to fund the Greenhouse Gas Sequestration Task Force and its related efforts; and
- (7) Making technical, nonsubstantive changes 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. 2182, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2182, 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 (McDermott).

**SCRep. 390-18 Energy & Environmental Protection on H.B. No. 2103**

The purpose of this measure is to require the Department of Agriculture, in collaboration with the Department of Health, to create a restricted use pesticide amnesty program that provides restricted use pesticide amnesty bins within each county for the anonymous and proper disposal of illegal or unused restricted use pesticides.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Life of the Land, Western Plant Health Association, Hawaii Floriculture & Nursery Association, and several individuals supported this measure. Two individuals opposed this measure. The Department of Agriculture, Department of Health, and Hawai'i Farm Bureau provided comments.

Your Committee has amended this measure by:

- (1) Deleting the provision which established the restricted use pesticide amnesty program;
- (2) Inserting new language requiring the Department of Agriculture to establish and administer a one-year pilot program, in collaboration with the Department of Health, that expands existing pesticide disposal programs in the Hilo and Kona regions of Hawaii County to allow for a means of properly disposing pesticides for at least one day in each region within each calendar quarter;
- (3) Requiring the Department of Agriculture, in collaboration with the Department of Health and the appropriate Hawaii County agencies, to advertise the pilot program;
- (4) Requiring the Department of Agriculture to submit a report on the implementation of the pilot program and recommendations to the Legislature;
- (5) Changing its effective date to January 28, 2045, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for clarity and consistency.

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. 2103, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2103, 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 (Kong).

**SCRep. 391-18 Energy & Environmental Protection on H.B. No. 2107**

The purpose of this measure is to:

- (1) Establish the Plastic Free Hawaii Initiative Program with the mission of eliminating plastic waste impacting native species and polluting the State's environment;
- (2) Establish the Plastic Free Hawaii Advisory Council to collect data regarding plastic pollution and provide recommendations and assistance to eliminate plastic waste; and
- (3) Appropriate funds to establish the Plastic Free Hawaii Initiative Program and to conduct an initial analysis of the baseline cost of plastic pollution to Hawaii's taxpayers and environment.

The Department of Land and Natural Resources, Sierra Club of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Cuddle Party, Life of the Land, Surfrider Foundation Oahu Chapter, Kokua Hawaii Foundation, and several individuals supported this measure. A concerned individual opposed this measure. The American Chemistry Council provided comments.

Your Committee has amended this measure by:

- (1) Changing the name of the Plastic Free Hawaii Initiative Program and Plastic Free Hawaii Advisory Council to the Plastic Pollution Initiative Program and Plastic Pollution Advisory Council, respectively;
- (2) Requiring the Plastic Pollution Advisory Council to include in its report to the Legislature findings or recommendations to eliminate plastic waste polluting Hawaii's environment;
- (3) Inserting an appropriation amount of \$50,000; and
- (4) Making technical, nonsubstantive amendments for clarity and consistency.

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. 2107, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2107, 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 (Yamane, McDermott).

**SCRep. 392-18 Economic Development & Business on H.B. No. 2599**

The purpose of this measure is to diversify Hawaii's economy by establishing a nonrefundable income tax credit for small business research and development activities within the State.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. The Department of Taxation, Hawaii Technology Development Corporation, and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Deleting language creating a new nonrefundable tax credit for small business research and development activities within the State and instead amending the tax credit for research activities currently contained in the Hawaii Revised Statutes to allow small business research and development activities within the State to claim the credit;
- (2) Inserting language eliminating the need for a small business to file a survey with the Department of Business, Economic Development and Tourism as required under Hawaii's tax credit for research activities law;
- (3) Specifying that the tax credit for research activities for small businesses shall not expire on December 31, 2019;
- (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 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. 2599, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2599, 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 (Ichiyama).

**SCRep. 393-18 Economic Development & Business on H.B. No. 2659**

The purpose of this measure is to stimulate economic development and job growth on the western portion of the island of Oahu by establishing the Kapolei Jobs Initiative Pilot Program to provide an income tax credit as an incentive for businesses to establish locations in the Kapolei region of Oahu.

The Kapolei Chamber of Commerce, Hunt Development Group, LLC, Palehua Townhouse Association, Coral Crater LLC, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ho'omanopono Political Action Committee, National Kidney Foundation of Hawaii, James Campbell Company LLC, Pat Lee & Associates, LLC, Ko Olina Resort Operators Association, Pacific Resource Partnership, and several concerned individuals testified in support of this measure. The International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO testified in support of the intent this measure. The Department of Labor and Industrial Relations, Department of Taxation, Department of Business, Economic Development and Tourism, and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Amending the "designated geographic area" in which the program applies by removing reference to the 96709 ZIP code;
- (2) Clarifying that a business already in existence in the designated geographic area may only qualify for the Kapolei Jobs Initiative Pilot Program and tax credit if the business opens a new location in the designated geographic area that results in a net gain of at least one location for the existing business;
- (3) Increasing the gross annual salary requirement for at least half of the employees at an establishment in the designated geographic area for that business to be qualified to participate in the Kapolei Jobs Initiative Pilot Program from \$25,000 to \$35,000;

- (4) Clarifying that the amount of unemployment insurance premiums eligible for offset under the tax credit be based on accrued premiums actually paid by the business in the taxable year;
- (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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2659, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2659, 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 (Ichiyama).

**SCRep. 394-18 Economic Development & Business/Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 2243**

The purpose of this measure is to promote small business in Hawaii, particularly Hawaiian-owned small businesses, by reconvening and repurposing the Hui 'Imi Advisory Council. The Council, originally established to examine numerous issues facing the Hawaiian community, is required to conduct a study on the present state of Hawaiian small business in Hawaii and to annually submit a report of its findings to the Legislature.

A concerned individual testified in support of this measure. The State Procurement Office and Office of Hawaiian Affairs testified in support of the intent 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 records of votes of the members of your Committees on Economic Development & Business 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. 2243, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2243, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Economic Development & Business: Ayes, 7. Noes, none. Excused, none.  
Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.

**SCRep. 395-18 Economic Development & Business/Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 2041**

The purpose of this measure is to further develop Hawaii's aquaculture industry by appropriating funds to establish an aquaculture incubator at the Natural Energy Laboratory of Hawaii Authority on the island of Hawaii to bring together aquaculture entrepreneurs and investors.

The Hawaii Technology Development Corporation, Hawaii Strategic Development Corporation, Natural Energy Laboratory of Hawaii Authority, Kampachi Farms, Marine Genetics, Ulupono Initiative, Aquaculture Planning & Advocacy LLC, Hawaii Aquaculture and Aquaponics Association, Blue Ocean Mariculture, Oahu County Legislative Priorities Committee of the Democratic Party of Hawaii, and several concerned individuals testified in support of this measure. The Department of Agriculture and Department of Business, Economic Development and Tourism testified in support of the intent 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 records of votes of the members of your Committees on Economic Development & Business 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. 2041, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2041, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Economic Development & Business: Ayes, 7. Noes, none. Excused, none.  
Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.

**SCRep. 396-18 Economic Development & Business/Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 1960**

The purpose of this measure is to continue to diversify Hawaii's economy through the promotion of Hawaii's aquaculture industry by appropriating funds for the planning of, and participation of Hawaii's aquaculture industry in, the World Aquaculture Society's Aquaculture America 2020 conference to be held in Honolulu.

The Hawaii Technology Development Corporation, Hawaii Strategic Development Corporation, Kampachi Farms, Marine Genetics, Ulupono Initiative, Aquaculture Planning & Advocacy LLC, Hawaii Farm Bureau, Hawaii Aquaculture and Aquaponics Association, Blue Ocean Mariculture, Oahu County Legislative Priorities Committee of the Democratic Party of Hawaii, and several concerned individuals testified in support of this measure. The Department of Agriculture, Department of Business, Economic Development and Tourism, and Natural Energy Laboratory of Hawaii Authority testified in support of the intent 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 records of votes of the members of your Committees on Economic Development & Business 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. 1960, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1960, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
 Economic Development & Business: Ayes, 7. Noes, none. Excused, none.  
 Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.

**SCRep. 397-18      Judiciary on H.B. No. 2418**

The purpose of this measure is to:

- (1) Authorize the Department of Education to expend previously appropriated funds to satisfy the settlement of class counsel attorney's fees related to a class action lawsuit against the State; and
- (2) Require certain unencumbered and unexpended moneys of the Department of Education to lapse to the credit of the general fund.

The Department of Education supported the intent of this measure. One individual testified in opposition. The Department of the Attorney General 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. 2418 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 (McDermott).

**SCRep. 398-18      Judiciary on H.B. No. 2752**

The purpose of this measure is to appropriate funds to the Judiciary:

- (1) To conduct an evaluation study to assess the impact of the community court outreach project in reducing administrative burdens within the judicial system; and
- (2) For any staff and technology necessary for conducting the community court at community sites outside of traditional courtroom settings.

The Judiciary, The CHOW Project, and one individual testified in support of this measure. The City and County of Honolulu Department of the Prosecuting Attorney testified in opposition. The Office of the Public Defender 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. 2752 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 (McDermott).

**SCRep. 399-18      Judiciary on H.B. No. 1656**

The purpose of this measure is to:

- (1) Increase the amount of the fine that may be assessed against a noncandidate committee making only independent expenditures for campaign spending violations; and
- (2) Allow the Campaign Spending Commission to order that a fine assessed against a noncandidate committee, or any portion thereof, be paid from the personal funds of officers of the noncandidate committee.

The Campaign Spending Commission and Common Cause Hawaii 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 H.B. No. 1656, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1656, 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 (Brower, McDermott).

**SCRep. 400-18      Judiciary on H.B. No. 1883**

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 Island Economic Development Board, Kaye Family Farms, Hawai'i Farm Bureau, Ulupono Initiative, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. One individual testified in opposition. The Land Use Research Foundation of Hawaii and Hawaii Leeward Planning Conference provided 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1883, 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. 1883, H.D. 2.

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

**SCRep. 401-18      Judiciary on H.B. No. 1936**

The purpose of this measure is to provide that the environmental courts shall not have exclusive, original jurisdiction over any proceedings relating to parking violations under certain administrative rules and laws.

The Judiciary, Department of Land and Natural Resources, and two individuals 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 H.B. No. 1936, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1936, 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 (Lee, Morikawa).

**SCRep. 402-18      Judiciary on H.B. No. 1965**

The purpose of this measure is to recognize and address the unique needs of veterans entering the criminal justice system on the Island of Hawaii by:

- (1) Authorizing the conversion of a temporary Social Worker IV position to a permanent position and establishing an additional permanent Social Worker IV position within the Judiciary to support the veterans treatment court in the Third Circuit; and
- (2) Appropriating funds to the Judiciary for those positions.

The Judiciary, Office of Veterans Services, County of Hawaii Mayor, County of Hawaii Council Vice Chair, a County of Hawaii Council Member, Big Island Substance Abuse Council, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, The CHOW Project, and three individuals testified in support of this measure. The Hawaii Substance Abuse Coalition provided comments.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount from \$105,912 to an unspecified amount; 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1965, 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. 1965, H.D. 2.

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

**SCRep. 403-18      Judiciary on H.B. No. 2176**

The purpose of this measure is to streamline the procurement process for Department of Education contracts for student transportation services and education facility construction by:

- (1) Prohibiting judicial review of a hearings officer's decision regarding a protest to the award of a procurement contract for student transportation services or education facility construction; and
- (2) If a hearings officer upholds a previous decision denying the protest, requiring the parties who protested the award to pay attorney's fees and costs resulting from the delay of the contract.

The Department of Education testified in support of this measure. The Department of the Attorney General and State Procurement Office provided comments.

Your Committee has amended this measure by deleting its contents and adopting proposed language offered in testimony by the Department of the Attorney General to eliminate the exercise of an adjudicatory function by Department of Education officials. As amended, this measure:

- (1) Establishes a process outside of the Public Procurement Code for awarding Department of Education contracts for student transportation services and facility construction that includes public comment;
- (2) Prohibits protests and judicial review of contract awards made pursuant to the process; and
- (3) Includes an effective date of 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. 2176, 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. 2176, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Brower, McDermott).

**SCRep. 404-18      Judiciary on H.B. No. 2357**

The purpose of this measure is to create an eviction process for state low-income public housing projects and programs and elder or elderly housing owned, managed, administered, or operated by the Hawaii Public Housing Authority.

The Department of the Attorney General and Hawaii Public Housing Authority 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2357, 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. 2357, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Brower, McDermott).

**SCRep. 405-18      Judiciary on H.B. No. 2586**

The purpose of this measure is to:

- (1) Establish and appropriate funds for the Hawaii Legal Aid Interagency Roundtable (Roundtable) to facilitate cooperation between various state agencies regarding civil legal services and access to justice; and
- (2) Require the Roundtable to submit reports to the Governor and Legislature.

The Judiciary and two individuals testified in support of this measure. The Department of the Attorney General supported the intent of this measure. The Department of Human Services provided comments.

Your Committee has amended this measure by requiring:

- (1) The Department of Human Services' staff to serve as the staff of the Roundtable instead of the Department of the Attorney General's staff; and
- (2) The Department of Human Services rather than the Department of the Attorney General to:
  - (A) Provide administrative services, funds, facilities, staff, equipment, and other support services for the Roundtable; and
  - (B) Expend the funds appropriated for the Roundtable.

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. 2586, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2586, 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 (McDermott).

**SCRep. 406-18      Judiciary on H.B. No. 2015**

The purpose of this measure is to provide greater transparency when a newspaper chooses to endorse a candidate by requiring the newspaper to disclose the aggregate amount spent on advertisements by a candidate and candidate's committee.

The Hawaiian Civic Club of Honolulu testified in support of this measure. The Campaign Spending Commission provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that the newspaper shall disclose the aggregate amount spent on advertisements with that newspaper;
- (2) Requiring disclosure only if the aggregate amount spent on advertisements with the newspaper exceeds \$100,000; and
- (3) 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. 2015, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2015, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, 1 (McDermott). Excused, 2 (Lee, Morikawa).

**SCRep. 407-18      Agriculture on H.B. No. 2304**

The purpose of this measure is to facilitate the implementation of the Industrial Hemp Pilot Project by establishing the Industrial Hemp Special Fund (Special Fund) administered by the Department of Agriculture to fulfill the purposes of the program.

The Department of Agriculture, Hawai'i Farm Bureau, and Ho'omanapono Political Action Committee supported this measure. A concerned individual opposed this measure. The Department of the Attorney General submitted comments on this measure.

Your Committee has amended this measure by:

- (1) Deleting the language that provides that the moneys in the Special Fund shall remain available until the moneys are obligated or the Special Fund is terminated;
- (2) Changing its effective date to July 31, 2150; and
- (3) Making technical, nonsubstantive amendments for consistency, clarity, and style.

Your Committee notes that the island of Molokai's agricultural culture, soil composition, and available workforce and land make it an ideal candidate for a Department of Agriculture pilot project site for the industrial hemp 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. 2304, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2304, 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 (Ing, Thielen).

**SCRep. 408-18      Agriculture on H.B. No. 2538**

The purpose of this measure is to broaden the Agribusiness Development Corporation's waste-reduction and recycling projects. This measure authorizes the issuance of general obligation bonds to finance the Corporation's public-private partnership to establish a livestock feed mill operation that uses waste materials, such as unusable macadamia nut fruit and shells, and converts the unusable agricultural parts and byproducts into aquaculture and livestock feed.

The Department of Agriculture, Agribusiness Development Corporation, Ulupono Initiative, Hawaii Cattlemen's Council, Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and Hawai'i Farm Bureau supported this measure. Animal Rights Hawaii opposed this measure.

Your Committee has amended this measure by changing its effective date to July 1, 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. 2538, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2538, 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 (Ing, Thielen).

**SCRep. 409-18      Agriculture on H.B. No. 2081**

The purpose of this measure is to address the exponential growth in the number of rose-ringed parakeets that pose a significant threat to local economies, the environment, and human health and safety by appropriating \$284,011 to the Department of Land and Natural Resources (DLNR) to provide assistance and funding to the National Wildlife Research Center of the United States Department of Agriculture (NWRC) to continue its efforts to manage the population of the parakeet on the island of Kauai.



The Department of Agriculture, Department of Land and Natural Resources, a Council Member of the Maui County Council, Hawaiian Civic Club of Honolulu, Hawaii Cattlemen's Council, Inc., Hawaii Crop Improvement Association, Maui County Farm Bureau, Land Use Research Foundation of Hawaii, Hawai'i Farm Bureau, Kaua'i Chamber of Commerce, Hawaii Aquaculture and Aquaponics Association, Kauai County Farm Bureau, and many concerned individuals supported this measure.

Your Committee has amended this measure by changing:

- (1) The specified amount of the appropriation to DLNR to an unspecified sum; and
- (2) Its effective date to July 1, 2150.

Should your Committee on Finance deliberate on this matter further, your Committee on Agriculture respectfully requests that it consider appropriating \$284,011 to DLNR to assist NWRC in its studies, field trials, data updating on the behavior of the rose-ringed parakeet, developing control plans, and implementing an experimental rose-ringed parakeet population reduction to evaluate the control plan.

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. 2081, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2081, 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 (Ing, Thielen).

**SCRep. 410-18      Agriculture on H.B. No. 2462**

The purpose of this measure is to make farming more affordable by providing an exemption from the general excise tax on the gross sale proceeds for qualifying farm equipment and machinery; provided that the producer's gross income does not exceed \$200,000.

The Department of Agriculture, a Council Member of the Maui County Council, Hawai'i Farm Bureau, Hawaii Crop Improvement Association, Maui County Farm Bureau, Hawaii Cattlemen's Council, Inc., Land Use Research Foundation of Hawaii, Hawaii Aquaculture and Aquaponics Association, and many concerned individuals supported this measure. A concerned individual opposed 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, 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. 2462, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2462, 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 (Ing, Thielen).

**SCRep. 411-18      Health & Human Services on H.B. No. 2391**

The purpose of this measure is to authorize the Department of Public Safety's Narcotics Enforcement Division's Administrator to disclose confidential information from the Electronic Prescription Accountability System to authorized employees of the Department of Health's Alcohol and Drug Abuse Division and Emergency Medical Services and Injury Prevention System Branch.

The Department of Public Safety, Department of Health, Bobby Benson Center, and Hawaii Substance Abuse Coalition testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000, 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 Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2391, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2391, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 412-18      Health & Human Services on H.B. No. 2385**

The purpose of this measure to update the list of Schedule I controlled substances of the State's Uniform Controlled Substance Act and make it consistent with the federal Controlled Substances Act as required by law.

The Department of Public Safety testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2385, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2385, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 413-18 Health & Human Services on H.B. No. 2277**

The purpose of this measure is to ensure the safety and well-being of at-risk children and families in East Hawaii on Hawaii Island by:

- (1) Establishing a five-year pilot project within the Department of Human Services that limits the number of children supervised by each East Hawaii child welfare services section social worker to twenty or fewer; and
- (2) Appropriating funds for eight full-time equivalent case managers and fifteen full-time equivalent support staff positions in the East Hawaii child welfare services section on Hawaii Island as part of the pilot project.

The Department of Human Services, Office of the Mayor of the County of Hawaii, Office of the Prosecuting Attorney of the County of Hawaii, Winners' Camp Foundation, Hawaii Appleseed Center for Law and Economic Justice, Epic 'Ohana, Inc., Friends of Foster Families, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, and many concerned individuals testified in support of this measure. A concerned individual testified in opposition to this measure.

Your Committee notes that this pilot project is sorely needed for the Island of Hawaii where geographical challenges pose a problem for the adequate delivery of services for at-risk children and families.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000, 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 & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2277, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2277, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 414-18 Health & Human Services on H.B. No. 2546**

The purpose of this measure is to provide greater access to primary healthcare by appropriating \$1,000,000 to the Department of Health to assist Hawaii Pacific Health in the financing for the construction of a family medicine office practice and team-based training site at the Pali Momi outpatient center.

The Department of Health, University of Hawaii John A. Burns School of Medicine, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and several concerned individuals testified in support of this measure. The Department of the Attorney General provided comments.

Your Committee has amended this measure by:

- (1) Appropriating the funds for the financing of the construction of a family medicine office practice and team-based training site as a grant pursuant to Chapter 42F, Hawaii Revised Statutes, rather than a direct appropriation to the Department of Health;
- (2) Changing the recipient of the appropriated grant monies from Hawaii Pacific Health to the University Clinical, Education and Research Associates (UCERA) dba University Health Partners of Hawaii (UHP), the Faculty Practice Plan of the University of Hawaii, John A. Burns School of Medicine;
- (3) Specifying that the constructed family medicine office practice and team-based training site will serve as the family medicine office practice for the John A. Burns School of Medicine Family Medicine Residency Program;
- (4) Changing the appropriation amount to an unspecified amount and specifying that the Department of Health coordinate with the University Clinical, Education and Research Associates (UCERA) dba University Health Partners of Hawaii (UHP) when expending the funds;
- (5) Changing its effective date to July 1, 3000, to facilitate further discussion; and
- (6) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance deliberate this measure further, your Committee on Health and Human Services respectfully requests that it consider appropriating \$1,000,000 for the financing for the construction of a family medicine office practice and team-based training site at the Pali Momi outpatient center.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2546, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2546, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 415-18 Health & Human Services on H.B. No. 2493**

The purpose of this measure is to protect public health and safety by repealing the statute limiting the number of epidemiologist positions that the Department of Health may establish to ten permanent or temporary exempt positions.

The Department of Health testified in support of the measure with amendments.

Your Committee has amended this measure by:

- (1) Removing the cap on the number of epidemiologist positions the Department of Health may establish rather than repealing the entire statute;
- (2) Changing its effective date to July 1, 3000, 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 & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2493, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2493, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 416-18 Health & Human Services on H.B. No. 2611**

The purpose of this measure is to appropriate funds to the Department of Health to establish:

- (1) A comprehensive and coordinated continuum of treatment services for persons with multiple chronic conditions, including substance abuse disorders;
- (2) A comprehensive and coordinated centralized referral system in each county;
- (3) A comprehensive and coordinated substance use disorder case management program; and
- (4) A peer mentoring and coaching program.

The Department of Health, The Salvation Army Addiction Treatment Services and Family Treatment Services, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Substance Abuse Coalition, Hina Mauka Drug/Alcohol Rehabilitation, Big Island Substance Abuse Council, Bobby Benson Center, and National Association of Social Workers Hawaii Chapter supported this measure.

Your Committee has amended this measure by:

- (1) Changing all appropriations to unspecified amounts; and
- (2) Changing its effective date to July 1, 3000, to encourage further discussion.

Should the Committee on Finance deliberate this measure further, your Committee respectfully requests that it consider appropriating:

- (1) \$2,000,000 for the Department of Health to establish a comprehensive and coordinated continuum of treatment services for persons with multiple chronic conditions, including substance abuse disorders;
- (2) \$9,000,000 for the Department of Health to establish a comprehensive and coordinated centralized referral system in each county;
- (3) \$6,000,000 for the Department of Health to establish a comprehensive and coordinated substance use disorder case management program; and
- (4) \$500,000 for a peer mentoring and coaching program.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2611, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2611, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 417-18 Health & Human Services on H.B. No. 2694**

The purpose of this measure is to require the Department of Health to waive all fees for the issuance of certified copies of birth certificates for any individual who is homeless, provided the individual's homeless status is corroborated by a verification letter issued by a homeless service provider.

The CHOW Project and one concerned individual submitted testimony in support of this measure. The Governor's Coordinator on Homelessness offered comments.

Your Committee has amended this bill by changing the effective date to July 1, 3000, to encourage further discussion.

Your Committee requests, should this measure receive further consideration from your Committee on Finance, that the Department of Health work with the introducer to develop proposed amendments for this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2694, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2694, 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, none.

**SCRep. 418-18 Health & Human Services on H.B. No. 1636**

The purpose of this measure is to amend the taxation and fees on cigarettes and tobacco products by increasing:

- (1) Licensure fees for wholesalers or dealers of cigarettes and tobacco products from \$2.50 to \$500;
- (2) The excise tax on cigarettes and tobacco products from 16 cents per product to 22.5 cents; and
- (3) The excise tax on the wholesale price of each article or item of tobacco products, other than large cigars, sold by the wholesaler or dealer from 70 percent to 80 percent.

The Department of Health, Blue Zones Project-Hawaii, American Lung Association, Hawaii Pacific Health, Hawaii Public Health Institute Coalition for a Tobacco-Free Hawaii, American Cancer Society Cancer Action Network, American Heart Association, Maui County Coalition for a Tobacco-Free Hawaii, and numerous concerned individuals testified in support of this measure. Smokeless Hawaii, Vape Hawaii, Cigar Rights of America, Aloha Petroleum, Ltd., and several concerned individuals testified in opposition. The Department of Taxation and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Changing the date for when the excise tax on cigarettes and little cigars goes into effect from July 1, 2018 to November 1, 2018, in order to allow the Department of Taxation time for implementation;
- (2) Incorporating language from the testimony by the Department of Health into the preamble of this measure; and
- (3) Changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1636, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1636, 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 (Belatti).

**SCRep. 419-18 Health & Human Services on H.B. No. 2021**

The purpose of this measure is to address a gap in the need for services for homeless individuals with mental illness by:

- (1) Requiring the Department of Human Services, in consultation with the Department of Health, to establish a pilot project to operate a facility to provide shelter and mental health treatment for homeless individuals with severe mental illness who are subject to court-ordered involuntary hospitalization; and
- (2) Appropriating funds to the Department of Human Services for the pilot project.

The Institute for Human Services, Hawai'i Psychological Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Disability Rights Center, National Association of Social Workers-Hawaii, Ho'omana Pono LLC, and two concerned individuals testified in support of this measure. The Governor's Coordinator on Homelessness, Department of the Attorney General, Office of Youth Services, Department of Human Services, and Adult Mental Health Division of the Department of Health provided comments.

While there is a general acknowledgment and understanding that there are gaps in services for mentally or severely mentally ill individuals who are homeless, your Committee notes the concerns raised by the Department of Human Services, Department of Health, Office of Youth Services, and Institute for Human Services that this issue is very complex and that additional time and resources will be necessary to address this issue, including a review of successful models addressing this issue from across the country.

Your Committee also understands the concerns raised regarding the siting of this pilot project on land set aside for use by the Hawaii Youth Correctional Facility through executive order and that placing specific restrictions on the use of that land for something other than a youth correctional facility may pose legal issues.

Finally, your Committee notes the concerns raised by the Attorney General that current Hawaii law requires persons subject to involuntary civil commitment be hospitalized in a psychiatric facility and that, by definition, the facility being considered for use for the pilot project does not appear to fit the criteria for a psychiatric facility.

Nevertheless, your Committee finds that this is an important issue that deserves further consideration and discussion and has amended this measure by:

- (1) Deleting the specific requirement that an unused residential facility within the Hawaii Youth Correctional Facility be used to provide shelter and mental health treatment services for the pilot project and instead simply requiring that a suitable unused state facility be used for the provision of these services;
- (2) Changing its effective date to July 1, 3000, 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 & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2021, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2021, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 420-18 Health & Human Services on H.B. No. 2169**

The purpose of this measure is to support youth suicide early intervention, prevention, and education initiatives in the County of Maui by appropriating funds to the Department of Health for these purposes.

The Department of Health, Hawaii Catholic Conference, Hawaii Family Forum, Mental Health America of Hawaii, and a few concerned individuals supported this measure. The Honolulu County Republican Party provided comments.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion;
- (2) Changing the appropriation to an unspecified amount; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that youth suicide rates are higher on Neighbor Islands and statewide initiatives should be supported.

Should your Committee on Finance deliberate on this measure, your Committee respectfully requests inserting an appropriation amount of \$25,000.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2169, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2169, 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 (Tupola).

**SCRep. 421-18 Health & Human Services on H.B. No. 163**

The purpose of this measure is to clarify the procedures through which grandparents may be given reasonable visitation rights to their grandchildren by amending standards for the court to use in awarding visitation rights to grandparents.

Specifically, this measure:

- (1) Deletes duplicative provisions of awarding grandparents reasonable visitation rights; and

- (2) Adds as a prerequisite to awarding visitation that the court finds that awarding custody to a grandparent is in the best interest of the child and that denial of reasonable grandparent visitation rights would cause significant harm to the child.

One concerned individual supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 163, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 163, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 422-18 Health & Human Services on H.B. No. 62**

The purpose of this measure is to establish a colorectal cancer screening and awareness pilot program to promote and encourage screening through a public awareness campaign by:

- (1) Providing education and outreach on the risks associated with colorectal cancer and the benefits of screening; and
- (2) Awarding grants to health care providers to provide colorectal cancer screenings to eligible participants.

American Cancer Society Cancer Action Network, Hawaii Primary Care Association, The Queen's Health Systems, Hawaii Medical Service Association, and an individual testified in support of this measure. The Department of Health and Department of the Attorney General provided comments.

Your Committee has amended this measure by:

- (1) Removing the provisions awarding grants to health care providers and establishing the criteria for an eligible participant;
- (2) Changing its effective date to July 1, 3000, to promote further discussion; and
- (3) Making technical, nonsubstantive amendments for style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 62, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 62, 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, none.

**SCRep. 423-18 Health & Human Services on H.B. No. 2384**

The purpose of this measure is to amend the Uniform Controlled Substances Act to provide flexibility and clear guidance for practitioners who prescribe, administer, or dispense controlled substances for patients undergoing medically managed withdrawal or detoxification treatment.

Specifically, the measure:

- (1) Excludes certain substances from Schedule II to conform with the Federal Drug Enforcement Administration's updated schedules of controlled substances; and
- (2) Establishes registration and compliance requirements for medical practitioners and hospitals that prescribe, administer, and dispense controlled substances to patients undergoing medically managed withdrawal.

The Department of Public Safety, Department of Health, Big Island Substance Abuse Council, Bobby Benson Center, and Hawaii Substance Abuse Coalition testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000, to promote further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes the testimony by the Hawaii Substance Abuse Coalition which viewed certain sections as contradicting each other and proposed the expansion of prescriptive authority to include substances classified under Schedule II. Should your Committee on Judiciary consider this measure, your Committee respectfully requests that it consider these concerns.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2384, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2384, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 424-18 Health & Human Services on H.B. No. 2125**

The purpose of this measure is to require every pharmacy to accept for disposal the return of any unused, remaining, or expired prescription drug that the pharmacy previously dispensed.

The University of Hawai'i at Hilo Daniel K. Inouye College of Pharmacy, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Kaiser Permanente Hawai'i, and two individuals supported this measure. Walgreen Co. and an individual opposed this measure. The Department of Health, Department of Public Safety, Board of Pharmacy, and Hawaii Pharmacists Association provided comments.

Your Committee notes the testimony provided by the Department of Public Safety, which provided several comments on this measure. The Department noted that pharmacies, in conducting take back operations for disposal, may be required to comply with several federal controlled substances laws, for which this measure does not provide.

Your Committee further notes the testimony provided by SanHi Government Strategies on behalf of Walgreen Co., which states that mandating pharmacies to take back unused, remaining, or expired prescriptions in their stores can be problematic because there is no Drug Enforcement Agency sanctioned facility in the State to dispose of such medications. Pharmaceutical waste generated by pharmacies cannot be destroyed in any other way, and it would be against federal law for some pharmacies, such as Walgreens, to ship pharmaceutical waste for disposal.

Your Committee recognizes the comments received from testimony and appreciates stakeholder collaboration on this measure to address the concerns raised.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2125, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2125, 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, 1 (Tupola).

**SCRep. 425-18 Health & Human Services on H.B. No. 2649**

The purpose of this measure is to require and appropriate funds to the Department of Human Services to contract with an organization to establish a pilot program to address chronic homelessness in the area designated by the 96817 postal zip code.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and a few individuals supported this measure. The Department of Human Services and Governor's Coordinator on Homelessness provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2649, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2649, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 3; Ayes with Reservations (Learnmont). Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 426-18 Health & Human Services on H.B. No. 2143**

The purpose of this measure is to clarify certain aspects of the behavior analyst law to ensure that the State has an adequate workforce of trained professionals and paraprofessionals who can continue to provide comprehensive behavior analysis services.

The State Council on Developmental Disabilities, Hawai'i Psychological Association, Windward Behavioral Health, and several individuals testified in support of this measure. Hawaii Disability Rights Center, Hawaii Association for Behavior Analysis, Association of Professional Behavior Analysis, Aloha Behavioral Associates, LLC, and numerous individuals testified in opposition. The Professional and Vocational Licensing Division and Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs, Hawaii Medical Service Association, and an individual provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000, to promote further discussion; and
- (2) Making technical, nonsubstantive amendments for style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2143, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2143, 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, Tupola). Noes, none. Excused, none.

**SCRep. 427-18 Consumer Protection & Commerce on H.B. No. 2126**

The purpose of this measure is to ensure that certain benefits under the federal Patient Protection and Affordable Care Act of 2010 are preserved under Hawaii law by prohibiting health insurance entities from:

- (1) Imposing a preexisting condition exclusion; and
- (2) Using an individual's gender to determine premiums or contributions.

The Insurance Division of the Department of Commerce and Consumer Affairs, Hawaii Appleseed Center for Law and Economic Justice, Hawaii Public Health Institute, Commission on the Status of Women, Healthcare Association of Hawaii, YWCA Oahu, League of Women Voters of Hawaii, Kaiser Permanente Hawaii, Democratic Party of Hawaii Women's Caucus, Hawaii Children's Action Network, Hawaii Women's Coalition, American Association of University Women of Hawaii, Hawaii Medical Service Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, The Sex Abuse Treatment Center, American College of Obstetricians and Gynecologists Hawaii Section, IMUAlliance, The Queen's Medical Center, LGBT Caucus of the Democratic Party of Hawaii, and several concerned individuals supported this measure. The American Council on Life Insurers opposed this measure. Save Medicaid 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 H.B. No. 2126, 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 (Ito, McDermott).

**SCRep. 428-18 Consumer Protection & Commerce on H.B. No. 1705**

The purpose of this measure is to require insurers, hospital and medical services plans, and health maintenance organizations to provide coverage for medical procedures to eliminate or provide maximum feasible treatment for port-wine stains.

Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and Kaiser Permanente Hawaii testified in support of this measure. The Insurance Division of the Department of Commerce and Consumer Affairs, Department of the Attorney General, Hawaii Medical Service Association, and American Family Life Assurance Company of Columbus provided comments.

Your Committee has amended this measure by:

- (1) Deleting provisions mandating coverage for medical procedures to eliminate or provide maximum feasible treatment for port-wine stains;
- (2) Requiring the auditor to conduct a study to assess the social and financial effects of requiring health insurers, hospital and medical services plans, and health maintenance organizations to provide coverage for medical procedures to eliminate or provide maximum feasible treatment of port-wine stains;
- (3) Requiring the auditor to report to the legislature all findings and recommendations, including any legislation, no later than 20 days prior to the convening of the regular session of 2019; and
- (4) Appropriating an unspecified amount for the auditor to conduct the study.

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. 1705, 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. 1705, H.D. 2.

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

**SCRep. 429-18 Consumer Protection & Commerce on H.B. No. 1603**

The purpose of this measure is to require health insurers, mutual benefit societies, and health maintenance organizations to provide health care coverage and benefits for a minimum of six months of inpatient and outpatient treatment for opioid dependence.

Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, The Drug Policy Forum of Hawai'i, and a few individuals testified in support of this measure. Kaiser Permanente Hawaii testified in opposition. The Insurance Division of the Department of Commerce and Consumer Affairs, Department of Health, Department of Human Services, and Hawaii Medical Service Association provided comments.

Your Committee has amended this measure by:

- (1) Deleting provisions mandating health care coverage and benefits for a minimum of six months of inpatient and outpatient treatment for opioid dependence;



- (2) Requiring the auditor to conduct a study to assess the social and financial effects of requiring health insurers, mutual benefit societies, and health maintenance organizations to provide health care coverage and benefits for a minimum of six months of inpatient and outpatient treatment for opioid dependence;
- (3) Requiring the auditor to report to the legislature all findings and recommendations, including any legislation, no later than 20 days prior to the convening of the regular session of 2019;
- (4) Appropriating an unspecified amount for the auditor to conduct the study; and
- (5) 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1603, 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. 1603, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 7. Noes, none. Excused, 4 (Aquino, LoPresti, Yamane, McDermott).

**SCRep. 430-18 Consumer Protection & Commerce on H.B. No. 2531**

The purpose of this measure is to address drug overdose rates in the State by requiring prescribers to consult the state electronic prescription accountability system before issuing a prescription for Schedule II, III, or IV controlled substances.

The Department of Health, Department of Public Safety, and Hawaii Medical Service 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. 2531, H.D. 1, and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 2 (Ito, McDermott).

**SCRep. 431-18 Consumer Protection & Commerce on H.B. No. 2530**

The purpose of this measure is to balance access to affordable regulated child care with insurance coverage requirements for child care providers and give the Department of Human Services (DHS) additional time to develop and implement a compliance process to verify that a regulated child care provider maintains liability insurance. Specifically, this measure:

- (1) Eliminates the requirement that DHS determine the amount of liability insurance regulated child care providers must obtain; and
- (2) Delays the:
  - (A) Reporting requirement on issues related to liability insurance requirements for child care providers; and
  - (B) Implementation and enforcement of liability insurance requirements.

DHS 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. 2530, H.D. 1, and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 2 (Ito, McDermott).

**SCRep. 432-18 Consumer Protection & Commerce on H.B. No. 1758**

The purpose of this measure is to:

- (1) Reduce the frequency of motor vehicle safety inspections for vehicles six years of age or newer from every twelve months to every twenty-four months; and
- (2) Double the inspection fee for the two-year motor vehicle inspection safety check.

The Department of Transportation and an individual opposed 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. 1758, 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 (Ito, McDermott).

**SCRep. 433-18 Consumer Protection & Commerce on H.B. No. 2146**

The purpose of this measure is to implement the recommendations of the Affordable Health Insurance Working Group by authorizing the State to submit a state innovation waiver proposal under section 1332 of the Patient Protection and Affordable Care Act of 2010 to the federal government and implement the conditions of the waiver upon approval by the federal government.

The Department of Commerce and Consumer Affairs, Department of Human Services, Kaiser Permanente Hawaii, Hawaii Medical Service Association, and an individual 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. 2146, 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 (Ito, McDermott).

**SCRep. 434-18 Consumer Protection & Commerce on H.B. No. 2684**

The purpose of this measure is to amend the fees and charges collected by the Public Utilities Commission and civil penalties imposed upon all motor carriers and require that a percentage of motor carriers' annual fees, application fees, and fees for providing forms and other printed materials be used for expenditures relating to the enforcement of motor carrier laws, including but not limited to expenditures for enforcement personnel.

The Hawaii Transportation Association and an individual supported this measure. The 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 H.B. No. 2684, 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 (Ito, McDermott).

**SCRep. 435-18 Consumer Protection & Commerce on H.B. No. 2657**

The purpose of this measure is to clarify the scope of the Behavior Analysts Law, Chapter 465D, Hawaii Revised Statutes, by:

- (1) Specifying that the practice of behavior analysis means the practice of applied behavior analysis; and
- (2) Expressly exempting individuals who design or implement behavior analysis services under the Medicaid home and community-based service waiver program, caregivers, and individuals directly supervised by a licensed professional, whose supervision is within their recognized scope of practice, from licensure requirements.

The Department of Health, Department of Human Services, State Council on Development Disabilities, The Arc in Hawaii, Hawai'i Psychological Association, Advantage Health Care Provider, and many individuals supported this measure. The Hawai'i Association for Behavior Analysis, Aloha Behavioral Associates, LLC, and one individual opposed this measure. The Hawaii Disability Rights Center and Hawaii Medical Service Association 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 H.B. No. 2657, 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 (Ito, McDermott).

**SCRep. 436-18 Consumer Protection & Commerce on H.B. No. 2377**

The purpose of this measure is to amend workers' compensation laws by:

- (1) Establishing options and priorities for training for employment in another occupational field when required as part of the injured employee's rehabilitation plan; and
- (2) Making a housekeeping amendment to clarify that all professional and clerical employees of the Department of Labor and Industrial Relations Rehabilitation Unit are administered by the Director of Labor and Industrial Relations.

The Department of Labor and Industrial Relations and Department of Human Resources of the City and County of Honolulu 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. 2377, 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 (Ito, McDermott).

**SCRep. 437-18 Consumer Protection & Commerce on H.B. No. 1800**

The purpose of this measure is to create better incentives for tire recycling and to offset some of the expenses of used tire cleanup by authorizing each county, at its discretion, to establish a requirement for customers to provide an equal number of used motor vehicle tires to a tire retailer as the number of new motor vehicle tires purchased, or pay a fee that shall be refundable upon provision of the appropriate number of used tires.

The Department of Health, Sierra Club of Hawaii, and several concerned individuals supported this measure. Hawaii Automobile Dealers Association and one concerned individual opposed this measure. The Department of Environmental Management of the County of 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 H.B. No. 1800, 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 (Ito, McDermott).

**SCRep. 438-18 Consumer Protection & Commerce on H.B. No. 2433**

The purpose of this measure is to amend the motor vehicle franchise laws by:

- (1) Allowing a licensed motor vehicle dealer to engage in business at multiple locations affiliated by common ownership within the same county;
- (2) Authorizing revocation, suspension, or denial of a manufacturer's or distributor's license or fines for failure to compensate a dealer for a recalled vehicle; and
- (3) Clarifying the rights and obligations of dealers, manufacturers, and distributors with respect to improvements and upgrades on dealers' facilities, dealers' performance standards, and access to dealers' business information.

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. 2433, 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 (Ito, McDermott).

**SCRep. 439-18 Consumer Protection & Commerce on H.B. No. 2145**

The purpose of this measure is to facilitate medication synchronization for efficient medication refilling by requiring health insurance plans that provide prescription drug benefits to apply prorated daily cost-sharing rates for prescriptions dispensed in less than thirty-day supplies by pharmacies. This measure also authorizes licensed pharmacists to adjust the supply of a prescription dispensed to the patient for purposes of medication synchronization.

The Department of Health, Board of Pharmacy, American Cancer Society Cancer Action Network, Kaiser Permanente Hawaii, Walgreen Co., and many concerned individuals supported this measure. The Insurance Division of the Department of Commerce and Consumer Affairs and Hawaii Medical Service Association 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 H.B. No. 2145, 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 (Ito, McDermott).

**SCRep. 440-18 Veterans, Military, & International Affairs, & Culture and the Arts/Public Safety on H.B. No. 2091**

The purpose of this measure is to protect public health, safety, and security by:

- (1) Establishing the Hawaii State Fusion Center as a program under the Office of Homeland Security to monitor, identify, and respond to threats in coordination with multidisciplinary local, state, and federal agencies; and
- (2) Establishing the position of Hawaii State Fusion Center Director to manage the operations of the Hawaii State Fusion Center.

The Department of Human Services, Department of Transportation, Department of Business, Economic Development and Tourism, Board of Water Supply of the City and County of Honolulu, Hawaiian Electric Company, Inc., Hawaii Electric Light Company, Inc., Maui Electric Company, Ltd., Retail Merchants of Hawaii, Ho'omana Pono LLC, Ho'omana Pono Political Action Committee, and three concerned individuals testified in support of this measure.

Your Committees have amended this measure by changing its effective date to December 23, 2083, to facilitate further discussion.

As affirmed by the records of votes of the members of your Committees on Veterans, Military, & International Affairs, & Culture and the Arts and Public Safety that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2091, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2091, H.D. 1, 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, 10. Noes, none. Excused, none.  
Public Safety: Ayes, 6. Noes, none. Excused, 1 (Ing).

**SCRep. 441-18 Public Safety/Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2582**

The purpose of this measure is to support the State in its efforts to plan for, respond to, and recover from disasters and emergencies by:

- (1) Establishing a Hawaii Disaster Preparedness Task Force (Task Force) to review current disaster management coordination and other functional components of disaster planning, and to develop recommendations on creating a Hawaii Disaster Preparedness Plan (Plan); and
- (2) Requiring the National Disaster Preparedness Training Center at the University of Hawaii to prepare the Plan, incorporating recommendations of the Task Force, to design and implement state goals, objectives, policies, protocols, and priority guidelines.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ho‘omanapono Political Action Committee, Ho‘omana Pono, LLC, and a concerned individual supported this measure. The Hawaii Emergency Management Agency opposed this measure. The University of Hawaii, Office of Information Practices, and a concerned individual offered comments.

Your Committees have amended this measure by:

- (1) Clarifying its purpose section;
- (2) Clarifying the responsibilities of the National Disaster Preparedness Training Center at the University of Hawaii in relationship with the Task Force;
- (3) Adding the Federal Emergency Management Agency, Hawaii Emergency Management Agency, Hawaii Fusion Center, Hawaii Shippers' Council, and Hawaii Maritime Council as members of the Task Force;
- (4) Removing the Legislative Reference Bureau as a member of the Task Force;
- (5) Deleting language that exempted the Task Force from the requirements of the Sunshine Law;
- (6) Requiring the Legislative Reference Bureau to:
  - (A) Assist the Task Force with a preliminary report to be submitted to the Legislature and National Disaster Preparedness Training Center at the University of Hawaii no later than twenty days prior to the convening of the regular session of 2019; and
  - (B) Assist the National Disaster Preparedness Training Center at the University of Hawaii with a final report, known as the Plan, to be submitted to the Legislature no later than twenty days prior to the convening of the regular session of 2020; and
- (7) Changing the effective date to July 1, 2050, to facilitate further discussion; and
- (8) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Public Safety 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 H.B. No. 2582, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2582, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Public Safety: Ayes, 6. Noes, none. Excused, 1 (Ing).

Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 10; Ayes with Reservations (Fukumoto). Noes, none. Excused, none.

**SCRep. 442-18 Judiciary on H.B. No. 1667**

The purpose of this measure is to make a housekeeping amendment to clarify that eligibility for probation does not apply to drug offenses involving the possession or use of drug paraphernalia. This amendment is intended to make the law governing the probation of drug offenders consistent with Act 72, Session Laws of Hawaii 2017, which decriminalized certain offenses involving the use, possession, and delivery of drug paraphernalia.

The Judiciary provided comments on this measure.

Your Committee has amended this measure by:

- (1) Clarifying that a person convicted for the first or second time for an offense involving the possession or use of drug paraphernalia is eligible for probation, except when the offense is designated as a violation and is, therefore, not a criminal offense subject to criminal penalties; 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1667, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1667, 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, 1 (McDermott).

**SCRep. 443-18      Judiciary on H.B. No. 1771**

The purpose of this measure is to increase the ability of securing material witnesses in pending criminal actions by allowing the circuit and family courts to issue material witness orders in cases filed through felony complaint, indictment, or information.

The County of Maui Department of the Prosecuting Attorney, County of Kauai Office of the Prosecuting Attorney, City and County of Honolulu Department of the Prosecuting Attorney, and one concerned 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. 1771, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1771, 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, 1 (McDermott).

**SCRep. 444-18      Judiciary on H.B. No. 1773**

The purpose of this measure is to expressly authorize a judge or magistrate to approve a search warrant based on sworn oral statements or electronic communications.

The City and County of Honolulu Department of the Prosecuting Attorney, County of Maui Department of the Prosecuting Attorney, County of Kauai Office of the Prosecuting Attorney, and Honolulu Police Department testified in support of this measure. One individual testified in opposition. The Hawaii Chapter of Mothers Against Drunk Driving provided comments.

Your Committee has amended this measure by:

- (1) Limiting the authority of a judge or magistrate to approve a search warrant based on a sworn oral statement to cases where the judge or magistrate finds that due to circumstances of time and place, a delay in obtaining a search warrant in writing or based on a sworn statement communicated electronically may result in the destruction or disappearance of the person, place, or thing to be searched or the items to be seized;
- (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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1773, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1773, 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, 1 (McDermott).

**SCRep. 445-18      Judiciary on H.B. No. 1777**

The purpose of this measure is to clarify that defendants may be convicted of lesser included offenses in cases filed via felony complaints.

The City and County of Honolulu Department of the Prosecuting Attorney, County of Maui Department of the Prosecuting Attorney, County of Kauai Office of the Prosecuting Attorney, and Honolulu Police Department 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 H.B. No. 1777, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1777, 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, 1 (McDermott).

**SCRep. 446-18 Energy & Environmental Protection on H.B. No. 1714**

The purpose of this measure is to clarify the parking fee exemption for electric vehicles parked in a non-metered parking stall by specifying that an electric vehicle shall be exempt from parking fees for no longer than twenty-four hours.

The Department of Transportation and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. Ulupono Initiative, Cuddle Party, and an individual opposed this measure.

Your Committee has amended this measure by extending to June 30, 2024, the sunset date of Act 168, Session Laws of Hawaii 2012, which authorizes the Department of Transportation to adopt rules for the registration of and issuance of license plates for electric vehicles and exempts electric vehicles from parking fees and high occupancy vehicle lane restrictions.

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. 1714, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1714, 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 (McDermott).

**SCRep. 447-18 Energy & Environmental Protection on H.B. No. 1841**

The purpose of this measure is to encourage energy efficiency and transparency toward the State's goal of one hundred percent renewable energy by requiring energy benchmarking for nonresidential buildings and for benchmarking data disclosure to prospective buyers, lessees, or lenders.

The Department of Commerce and Consumer Affairs, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Blue Planet Foundation, and one concerned individual supported this measure. Building Owners and Managers Association of Hawaii provided comments.

Your Committee has amended this measure by changing the effective date to January 28, 2045, 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. 1841, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1841, H.D. 2, 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 (McDermott).

**SCRep. 448-18 Energy & Environmental Protection on H.B. No. 2301**

The purpose of this measure is to effectively mitigate the threats and impacts of invasive species on Hawaii's economy, natural environment, health, and lifestyle and to implement the Hawaii Interagency Biosecurity Plan by:

- (1) Reorganizing the Hawaii Invasive Species Council (Council), an interagency coordinating body without dedicated staff or funding, into the statutorily established Hawaii Invasive Species Authority (Authority) within the Department of Agriculture;
- (2) Adding additional expertise, staff, and new duties to the Authority; and
- (3) Appropriating funds to the Authority for personnel and operating costs and to the Department of Land and Natural Resources for interagency projects and research related to invasive species as directed by the Authority.

The Department of Land and Natural Resources, Department of Agriculture, University of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ka Ohana O Na Pua, Land Use Research Foundation of Hawaii, Ninti Horizons LLC, Hawaii Cattlemen's Council, The Nature Conservancy of Hawaii, Sierra Club of Hawaii, Coordinating Group on Alien Pest Species, Sustainable Kohala, Patients Without Time, Hawaii Farmers Union United, GMO Free Kauai, Local Food Coalition, Rainbow Ridge West LLC, Hawaiian Civic Club of Honolulu, and numerous concerned individuals testified in support of this measure. Hawaii Farm Bureau 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. 2301, 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, 1 (McDermott).

**SCRep. 449-18 Energy & Environmental Protection on H.B. No. 2718**

The purpose of this measure is to:

- (1) Require the Department of Accounting and General Services to maintain a database detailing the amount of moneys expended in each county for the disposal of polystyrene products by state departments and agencies that incur costs for collecting or disposing of polystyrene products; and

- (2) Beginning January 1, 2020, require the counties to reimburse the general fund for costs to the State for cleaning up and disposing of polystyrene products in the respective counties.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Cuddle Party, Surfrider Foundation O'ahu Chapter, Sierra Club of Hawai'i, Kokua Hawaii Foundation, and a few individuals supported this measure. The Department of Environmental Management of the County of Hawaii and an individual opposed this measure. The Department of Accounting and General Services provided comments.

Your Committee has amended this measure by exempting counties that have enacted ordinances significantly restricting the use of polystyrene products from being tracked by the Department of Accounting and General Services' database for reimbursement to the general fund for costs incurred for cleaning up and disposing of polystyrene products.

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. 2718, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2718, 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 (McDermott).

**SCRep. 450-18 Labor & Public Employment on H.B. No. 2018**

The purpose of this measure is to add reproductive health decisions as a protected basis upon which employment discrimination is prohibited, and defines "reproductive health decisions".

The Hawai'i Civil Rights Commission, Planned Parenthood Votes Northwest and Hawaii, Community Alliance on Prisons, Hawai'i State Democratic Women's Caucus, AAUW of Hawaii, Hawaii Women's Coalition, Hawaii Section of the American College of Obstetricians and Gynecologists, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, International Longshore and Warehouse Union Local 142, Commission on the Status of Women, and several individuals testified in support of this measure.

Your Committee has amended this measure by adding utilization of family leave as a protected basis upon which employment discrimination is prohibited.

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. 2018, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2018, 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. 451-18 Labor & Public Employment on H.B. No. 1627**

The purpose of this measure is to repeal the exemption authorizing compensation of impaired individuals at less than minimum wage.

Hawaii Appleseed Center for Law and Economic Justice, Pono Hawai'i Initiative, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, IMUAlliance, Kupuna Caucus of the Democratic Party of Hawaii, We Are One, Inc., Hawaii Restaurant Association, Patients Without Time, and many concerned individuals supported this measure. The Hawaii State AFL-CIO supported the intent of this measure. The Department of Labor and Industrial Relations, Hawaii Disability Rights Center, Goodwill Hawaii, Self Advocacy Advisory Council, and a few concerned individuals offered comments.

Should the Committee on Finance deliberate further on this measure, your Committee respectfully requests that it consider the Hawaii Disability Rights Center's comments on the importance of providing more resources and oversight of the Department of Human Services' Division of Vocational Rehabilitation and the Department of Health's Developmental Disabilities Division to better serve individuals with disabilities, and that the elimination of the subminimum wage may adversely affect the competitive employment of individuals with disabilities.

Your Committee has amended this measure by:

- (1) Clarifying that the exemption authorizes compensation of persons with intellectual disabilities at less than minimum wage; and
- (2) Changing the effective date to January 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. 1627, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1627, 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. 452-18 Labor & Public Employment on H.B. No. 2137**

The purpose of this measure is to address pay disparity between men and women who do similar work by:

- (1) Prohibiting prospective employers from requesting or considering an applicant's salary history in the application process; and
- (2) Prohibiting retaliation or discrimination against employees who disclose, discuss, or inquire about their own or coworker's wages.

The Hawaii Civil Rights Commission; a Maui County Council Member; Americans for Democratic Action; United Public Workers, AFSCME, Local 646, AFL-CIO; Planned Parenthood Votes Northwest and Hawaii; YWCA O'ahu; Community Alliance on Prisons; AAUW of Hawaii; Hawaii State Democratic Women's Caucus; Hawaii Appleseed Center for Law and Economic Justice; Hawaii State Coalition Against Domestic Violence; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; Hawaii State AFL-CIO; International Longshore and Warehouse Union Local 142; International Brotherhood of Electrical Workers Local 1260; Hawaii Women's Coalition; Healthy Mothers Healthy Babies; and numerous concerned individuals supported this measure. The Chamber of Commerce Hawaii and Quicksilver Charters opposed this measure. Hawaii Food Industry Association provided comments.

Your Committee has amended this measure by:

- (1) Clarifying the definition of "inquire" to include verbal communication;
- (2) Changing the effective date to January 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2137, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2137, 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. 453-18 Labor & Public Employment on H.B. No. 2201**

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 and Society for Human Resource Management-Hawaii Chapter supported this measure. The Hawaii Civil Rights Commission; Fujiwara and Rosenbaum, LLLC; and National Employment Lawyers Association, Hawaii Chapter opposed this measure.

Should the Committee on Judiciary deliberate further on this measure, your Committee respectfully requests that it consider the concerns raised by the Hawaii Civil Rights Commission.

Your Committee has amended this measure by changing its effective date to January 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. 2201, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2201, 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. 454-18 Labor & Public Employment on H.B. No. 2250**

The purpose of this measure is to add routine medical care for a child as a qualifying reason for an employee to use family leave under the Family Leave Law.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and several individuals testified in support of this measure. The Retail Merchants of Hawaii opposed this measure. The Department of Labor and Industrial Relations provided comments on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 1, 2050, 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2250, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2250, 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. 455-18 Labor & Public Employment on H.B. No. 2114**

The purpose of this measure, as received by your Committee, is to provide that negotiations over the implementation of management decisions affecting the terms and conditions of employment that are subject to collective bargaining are not precluded from collective bargaining negotiations.

For the purposes of a public hearing on this bill, your Committee circulated a Proposed H.B. No. 2114, H.D. 1 (Proposed Draft), and notified the public that it would be accepting testimony on the Proposed Draft, which among other things:

- (1) Provides that negotiations over the implementation of management decisions affecting terms and conditions of employment that are subject to collective bargaining are not precluded from collective bargaining negotiations; and
- (2) Specifies that negotiations over the procedures and criteria of certain subjects of bargaining does not compel either party to agree to a proposal or make a concession.

The Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO; Hawaii State AFL-CIO; United Public Workers, AFSCME, Local 646, AFL-CIO; and Hawaii State Teachers Association supported the measure as received by your Committee.

The University of Hawaii Professional Assembly; Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO; State of Hawaii Organization of Police Officers; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO supported the Proposed Draft. The Hawaii Health Systems Corporation and City and County of Honolulu Department of the Prosecuting Attorney opposed the Proposed Draft.

Your Committee considered the merits of both H.B. No. 2114, as received by your Committee, and the Proposed Draft, and upon careful consideration, adopted the Proposed Draft and amended the measure by changing the effective date to January 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. 2114, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2114, 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 (Evans).

**SCRep. 456-18 Labor & Public Employment on H.B. No. 1725**

The purpose of this measure is to:

- (1) Specify the annual timeline for public employees in collective bargaining units to provide written notification to the exclusive representative to discontinue payroll assignments for union benefits; and
- (2) Require the exclusive representative to provide a copy of the written notification to the employer within seven business days of receipt.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO and Hawaii State Teachers Association testified in support of this measure.

Your Committee has amended this measure by:

- (1) Increasing the time in which an exclusive representative must provide a copy of the written notification to discontinue the payroll assignments to the employer from seven business days to ten business days; and
- (2) Changing its effective date to January 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. 1725, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1725, 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. 457-18 Labor & Public Employment on H.B. No. 1726**

The purpose of this measure is to appropriate funds for fiscal biennium 2017-2019 for collective bargaining cost items 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1726 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. 458-18 Labor & Public Employment on H.B. No. 2422**

The purpose of this measure is to update the Boiler and Elevator Safety Law by:

- (1) Redefining "boiler" within the Boiler and Elevator Safety Law;
- (2) Reclassifying the Boiler and Elevator Special Fund to a Boiler and Elevator Revolving Fund;
- (3) Extending the time from five years to ten years for the Director of Labor and Industrial Relations to reimburse the general fund from the Boiler and Elevator Revolving Fund; and
- (4) Making housekeeping amendments to the Boiler and Elevator Safety Law.

The Department of Labor and Industrial Relations supported this measure.

Your Committee has amended this measure by changing its effective date to January 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. 2422, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2422, 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. 459-18 Labor & Public Employment on H.B. No. 2236**

The purpose of this measure is to create a new entity to unite services and opportunities under a single regulatory body and to ensure people of Hawaii are afforded equitable access to connectivity in all parts of the State by:

- (1) Transferring to the Department of Business, Economic Development, and Tourism (DBEDT) jurisdiction over cable TV and the Broadband Assistance Advisory Council from the Department of Commerce and Consumer Affairs and telecommunications carriers from the Public Utilities Commission;
- (2) Establishing the position of a commissioner of telecommunications;
- (3) Creating a special fund in DBEDT for cable TV and telecommunications carriers; and
- (4) Requiring the Broadband Assistance Advisory Council to advise the Director of DBEDT on broadband deployment.

Hawaiian Telcom opposed this measure. The Department of Budget and Finance, Department of Business, Economic Development and Tourism, and Department of Commerce and Consumer Affairs offered comments.

Your Committee has amended this measure by changing its effective date to January 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. 2236, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2236, 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. 460-18 Labor & Public Employment on H.B. No. 2077**

The purpose of this measure is to:

- (1) Establish the Public Employees Training Program (Program) within the Department of Human Resources Development to provide training programs for state employees;
- (2) Establish the Public Employees Training Fund for the development and implementation of training programs for state employees; and
- (3) Allocate one percent of collective bargaining increases to the Program.

The Judiciary testified in support of this measure. The Department of Human Resources Development and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of the intent of this measure. The Department of Budget and Finance and United Public Workers, AFSCME Local 646, AFL-CIO provided comments on this measure.

Your Committee has amended this measure by changing its effective date to January 1, 2050, to further continued discussion on 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. 2077, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2077, 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. 461-18 Labor & Public Employment on H.B. No. 2225**

The purpose of this measure is to:

- (1) Give the Office of Enterprise Technology Services Chief Information Officer full discretion to require independent verification and validation of information technology projects if certain criteria are met;
- (2) Require that certain information technology projects adhere to statewide information technology governance; and
- (3) Provide a review process established by the Chief Information Officer for information technology projects.

The Chief Information Officer for the State of Hawaii and head of the Office of Enterprise Technology Services commented on this measure.

Your Committee has amended this measure by changing its effective date to January 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. 2225, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2225, 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. 462-18 Labor & Public Employment on H.B. No. 2374**

The purpose of this measure is to:

- (1) Establish the Labor Law Enforcement Special Fund (Special Fund) to finance the collection of penalties for violations of labor law; and
- (2) Establish two additional positions—an attorney and a legal assistant—in the Department of the Attorney General to collect penalties on behalf of the Department of Labor and Industrial Relations.

The Department of Labor and Industrial Relations and Pacific Resource Partnership testified in support of this measure. The Tax Foundation of Hawaii commented on this measure.

Your Committee has amended this measure by:

- (1) Specifying that the Special Fund is to also finance the collection of fees;
- (2) Making the appropriations unspecified amounts;
- (3) Changing its effective date to January 1, 2050, to facilitate 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 that it consider appropriating \$98,163 out of the general fund for fiscal year 2018-2019 for deposit into the Labor Law Enforcement Special Fund 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. 2374, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2374, 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. 463-18 Labor & Public Employment on H.B. No. 71**

The purpose of this measure is to prohibit a sitting Governor or county Mayor from maintaining outside employment or receiving emoluments.

The League of Women Voters of Hawaii and an individual testified in support of this measure. The Hawaii State Ethics Commission testified in support of the intent of this measure.

Your Committee has amended this measure by:

- (1) Establishing a sixty-day period after the election or appointment of a Governor or county Mayor before the emoluments and outside employment prohibition take effect;
- (2) Specifying that emoluments do not include the owning of stocks, mutual funds, or real estate, or rental income; and

- (3) Changing its effective date to January 1, 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. 71, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 71, 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. 464-18 Labor & Public Employment on H.B. No. 1853**

The purpose of this measure is to clarify State Ethics Code provisions on gifts disclosure statements, retention of financial disclosure statements, investigations, and training.

The Hawaii State Ethics Commission, Common Cause Hawaii, and a concerned individual supported this measure.

Your Committee has amended this measure by:

- (1) Clarifying that the State Ethics Code provision that exempts the disclosure of the street address and tax map key number of a specific individual's residence applies to all of the individual's residences, instead of one residence; and
- (2) Changing the effective date to January 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. 1853, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1853, 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. 465-18 Labor & Public Employment on H.B. No. 2192**

The purpose of this measure is to provide for the redaction of all amounts reported for certain financial interests of non-paid volunteer members of state boards, commissions, and agencies.

The Hawaii Housing Finance and Development Corporation, Natural Energy Laboratory of Hawaii Authority, and two individuals testified in support of this measure. The Hawaii State Ethics Commission, Common Cause Hawaii, League of Women Voters, and Society of Professional Journalists, Hawaii Chapter opposed this measure.

Your Committee recognizes that this measure retains existing law requiring the disclosure of certain financial interests of non-paid volunteer members of state boards, commissions, and agencies to the public. Your Committee notes that this measure provides for the redaction of only the amounts reported for certain financial interests of non-paid volunteer members in their financial disclosure statements.

Your Committee has amended this measure by changing its effective date to January 1, 2050, to further continued discussion on 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. 2192, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2192, 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. 466-18 Labor & Public Employment on H.B. No. 2193**

The purpose of this measure is to add the definition of "intern" to the State Ethics Code thereby clarifying that interns are among state employees to whom the State Ethics Code applies.

An individual testified in support of this measure. The Hawaii State Ethics Commission testified in support of the intent of this measure.

Your Committee has amended this measure by changing its effective date to January 1, 2050, to facilitate further discussion on 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. 2193, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2193, 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. 467-18 Labor & Public Employment on H.B. No. 1929**

The purpose of this measure is to require the Hawaii Labor Relations Board (Board) to adopt emergency rules if the Board finds that Hawaii's Collective Bargaining in Public Employment Law, Chapter 89, Hawaii Revised Statutes, or its application is inconsistent with any federal or state law and the adoption of an emergency rule is urgently needed for conformity with controlling law, to preserve rights and stability, or for other purposes.

The University of Hawaii Professional Assembly; United Public Workers, AFSCME, Local 646, AFL-CIO; and an individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Amending the purpose section to clarify that the measure applies to the adoption of emergency rules to conform to any changes in controlling federal or state law that require immediate alterations to Hawaii's Collective Bargaining in Public Employment Law, or its application; and
- (2) Changing its effective date to January 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. 1929, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1929, 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. 468-18 Labor & Public Employment on H.B. No. 1932**

The purpose of this measure is to allow agencies to adopt specified emergency rules where new federal or state legislation or court decisions disrupt prior practice and urgent clarification is necessary.

The Department of Education, University of Hawaii Professional Assembly, and United Public Workers, AFSCME, Local 646, AFL-CIO testified in support of this measure.

Your Committee has amended this measure by:

- (1) Broadening the purpose of this measure to reflect the measure's intent that authorizing agency adoption of emergency rules is intended to encompass any new federal or state legislation or court decisions that may disrupt prior practice in the State under the administered statute; and
- (2) Changing its effective date to January 1, 2050, to further continued 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. 1932, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1932, 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. 469-18 Labor & Public Employment on H.B. No. 2052**

The purpose of this measure is to require the Hawaii Labor Relations Board to deliver its decisions and orders by hand-delivery, United States Postal Service mail with delivery confirmation, or electronically.

The Hawaii Labor Relations Board supported this measure.

Your Committee has amended this measure by:

- (1) Changing its 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2052, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2052, 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. 470-18 Labor & Public Employment on H.B. No. 2053**

The purpose of this measure is to update provisions relating to collective bargaining by:

- (1) Requiring the Hawaii Labor Relations Board to deliver its orders and decisions by hand, United States Postal Service mail using a delivery confirmation, or electronically;
- (2) Extending the time for the Hawaii Labor Relations Board to hold a hearing on a complaint from forty to ninety days;
- (3) Repealing the requirement for the State to pay for witness fees and to conduct an audit for witnesses who appear before the Hawaii Labor Relations Board by subpoena; and
- (4) Establishing a Collective Bargaining Dispute Resolution Special Fund.

The Hawaii Labor Relations Board supported this measure. The Department of Budget and Finance offered comments.

Should the Committee on Finance deliberate further on this measure, your Committee respectfully requests that it consider the Hawaii Labor Relations Board's suggestion to extend the time for the Hawaii Labor Relations Board to hold a hearing on a complaint from forty to ninety days.

Your Committee has amended this measure by:

- (1) Extending the time for the Hawaii Labor Relations Board to hold a hearing on a complaint from forty to an unspecified number of days; and
- (2) Changing the effective date to January 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. 2053, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2053, 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. 471-18 Labor & Public Employment on H.B. No. 2602**

The purpose of this measure is to provide greater clarity to the Hawaii Employment Security Law regarding individuals choosing to become entrepreneurs by establishing three categories and twelve factors for the Department of Labor and Industrial Relations to apply to determine independent contractor status.

West Maui Taxpayers Association Inc., Maui Chamber of Commerce, Moloka'i Chamber of Commerce, and several individuals testified in support of this measure. The Department of Labor and Industrial Relations; Hawaii State AFL-CIO; 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; Hawaii Teamsters & Allied Workers Local 996; Envisions Entertainment & Productions, Inc.; and Hawaii Regional Council of Carpenters opposed this measure.

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

Based on testimony on this measure, your Committee recognizes that there are concerns that need to be addressed as this measure proceeds through the legislative process.

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. 2602, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2602, 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 (Evans). Noes, none. Excused, none.

**SCRep. 472-18 Labor & Public Employment on H.B. No. 1787**

The purpose of this measure is to:

- (1) Allow a representative of each county council to be present as a nonvoting participant in negotiations with bargaining units if the relevant county has employees in the particular bargaining unit; and
- (2) Require the mayors or their representatives to provide timely updates to their respective county councils relating to bargaining unit negotiations.

A Councilmember from the County of Hawaii, a Councilmember from the County of Kauai, two Councilmembers from the County of Maui, Hawai'i State Association of Counties, and an individual testified in support of this measure. The United Public Workers, AFSCME, Local 646, AFL-CIO opposed this measure. The Office of Collective Bargaining provided comments on this measure.

At the public hearing on this measure, the issue of separation of powers was raised with respect to the provisions allowing county council representatives to attend collective bargaining negotiations. Your Committee noted concerns that the effect of allowing county council representatives to be present as nonvoting participants in negotiations with bargaining units may infringe upon the division of powers of the Executive Branch and Legislative Branch.

After careful consideration, your Committee amended this measure by:

- (1) Deleting provisions that would allow a representative of each county council to be present in negotiations with the bargaining units of their employees;
- (2) Changing its effective date to January 1, 2050, 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1787, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1787, 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. 473-18 Labor & Public Employment on H.B. No. 2044**

The purpose of this measure is to appropriate funds to hire four full-time permanent state lifeguards to be located at Kua Bay, Kekaha Kai State Park, and to purchase equipment for the lifeguards.

The Mayor of the County of Hawaii; Hawaii County Councilmembers representing Districts 4, 7, and 8; County of Hawaii Fire Department; Kohala Coast Resort Association; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and two individuals testified in support of this measure. The Department of Land and Natural Resources commented on this measure.

Your Committee has amended this measure by:

- (1) Inserting an unspecified amount for the appropriation to purchase equipment to be used by state lifeguards at Kua Bay, Kekaha Kai State Park; and
- (2) Changing its effective date to January 1, 2050, to facilitate further discussion.

Should this measure be heard by your Committee on Finance, your Committee respectfully requests that it consider appropriating \$80,000 for fiscal year 2018-2019 to purchase equipment for the state lifeguards located at Kua Bay.

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. 2044, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2044, 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. 474-18 Housing/Health & Human Services on H.B. No. 1766**

The purpose of this measure is to continue or establish funding for programs that prevent or address homelessness statewide. Specifically, this measure:

- (1) Appropriates funds to the Hawaii Public Housing Authority for public housing improvements and renovations, and to administer the Rent Supplement Pilot Program;
- (2) Appropriates funds to the Department of Human Services to administer the Housing First, Rapid Rehousing, and Family Assessment Center programs, and conduct outreach to individuals experiencing homelessness; and
- (3) Appropriates funds to the Department of Health to conduct outreach and counseling for unsheltered individuals experiencing homelessness and substance abuse and to administer the Law Enforcement Assisted Diversion Pilot Program.

ALEA Bridge; Catholic Charities Hawai'i; Community Alliance on Prisons; The CHOW Project; IMUAlliance; League of Women Voters of Hawaii; Mental Health America of Hawai'i; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; Partners in Care; PHOCUSED; The Salvation Army Addiction Treatment Services; YWCA O'ahu; and a few individuals supported this measure. The Department of Health; Hawaii Public Housing Authority; Governor's Coordinator on Homelessness; Aloha United Way; Hawaii Substance Abuse Coalition; Hawaii Youth Services Network; and an individual offered comments for this measure.

Your Committees find that since homelessness throughout Hawaii cannot be traced to a sole cause, it is unlikely that a single program will provide a solution to the problem of homelessness.

Your Committees have amended this measure by:

- (1) Requiring the Hawaii Public Housing Authority to adopt interim rules to administer the State Rent Supplement Pilot Program;
- (2) Changing the effective date to January 1, 2050, to promote 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 Housing and Health & Human Services that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1766, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1766, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 5. Noes, none. Excused, 2 (Aquino, McDermott).

Health & Human Services: Ayes, 5. Noes, none. Excused, none.

**SCRep. 475-18 Housing/Health & Human Services on H.B. No. 2241**

The purpose of this measure is to require that the disabled accessibility or usability standards for residential dwelling units meet the established standards in the International Building Code and the International Residential Code.

The International Code Council supported this measure.

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

As affirmed by the records of votes of the members of your Committees on Housing and Health & Human Services that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2241, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2241, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 5. Noes, none. Excused, 2 (Aquino, McDermott).

Health & Human Services: Ayes, 5. Noes, none. Excused, none.

**SCRep. 476-18 Housing/Health & Human Services on H.B. No. 2475**

The purpose of this measure to authorize the issuance of general obligation bonds and to appropriate the bond proceeds for the development and construction of permanent supportive housing for chronically homeless individuals.

Catholic Charities Hawaii, The Community Health Outreach Work Project, IMUAlliance, The League of Women Voters of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Partners in Care, and a few individuals supported this measure. The Governor's Coordinator on Homelessness and Hawaii Housing Finance and Development Corporation offered comments for this measure.

Your Committees find that the issues that accompany the problem of chronic homelessness and its possible solutions are complex and that the possibility of the State assuming such a large fiscal obligation warrants further discussion.

Your Committees have amended the measure by changing the effective date to January 1, 2050, to promote further discussion.

As affirmed by the records of votes of the members of your Committees on Housing and Health & Human Services that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2475, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2475, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 5. Noes, none. Excused, 2 (Aquino, McDermott).

Health & Human Services: Ayes, 5. Noes, none. Excused, none.

**SCRep. 477-18 Housing/Health & Human Services on H.B. No. 2748**

The purpose of this measure is to require the Hawaii Housing Finance and Development Corporation to study the current and future demand and supply of affordable housing suitable for individuals with special needs, including frail and elderly individuals, persons with physical or severe mental disabilities, persons transitioning from incarceration, emancipated foster youth, persons with an alcohol or drug addiction, persons with HIV/AIDS, and victims of domestic violence.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Hawaii Housing Finance and Development Corporation offered comments for this measure.

Your Committees have amended this measure by:

- (1) Changing the effective date to January 1, 2050, 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 Housing and Health & Human Services that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2748, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2748, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.



Housing: Ayes, 5. Noes, none. Excused, 2 (Aquino, McDermott).  
 Health & Human Services: Ayes, 5. Noes, none. Excused, none.

**SCRep. 478-18 Housing on H.B. No. 2703**

The purpose of this measure is to provide some relief to low-income residents by amending certain tax provisions.

Specifically, this measure:

- (1) Allocates a portion of conveyance tax revenues to the rental assistance revolving fund to be used by the Hawaii Housing Finance and Development Corporation to subsidize rents for persons who meet income requirements;
- (2) Increases the income tax credit for low-income household renters; and
- (3) Converts the state earned income tax credit into a refundable tax credit and changes the amount of the credit to an unspecified percentage of the federal earned income tax credit.

The Office of Hawaiian Affairs, Hawaii Appleseed Center for Law and Economic Justice, League of Women Voters of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and one individual testified in support of this measure. The Hawai'i Association of REALTORS testified in opposition. Department of Taxation, Hawaii Housing Finance and Development Corporation, and Tax Foundation of Hawaii provided comments.

Your Committee finds that decreasing the tax burden on low-income wage earners will provide those wage earners with much-needed financial flexibility to address their needs. These adjustments will assist low-income wage earners without adversely affecting the State's fiscal status.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 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 Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2703, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2703, 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 (Quinlan).

**SCRep. 479-18 Housing on H.B. No. 2743**

The purpose of this measure is to authorize the issuance of general obligation bonds and appropriate unspecified sums into the Dwelling Unit Revolving Fund and the Rental Housing Revolving Fund.

The Hawaii Habitat for Humanity Association, EAH Housing, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a concerned individual supported this measure. The Hawaii Housing Finance and Development Corporation offered comments for this measure.

Your Committee recognizes the efforts of this measure to financially support more affordable rental housing in Hawaii, and notes that additional discussion is necessary if this measure moves forward in the legislative process.

Your Committee has amended this measure by changing the effective date to January 1, 2050, to promote 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. 2743, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2743, 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 (Quinlan).

**SCRep. 480-18 Housing on H.B. No. 2744**

The purpose of this measure to appropriate funds to support the State's Rent Supplement Program.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Governor's Coordinator on Homelessness and Hawaii Public Housing Authority offered comments for this measure.

Your Committee finds that the Rent Supplement Program assists many households in maintaining housing, and notes that the Governor's Executive Budget request included \$1,551,577 for the State Rent Supplement Program.

Your Committee has amended this measure by changing the effective date to January 1, 2050, to promote 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. 2744, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2744, 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. 481-18 Housing on H.B. No. 2745**

The purpose of this measure is to increase the number of low-income households with access to permanent affordable rental housing by increasing the percentage of units that an eligible project must maintain for eligible tenants from twenty percent to thirty percent and to appropriate an unspecified amount to be deposited into the Rental Assistance Revolving Fund.

The League of Women Voters of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a concerned individual supported this measure. The Governor's Coordinator on Homelessness and Hawaii Housing Finance and Development Corporation offered comments for this measure.

Your Committee finds that there are currently only ten projects in the Rental Assistance Program.

Your Committee has amended this measure by:

- (1) Changing the effective date to January 1, 2050, to promote further discussion; and
- (2) Making technical, non-substantive 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. 2745, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2745, 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. 482-18 Housing on H.B. No. 2746**

The purpose of this measure is to address the rental housing needs of extremely low-income households by clarifying the duties of the Special Action Team on Affordable Rental Housing to include policy recommendations for specific income populations, adding additional members to the Special Action Team, and making an appropriation for the administration and operation of the Special Action Team.

The Governor's Coordinator on Homelessness, Catholic Charities Hawaii, Faith Action for Community Equity/Housing Now Coalition, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and Partners In Care supported this measure. The Hawaii Housing Finance and Development Corporation and Office of Planning offered comments for this measure.

Your Committee finds that there are significant challenges to developing housing for extremely low-income households making at or below thirty percent of the area median income.

Your Committee has amended this measure by:

- (1) Changing the effective date to January 1, 2050, to promote further discussion; and
- (2) Making technical, non-substantive 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. 2746, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2746, 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. 483-18 Housing on H.B. No. 2750**

The purpose of this measure is to amend the conveyance tax statute by amending the conveyance tax rates, exempting affordable housing projects subject to a government assistance program qualified by the Hawaii Housing Finance and Development Corporation and administered or operated by the state or federal government from the conveyance tax, and increasing conveyance tax allocations to the Land Conservation Fund and the Rental Housing Revolving Fund.

Catholic Charities Hawaii supported this measure. The Hawaii Association of REALTORS opposed this measure. The Hawaii Housing Finance and Development Corporation, Department of Land and Natural Resources, and Department of Taxation offered comments for this measure.

Your Committee finds that exempting affordable housing projects from the conveyance tax to address the need for affordable housing in Hawaii requires additional examination. Your Committee notes the Department of Taxation's testimony that the exemption proposed in this measure would be the first policy-based exemption from the conveyance tax.

Your Committee has amended this measure by:

- (1) Reinstating the current six percent rate at which lease rentals are capitalized;
- (2) Changing the effective date to January 1, 2019, to allow the Department of Taxation time to update the relevant forms and instructions; 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. 2750, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2750, 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. 484-18 Housing on H.B. No. 2620**

The purpose of this measure is to ensure the availability of affordable housing by:

- (1) Authorizing the Director of Finance to issue general obligation bonds to construct affordable rental units and homes; and
- (2) Allowing conveyance tax revenues and certain county surcharge on state tax revenues to be used to repay bonds.

The Hawaii Housing Finance and Development Corporation, Hawaii Public Housing Authority, Department of Hawaiian Home Lands, and IMUAlliance supported this measure. Hawaii Association of REALTORS opposed this measure. The Department of Budget and Finance and Tax Foundation of Hawaii provided comments.

Your Committee notes that should this measure be enacted, the corresponding annual debt service will need to be included in the Supplemental Appropriations Act of 2018.

Your Committee has amended this measure by:

- (1) Clarifying that the Hawaii Housing Finance and Development Corporation may enter into partnerships with state as well as private entities for the construction of affordable rental units that are financed by the issuance of general obligation bonds;
- (2) Changing the effective date to January 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 Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2620, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2620, 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 (Aquino, San Buenaventura, McDermott).

**SCRep. 485-18 Housing on H.B. No. 2474**

The purpose of this measure is to encourage landlords to rent to tenants using a Section 8 housing voucher by establishing a program to offer dwelling insurance to landlords who offer to rent their property to Section 8 housing voucher holders.

Young Progressives Demanding Action and two concerned individuals supported this measure. The Hawaii Public Housing Authority offered comments for this measure.

Your Committee finds that there is a need to assist Section 8 housing voucher users in finding landlords willing to rent to Section 8 tenants.

The Hawaii Public Housing Authority noted that the actual cost to secure this type of insurance is unknown. Your Committee requests that if this bill progresses through the legislative process that stakeholders and affected state agencies attempt to estimate the cost of this type of insurance to determine whether it is an economically feasible program.

Your Committee has amended this measure by:

- (1) Changing the effective date to January 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 Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2474, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2474, 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 (Aquino, San Buenaventura, McDermott).

**SCRep. 486-18 Housing on H.B. No. 1529**

The purpose of this measure is to prohibit housing discrimination against veterans that use housing assistance vouchers issued by the Department of Housing and Urban Development and the Department of Veterans Affairs Supportive Housing (HUD-VASH) program.

The Hawaii Civil Rights Commission, Hawaii Public Housing Authority, State Office of Veterans Services, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, League of Women Voters of Hawaii, and a concerned individual supported this measure. The Hawai'i Association of REALTORS opposed this measure. The Governor's Coordinator on Homelessness offered comments on this measure.

Your Committee finds that status as a veteran is not a protected class under the Federal Fair Housing Act.

Your Committee notes the oral testimony of the Hawaii Civil Rights Commission that, in general, the federal government makes timely and reliable payments to landlords on behalf of the HUD-VASH voucher holders.

Your Committee has amended this measure by changing the effective date to January 1, 2050, to promote 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. 1529, 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. 1529, H.D. 2.

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

**SCRep. 487-18 Housing on H.B. No. 1683**

The purpose of this measure is to support the counties' efforts to increase the supply of affordable housing by establishing an additional conveyance tax on the sale of condominiums and single family residences with values of more than \$2,000,000, and allocating the revenue from the additional conveyance tax to the respective county's affordable housing fund.

The Office of Hawaiian Affairs, Chair of the Maui County Council, and League of Women Voters of Hawaii supported this measure. The Hawaii Housing Finance and Development Corporation, Hawaii Association of REALTORS, and Land Use Research Foundation of Hawaii opposed this measure. The Department of Taxation, EAH Housing, and Tax Foundation of Hawaii offered comments for this measure.

Your Committee finds that further examination of the costs and benefits of establishing a new conveyance tax rate for the purpose of supporting the counties' efforts to increase the supply of affordable housing is needed in order to avoid unintended, and possibly unwanted, consequences.

Your Committee has amended the measure by:

- (1) Specifying that the new conveyance tax rate applies to properties with a value of at least \$2,000,000;
- (2) Changing the effective date to January 1, 2019;
- (3) Changing the repeal date to December 31, 2023, and reenacting the statutes affected by this Act in the form in which they read on December 31, 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 Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1683, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1683, 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 (McDermott). Noes, none. Excused, 1 (Quinlan).

**SCRep. 488-18 Housing on H.B. No. 1804**

The purpose of this measure is to exempt affordable housing projects developed or financed by the Hawaii Housing Finance and Development Corporation or a county from school impact fees.

The League of Women Voters of Hawaii and Hawaii State Teachers Association supported this measure. Building Industry Association of Hawaii and The Chamber of Commerce Hawaii opposed this measure. The Department of Education, Hawaii Housing Finance and Development Corporation, Hawaii Public Housing Authority, Office of Planning, Office of Hawaiian Affairs, Department of Planning and Permitting of the City and County of Honolulu, EAH Housing, IMUAlliance, and Tax Foundation of Hawaii offered comments for this measure.

Your Committee finds that the need to reduce the cost to build more affordable housing must be balanced against the necessity of mitigating the impact of additional housing on public infrastructure, such as schools. As a result, your Committee further finds that continuing the discussion will assist policymakers in striking the appropriate balance between the competing policies.

Your Committee has amended this measure by:

- (1) Exempting projects that provide affordable housing meeting county affordable housing requirements and qualifying for county fee exemptions from paying school impact fees;
- (2) Exempting affordable rental housing for which developers receive Low Income Housing Tax Credits under section 42 of the Internal Revenue Code from paying school impact fees;
- (3) Changing the effective date to January 1, 2050, 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 Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1804, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1804, 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 (Quinlan).

**SCRep. 489-18 Housing on H.B. No. 1822**

The purpose of this measure is to create an Automatic Fire Sprinkler System Revolving Fund to provide loans to unit owners and associations for the costs of installing an automatic fire sprinkler system in apartments and condominiums built prior to 1975, and appropriate an unspecified amount from the general revenues to the Automatic Fire Sprinkler System Revolving Fund.

The Hawaii State Fire Council, Honolulu Fire Department, Kauai Fire Department, Hawaii Association of REALTORS, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a concerned individual supported this measure. The Department of Budget and Finance, Associa, and Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations offered comments for this measure.

Your Committee finds that although the installation of automatic fire sprinklers may assist in extinguishing or containing fires in apartments and condominiums, the cost of installation for many apartment and condominium owners can be prohibitive.

Your Committee has amended this measure by changing the effective date to January 1, 2050, to promote 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. 1822, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1822, 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. 490-18 Housing on H.B. No. 2329**

The purpose of this measure is to remove the \$38,000,000 statutory cap on the allocation of conveyance taxes to the Rental Housing Revolving Fund.

The Office of the Governor, Department of Business, Economic Development and Tourism, Hawaii Housing Finance and Development Corporation, Department of Housing and Human Concerns of the County of Maui, Catholic Charities Hawaii, Hawai'i Construction Alliance, and Hawai'i Association of REALTORS supported this measure.

Your Committee finds that the removal of the statutory cap on the amount of conveyances taxes allocated to the Rental Housing Revolving Fund may support the financing of additional affordable rental housing units.

Your Committee has amended this measure by changing the effective date to January 1, 2050, to promote 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. 2329, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2329, 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. 491-18 Housing on H.B. No. 2356**

The purpose of this measure is to align the smoking prohibition statute of the Hawaii Public Housing Authority with the United States Department of Housing and Urban Development's "smoke-free" policy.

The Hawaii Public Housing Authority, Department of Health, Hawai'i Public Health Institute, and several concerned individuals testified in support 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 is in accord with the intent and purpose of H.B. No. 2356 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 (Quinlan).

**SCRep. 492-18 Housing on H.B. No. 2359**

The purpose of this measure to specify the areas in a public housing project, elder or elderly housing, or state low-income housing project that are closed to the public, and amend the criminal trespass statute to include entering and remaining unlawfully in areas of a housing project that are closed to the public and violation of a written warning or request to leave the housing project property.

The Department of the Attorney General and Hawaii Public Housing Authority supported this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to January 1, 2050, to promote further discussion; and
- (2) Making technical non-substantive 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. 2359, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2359, 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 (Quinlan).

**SCRep. 493-18 Housing on H.B. No. 2459**

The purpose of this measure is to exempt affordable housing units acquired, developed, financed, or rehabilitated by qualified nonprofit housing trusts from statutory restrictions on occupancy, sale, and transfer if the qualified nonprofit housing trust establishes owner-occupancy and buyback restrictions to ensure that the housing remains affordable for as long as practicable.

The Hawaii HomeOwnership Center, Truly Affordable Homes, Kaua'i, LLC, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Hawaii Housing Finance and Development Corporation opposed this measure.

Your Committee notes that the language requiring that housing remain affordable "for as long as practicable" is problematic and encourages stakeholders to further work together and with the Legislature to craft more specific language if this measure progresses further in the legislative process.

Your Committee has amended the measure by:

- (1) Inserting an unspecified time period that the housing will be required to remain affordable; and
- (2) Changing the effective date to January 1, 2050, to promote 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. 2459, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2459, 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. 494-18 Housing on H.B. No. 2523**

The purpose of this measure is to incentivize owners of new, detached one- or two-family residential dwelling units to install automatic fire sprinklers or an automatic fire sprinkler system by providing an income tax credit equal to twenty-five percent of the actual installation costs of the sprinklers or sprinkler system.

A Kauai County Councilmember and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Department of Taxation, Building Industry Association of Hawaii, and Tax Foundation of Hawaii offered comments for this measure.

Your Committee finds that the cost of installing fire sprinklers or a fire sprinkler system in a one- or two-family dwelling may be cost-prohibitive.

Your Committee considered the Department of Taxation's comment regarding the definition of "new detached one- or two-family dwelling unit" and requests that stakeholders provide testimony to refine this definition if this measure progresses through the legislative process.

Your Committee has amended this measure by:

- (1) Requiring that the excess tax credit be non-refundable, and allowing taxpayers to apply excess tax credits to the taxpayer's future net income tax liability;
- (2) Specifying that the Act shall apply to taxable years beginning after December 31, 2018 but not to taxable years beginning after December 31, 2024; 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. 2523, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2523, 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 (Quinlan).

**SCRep. 495-18 Housing on H.B. No. 2441**

The purpose of this measure is to amend the conveyance tax rates for investment properties and properties valued at under two million dollars, and require that a portion of conveyance tax revenues be deposited into the Housing Finance Revolving Fund, which funds many of the Hawaii Housing Finance and Development Corporation's affordable housing financing programs.

The Hawaii Housing Finance and Development Corporation and Hawaii Association of REALTORS opposed this measure. The Department of Land and Natural Resources and Department of Taxation offered comments for this measure.

Your Committee finds that it is important to examine the conveyance tax as a possible source of funding support for affordable housing.

Your Committee has amended this measure by:

- (1) Specifying that the measure applies to taxable years beginning after December 31, 2018, to allow the Department sufficient time to update their relevant forms and instructions;
- (2) Changing the effective date to January 1, 2050, 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 Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2441, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2441, 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, San Buenaventura). Noes, none. Excused, none.

**SCRep. 496-18 Consumer Protection & Commerce on H.B. No. 1873**

The purpose of this measure is to clarify the effect of a payment plan to resolve a nonjudicial foreclosure, including payment obligations, mediation requirements, and triggers for further default. This measure further establishes procedures for a condominium owner to submit disputed legal fees, penalties or fines, late fees, lien filing fees, or other charges, except common expense assessments, to the mediation process prior to payment.

The Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations, Community Associations Institute Hawaii Chapter, Hui 'Oia'i'o, Associa, and a few individuals testified in support of this measure. Anderson Lahne & Fujisaki, LLP and several individuals testified in opposition. One individual provided comments.

Your Committee has amended this measure by:

- (1) Deleting the purpose section and provisions clarifying the effect of a payment plan to resolve a nonjudicial foreclosure;
- (2) Preserving an association's ability to deduct and apply portions of common expense assessments to unpaid late fees, legal fees, fines, and interest; provided that the association adopts and distributes such policy on an annual basis and be included in any agreement for automatic withdrawal of assessments by the association;
- (3) Amending requirements for an association's disclosure upon demanding payment from a unit owner;
- (4) Removing language allowing a unit owner to seek mediation prior to paying disputed legal fees, penalties or fines, late fees, lien filing fees, or other charges, except common expense assessments;
- (5) Changing the effective date to July 1, 2050, to promote further discussion; and
- (6) Making technical, nonsubstantive amendments for style, 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. 1873, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1873, 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, 3 (LoPresti, Yamane, McDermott).

**SCRep. 497-18 Consumer Protection & Commerce on H.B. No. 2346**

The purpose of this measure is to better protect Hawaii consumers and promote the transparency of third party administrators operating on behalf of insurers in the State by:

- (1) Promoting the financial responsibility of third party administrators;
- (2) Regulating the professional practices of third party administrators; and
- (3) Establishing the qualifications and procedures for the licensing of third party administrators.

The Insurance Division of the Department of Commerce and Consumer Affairs and Hawaii-Western Management Group supported this measure.

Your Committee has amended this measure by:

- (1) Clarifying that prior to the issuance of an administrator license, the administrator is required to file a surety bond with the insurance commissioner which shall remain in force for the duration of licensure; and
- (2) 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. 2346, 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. 2346, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 2 (Ito, McDermott).

**SCRep. 498-18 Consumer Protection & Commerce on H.B. No. 1630**

The purpose of this measure is to strengthen the regulatory oversight of the licensed profession of elevator mechanics by amending the permissible scope of work, apprenticeship and licensing requirements, and remote interaction requirements.

The International Union of Elevator Constructors, Local 126 testified in support of this measure. KONE Inc. and National Elevator Industry, Inc. testified in opposition. The Elevator Mechanics Licensing Board provided comments.

Your Committee has amended this measure by:

- (1) Removing a restriction that an applicant may not take the examination for licensure more than once per quarter;
- (2) Removing language regarding fees that would be duplicative of existing provisions of the Hawaii Revised Statutes;
- (3) Providing that an elevator mechanic initially licensed within one year prior to the applicable renewal date shall not be required to complete the continuing education requirement for license renewal;
- (4) Authorizing the Elevator Mechanics Licensing Board to conduct random audits to determine compliance with the continuing education requirements;
- (5) Exempting employees of a contractor duly licensed in the State contracted to work on platform or stairway lifts in private residences from the requirements of the Elevator Mechanics laws;
- (6) Clarifying that cleaning and painting are not tasks limited to those licensed as elevator mechanics;
- (7) Clarifying that merely monitoring or diagnosing the controls of a conveyance is not limited to those licensed as elevator mechanics;
- (8) Expanding the acceptable apprenticeship programs to include programs registered with other states or the Bureau of Apprenticeship and Training of the United States Department of Labor;
- (9) Clarifying that the work experience of an apprentice elevator mechanic must be under the direct supervision of an elevator mechanic duly licensed by this State;
- (10) Changing its effective date to July 1, 2050, to promote further discussion; and
- (11) 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. 1630, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1630, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 2 (Ito, McDermott).

**SCRep. 499-18 Consumer Protection & Commerce on H.B. No. 2347**

The purpose of this measure is to update the Hawaii Insurance Code by:

- (1) Adopting new corporate governance and annual disclosure requirements from the National Association of Insurance Commissioners' Corporate Governance Annual Disclosure Model Act;
- (2) Requiring any insurance entity seeking to add or change a trade name or an assumed name to submit a written request to the Insurance Commissioner;
- (3) Requiring that coverage for certain mandatory services include reimbursement to providers who deliver those services;
- (4) Applying existing supervision, rehabilitation, and liquidation requirements to all captive insurance companies; and
- (5) Making various housekeeping amendments.

This measure further clarifies the requirements for reporting and recordkeeping for vehicle protection product warrantors and service contract providers.

The Insurance Division of the Department of Commerce and Consumer Affairs, Board of Nursing, and American Council of Life Insurers testified in support of this measure. Office of Information Practices, Hawaii Medical Service Association, and Hawai'i Captive Insurance Council provided comments.

Your Committee has amended this measure by:

- (1) Amending the confidentiality provision applicable to corporate governance annual disclosures to clarify it is intended to protect records and information relating to specific regulated businesses, whether the information and records are received from those businesses, included in communications with the Insurance Division, or are part of the Insurance Division's internal discussions and deliberations;
- (2) Deleting the provision requiring a disclaimer for any limited benefit accident and health or sickness insurance policy to conform with recent amendments to federal law;
- (3) Clarifying that reimbursement for mandatory services may be given directly to the insured member, if appropriate;
- (4) Changing its effective date to July 1, 2050, to promote further discussion;
- (5) Correcting a drafting error by applying the December 31, 2020 repeal date to sections 23 and 24, relating to network adequacy, rather than sections 26 and 27, which make housekeeping amendments; 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. 2347, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2347, 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 (Aquino, Say, McDermott).

**SCRep. 500-18 Consumer Protection & Commerce on H.B. No. 2596**

The purpose of this measure is to require certain vessel owners to apply for a certificate of title within twenty days of becoming an owner or within twenty days of establishing principal use of the vessel in waters of the State. This measure also establishes the information required in an application for a certificate of title, process for a transfer of vessel ownership and title, rights of a secured party, and rights of a purchaser other than a secured party.

The Department of Land and Natural Resources and Commission to Promote Uniform Legislation supported this measure. The Civil Beat Law Center for the Public Interest provided comments.

Your Committee has amended this measure by incorporating the amendments provided by the Department of Land and Natural Resources (Department), that specified that any vessel owners who have a valid certificate of number with the Department as of the effective date of this measure are only required to obtain a certificate of title to the vessel at the time of renewal.

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. 2596, 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. 2596, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 2 (Ito, McDermott).

**SCRep. 501-18 Consumer Protection & Commerce on H.B. No. 2411**

The purpose of this measure to stimulate and diversify Hawaii's economy by:

- (1) Clarifying that brewpub and small craft producer pub licensees may conduct liquor sales at multiple, appropriately licensed premises;
- (2) Specifying that brewpubs and small craft producer pubs may sell malt beverages in growlers that may be recyclable containers of up to one gallon; and
- (3) Permitting direct shipping of malt beverages and spirits under the same conditions as are currently permitted for direct shipment of wine.

Waikiki Brewing Company, Kohola Brewery, Stewbum and Stonewall Brewing Co., Kaua'i Island Brewing Co., Honolulu BeerWorks, REAL a gastropub/Bent Tail Brewing Company, Kauai Beer Company, Aloha Beer Co., Big Island Brewhaus, Taps and Apps LLC., Hawaiian Craft Brewers Guild, Beer Lab HI, Maui Brewing Co., and many individuals testified in support of this measure. The Liquor Commission of the City and County of Honolulu provided 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2411, 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. 2411, H.D. 2.

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

**SCRep. 502-18 Higher Education on H.B. No. 2093**

The purpose of this measure is to strengthen the Candidate Advisory Council for the Board of Regents of the University of Hawaii (Council) by restoring the voting status of the member of the Association of Emeritus Regents of the University of Hawaii who serves on the Council.

The Association of Emeritus Regents of the University of Hawaii and a concerned individual supported the measure. Two concerned individuals opposed the measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2112; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

The Emeritus Regent has historically been a voting member of the Council. In addition, the Emeritus Regent continues to participate actively on the Council. Therefore, your Committee believes that the voting status of the Emeritus Regent should be restored.

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. 2093, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2093, 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 (Quinlan).

**SCRep. 503-18 Higher Education on H.B. No. 1639**

The purpose of this measure is to support the relocation of the University of Hawaii Maui College culinary arts program to Lahaina.

The University of Hawaii supported the measure with amendments.

Your Committee has amended this measure by:

- (1) Supporting the expansion, instead of relocation, of the University of Hawaii Maui College culinary arts program to Lahaina; and
- (2) Changing its effective date to July 1, 2112, to encourage further discussion.

Expanding the University of Hawaii Maui College culinary arts program to Lahaina, which boasts a thriving and vibrant dining landscape, would be a natural fit, exploiting the synergy between an award-winning culinary education program and the numerous hotels and restaurants in Lahaina and creating greater opportunities for public-private partnerships.

At the same time, your Committee notes that millions of dollars have been spent to construct and equip the existing Culinary Academy facilities at the University of Hawaii Maui College. In addition, Kahului is a major population center on Maui, and it would be burdensome for students who do not live in West Maui to need to travel to Lahaina to pursue a culinary education.

Should your Committee on Finance choose to deliberate further on this measure, your Committee respectfully requests that the sum of \$400,000 be appropriated for the planning and design of a 41,000-square-foot culinary education facility in Lahaina for the immediate and future growth of the program there.

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. 1639, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1639, 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 (Learmont, Quinlan).

**SCRep. 504-18 Higher Education on H.B. No. 1638**

The purpose of this measure is to appropriate funds to the University of Hawaii to continue and expand health care apprenticeship programs at University of Hawaii community colleges.

The University of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and two individuals supported this measure. The Department of Labor and Industrial Relations supported this measure and provided amendments.

Your Committee has amended this measure by amending the purpose section to clarify that upon completion of an approved apprenticeship program, work process and related instruction hours may be applied toward an associate degree.

Your Committee respectfully requests your Committee on Finance, should it hear this measure, to consider an appropriation of approximately \$1,167,000 to provide funding to continue and expand the health care apprenticeship programs at the University of Hawaii community colleges.

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. 1638, 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. 1638, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 1 (Ing).

**SCRep. 505-18 Higher Education on H.B. No. 1805**

The purpose of this measure is to assist county employees who are responsible for permitting, inspecting, licensing, and approving energy systems and related technologies by:

- (1) Requiring the University of Hawaii (UH) community colleges to establish and administer or contract for energy systems and technology training courses for relevant county officers and employees on the various standards and requirements for renewable energy systems and related distributed electricity technologies, establish a stakeholder committee to provide input, guidance, and outreach assistance, and submit a progress report to the Legislature prior to the Regular Session of 2020; and
- (2) Appropriating \$125,000 for fiscal year 2018-2019 for energy systems and technology training and authorizing the use of funds to reimburse participants for fees paid.

The University of Hawaii; Department of Business, Economic Development and Tourism; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; and a concerned individual supported the measure.

Your Committee has amended this measure by:

- (1) Making the appropriation in an unspecified sum;
- (2) Changing the due date for the progress report to the Legislature to 20 days prior to the Regular Session of 2019;
- (3) Changing its effective date to July 1, 2112, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee respectfully requests that your Committee on Finance, should it hear this measure, consider appropriating \$125,000 for energy systems and technology training.

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. 1805, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1805, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 8. Noes, none. Excused, 3 (Learmont, Quinlan, Matsumoto).

**SCRep. 506-18 Public Safety/Health & Human Services on H.B. No. 2160**

The purpose of this measure is to acknowledge adverse experiences faced by children of incarcerated parents and encourage continued efforts and engagement between the Department of Human Services, Department of Public Safety, the Family Reunification Working Group, and other community stakeholders by:

- (1) Requiring the establishment of a pilot visitation center for children of incarcerated parents at one or more correctional facilities in the State and a plan for visitation centers at all state operated correctional facilities; and
- (2) Appropriating funds to establish, develop, and implement the visitation centers.

The Office of the Public Defender, Hawaii Youth Services Network, Ho‘omanapono Political Action Committee, Planned Parenthood Votes Northwest and Hawaii, Community Alliance on Prisons, Americans for Democratic Action Hawaii, Hawaii Appleseed Center for Law and Economic Justice, YWCA O‘ahu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawai‘i Friends of Restorative Justice, Blueprint for Change, Hawaii Children's Action Network, Hawai‘i Justice Coalition, and many concerned individuals supported this measure. The Department of Public Safety and Department of Human Services offered comments.

Your Committees have amended this measure by:

- (1) Changing the appropriation amount from \$300,000 for fiscal year 2018-2019 to an unspecified amount; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance deliberate further on this measure, your Committees respectfully request that it consider appropriating \$300,000 for fiscal year 2018-2019 for work necessary to establish, develop, and implement the visitation centers.

As affirmed by the records of votes of the members of your Committees on Public Safety and Health & Human Services that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2160, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2160, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Public Safety: Ayes, 5. Noes, none. Excused, 2 (Ing, Say).

Health & Human Services: Ayes, 5. Noes, none. Excused, none.

**SCRep. 507-18 Health & Human Services/Housing on H.B. No. 1706**

The purpose of this measure is to prevent homelessness and rehouse homeless people in the State by appropriating funds to support and improve the Coordinated Statewide Homeless Initiative.

Catholic Charities Hawaii, Hawaii Appleseed Center for Law and Economic Justice, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Aloha United Way, League of Women Voters of Hawaii, and Na Kahua Hale O Ulu Wini supported this measure. The Governor's Coordinator on Homelessness, Department of Human Services, and Department of the Attorney General provided comments.

Your Committees have amended this measure by:

- (1) Clarifying that the Department of Human Services (Department) shall:
  - (A) Oversee the funds expended by the procured contractor; and
  - (B) Develop policies and procedures for a fair and equitable procurement process for subcontracts made between the contractor and subcontracted provider agencies;
- (2) Specifying that the contractor shall maintain staffing of and provide connectivity to the homeless coordination center within a statewide telephone information and referral call center system;
- (3) Changing the effective date to July 1, 3000, to encourage 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 Health & Human Services and Housing that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1706, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1706, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Health & Human Services: Ayes, 5. Noes, none. Excused, none.

Housing: Ayes, 5. Noes, none. Excused, 2 (Aquino, McDermott).

**SCRep. 508-18 Health & Human Services/Housing on H.B. No. 2014**

The purpose of this measure is to require the Governor to make certain parcels of state land available for the establishment of the Puuhonua Homeless Villages program, provide a range of services to the individuals experiencing homelessness who reside there, and provide government employees and volunteers with immunity from liability for injuries and damages resulting from providing services to individuals experiencing homelessness.

Hawaii Kai Homeless Task Force, IMUAlliance, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii offered testimony in support of this measure. Department of Land and Natural Resources and a concerned individual opposed this measure. The Office of the Governor, Governor's Coordinator on Homelessness, Department of Human Services, Department of Agriculture, Department of Public Safety, Department of the Attorney General, Kunoa Cattle Company, LLC, and Hawaii Association for Justice offered comments.

Your Committee has amended this measure by:

- (1) Changing the requirement for the Governor to make available specific parcels of state land for the purpose of this measure to instead require the Governor to identify parcels of state land that shall be made available for the purposes of this measure;
- (2) Changing the effective date to July 1, 3000, 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 & Human Services and Housing that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2014, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2014, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Health & Human Services: Ayes, 5. Noes, none. Excused, none.

Housing: Ayes, 5. Noes, none. Excused, 2 (Aquino, McDermott).

**SCRep. 509-18 Health & Human Services on H.B. No. 2742**

The purpose of this measure is to effectively regulate and administer medical cannabis patient registration and dispensary licensing and regulation by establishing the Office of Medical Cannabis Control and Regulation within the Department of Health.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and The Drug Policy Forum of Hawaii supported this measure. Maui Police Department, Patients Without Time, and several concerned individuals opposed this measure. The Department of Health and one concerned individual provided comments.

Your Committee notes that this measure extends the Department of Health's interim rulemaking authority for an additional five years beyond the current authorization period, which expires in 2020. Your Committee notes that the Department's authorization to adopt interim rules began in 2016. Your Committee finds that a nine-year period in which interim rules are in effect is an extraordinarily long period to operate an important program without final rules adopted in accordance with Chapter 91, Hawaii Revised Statutes.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

Should your Committee on Finance deliberate on this measure, your Committee respectfully requests that it insert an appropriation amount of \$2,777,836.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2742, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2742, 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 (Tupola).

**SCRep. 510-18 Health & Human Services on H.B. No. 694**

The purpose of this measure, as received by your Committee, is to:

- (1) Clarify the Department of Health's authority to regulate all community-based care homes and facilities under its jurisdiction;
- (2) Set time limits for the grant or denial of an application for an initial or renewed certificate of approval to operate a community-based care home or facility licensed or certified by the Department of Health; and
- (3) Authorize an application fee and set application fee amounts.

For the purposes of a public hearing on this measure, your Committee circulated a proposed H.B. No. 694 H.D. 1 (Proposed Draft), and notified the public that it would be accepting testimony on the proposed draft, which:

- (1) Establishes and appropriates funds for the Health Analytics Program in the Med-QUEST Division of the Department of Human Services; and

- (2) Authorizes the Department of Human Services to maintain an all-payers medical claims data base.

The Department of Health, Department of Commerce and Consumer Affairs, Department of Human Services, Department of Budget and Finance, University of Hawaii at Manoa, State Health Planning and Development Agency, Office of Enterprise Technology Services, and Hawaii Medical Service Association supported the Proposed Draft. The Hawaii Employer-Union Health Benefits Trust Fund and Hawaii Primary Care Association provided comments on the Proposed Draft.

Your Committee considered the merits of both H.B. No. 694, as introduced, and the Proposed Draft, and upon careful consideration, adopted the Proposed Draft.

Your Committee further amended the measure by:

- (1) Changing its effective date to July 1, 3000, 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 & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 694, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 694, 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, none.

**SCRep. 511-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2036**

The purpose of this measure is to recognize the sacrifices and contributions of veterans from Hawaii who served in conflicts in the Persian Gulf, Iraq, Afghanistan, and the various theaters of operation in the Global War on Terrorism, by appropriating funds for the planning and design of a memorial to be built at the Hawaii State Veterans Cemetery in Kaneohe and replicas to be located in state veterans cemeteries statewide, honoring the veterans of these campaigns.

The Office of Veterans Services, State Foundation on Culture and the Arts, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Rainbow Family 808, and an individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Specifying that the memorial shall be known as the Global War on Terrorism and Persian Gulf War Memorial;
- (2) Authorizing placement of replicas of the memorial at other appropriate locations as suggested by veterans' organizations on each island on which a replica memorial is located;
- (3) Changing its effective date to December 23, 2083, 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 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. 2036, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2036, 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, none.

**SCRep. 512-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2455**

The purpose of this measure is to celebrate the one-hundred fiftieth anniversary of the arrival of the first group of organized Japanese immigrants in Hawaii, known as Gannenmono, by appropriating funds to the Department of Business, Economic Development and Tourism for the 2018 Gannenmono celebration.

The Department of Business, Economic Development and Tourism, Kizuna Hawaii, Gannenmono Celebration Committee, and Japanese Cultural Center of Hawaii testified in support of this measure.

Your Committee finds that the celebration of the arrival of the first group of organized Japanese immigrants to Hawaii is an auspicious occasion that will be celebrated not only by Japanese-American citizens in Hawaii but by numerous Japanese communities throughout the world intending to come to Hawaii for the celebration. While your Committee notes that this measure calls for an appropriation of \$150,000 for these celebrations, your Committee finds that the scope of the celebrations will encompass each island of the State and therefore respectfully requests that the Committee on Finance consider increasing the appropriation and specifying that funds be allocated for celebrations on each island of the State.

Your Committee has amended this measure by:

- (1) Inserting language specifying that this measure is for an emergency appropriation in accordance with section 9 of article VII of the Constitution of the State of Hawaii;

- (2) Changing its effective date to December 23, 2083, 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 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. 2455, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2455, 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, none.

**SCRep. 513-18 Tourism on H.B. No. 2010**

The purpose of this measure is to increase the financial stability of the Hawaii Tourism Authority (HTA) by:

- (1) Cancelling any amounts owed and liabilities incurred by HTA to the State in connection to any general obligation bonds issued pursuant to Act 7, Special Session Laws of Hawaii 1993, relating to the construction of the Hawaii Convention Center;
- (2) Establishing a Convention Center Repair and Maintenance Special Fund;
- (3) Establishing a Convention Center Emergency Special Fund outside of the State treasury, to be administered by the HTA Board, for responding to emergencies related to the Hawaii Convention Center;
- (4) Relieving the Convention Center Enterprise Special Fund from using its funds to pay debts owed to the Department of Budget and Finance relating to the convention center and reducing the cap of \$26,500,000 to \$16,000,000 of transient accommodations tax (TAT) revenues allocated to this Special Fund;
- (5) Increasing the allocation of TAT revenues to the Tourism Emergency Special Fund based on a schedule that annually increases the allowable balance in this Special Fund beginning with \$10,000,000 on July 1, 2018 to \$25,000,000 beginning on July 1, 2021;
- (6) Allocating \$2,000,000 of TAT revenues each fiscal year to the Convention Center Repair and Maintenance Special Fund beginning with fiscal year 2018-2019 to fiscal year 2021-2022; and
- (7) Allocating \$5,000,000 of TAT revenues each fiscal year to the Convention Center Emergency Special Fund beginning with fiscal year 2018-2019 to fiscal year 2021-2022.

The Hawai'i Tourism Authority supported this measure. The Department of Budget and Finance and Tax Foundation of Hawaii provided comments.

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. 2010 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 (Choy).

**SCRep. 514-18 Tourism on H.B. No. 2011**

The purpose of this measure is to enhance enforcement of the State's Transient Accommodations Tax (TAT) law by increasing the annual cap on the Tax Administration Special Fund for the special enforcement section from \$700,000 to \$1,000,000, and requiring that the first \$300,000 collected be deposited into a special account exclusively for the operations of the special enforcement section in enforcing the TAT law.

The Department of Taxation, Tax Foundation of Hawaii, and Airbnb 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 Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2011, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2011, 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 (Choy).

**SCRep. 515-18 Tourism on H.B. No. 2432**

The purpose of this measure is to specify that resort fees, which are any mandatory charges or surcharges imposed for the use of a transient accommodation's property, services, or amenities, are included in the gross rental proceeds amount upon which transient accommodations tax is calculated.

The Department of Taxation supported the intent of this measure. The Kohala Coast Resort Association, Maui Hotel & Lodging Association, and Hawai'i Lodging & Tourism Association opposed this measure. The Tax Foundation of Hawaii provided comments.

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. 2432 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; Ayes with Reservations (Ward). Noes, none. Excused, 1 (Choy).

**SCRep. 516-18 Energy & Environmental Protection/Transportation on H.B. No. 2028**

The purpose of this measure is to clarify that ethanol blending into locally-sold gasoline, once required in Hawaii, may continue by requiring the Department of Business, Economic Development and Tourism to adopt rules authorizing the sale of gasoline that contains up to ten percent ethanol by volume for use in motor vehicles in the state.

Island Energy Services, LLC testified in support of this measure. Life of the Land and two concerned individuals testified in opposition to this measure. The Department of Business, Economic Development and Tourism and Hawaii Petroleum Marketers Association provided comments.

Your Committees have amended this measure by changing its effective date to January 28, 2045, to facilitate further discussion.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Transportation that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2028, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2028, 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, 8; Ayes with Reservations (Kong). Noes, none. Excused, none.  
Transportation: Ayes, 4. Noes, none. Excused, 3 (Brower, Nakamura, San Buenaventura).

**SCRep. 517-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 2685**

The purpose of this measure is to appropriate funds for the Office of Hawaiian Education of the Department of Education to continue the Hawaiian Studies Program in schools as determined by the Office of Hawaiian Education.

The Hawaiian Civic Club of Honolulu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Kamehameha Schools, Papa Ola Lokahi, Ho'omanapono Political Action Committee, and a few concerned individuals testified in support of this measure. The Center for Hawaiian Sovereignty Studies testified in opposition to this measure. The Department of Education provided comments.

Your Committee has amended this measure by changing its 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. 2685, 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. 2685, H.D. 2.

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

**SCRep. 518-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 2259**

The purpose of this measure is to require the Department of Land and Natural Resources to allow applications for marine event permits up to one year in advance and to adopt rules to mitigate hazards posed by vessels, thrill craft, drones, and other means used by spectators to observe or record marine events. This measure also requires a report to the 2019 Legislature.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Handsome Bugga Productions, Aiwohi Designs, LLC, Live the Maui Life, LLC, and a few concerned 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 changing its 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. 2259, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2259, 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. 519-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 1723**

The purpose of this measure is to establish a working group to identify high priority areas that are in need of marine protection management for potential designation as marine protected areas.

The Hawaiian Civic Club of Honolulu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ocean Tourism Coalition, Hui Pono Holoholona, and a concerned individual testified in support of this measure. The Waialua Boat Club and a few concerned individuals



testified in opposition to this measure. The Department of Land and Natural Resources, Office of Hawaiian Affairs, and Hawaii Seafood Council provided comments on this measure.

Your Committee has amended this measure by changing its 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. 1723, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1723, 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 (Takayama). Noes, 1 (Say). Excused, none.

**SCRep. 520-18 Education/Labor & Public Employment on H.B. No. 2162**

The purpose of this measure is to ensure a fair allocation of funds meant to benefit students who attend public schools established and maintained by the Department of Education and students who attend public charter schools.

Specifically, this measure requires that:

- (1) Funds for teacher incentive programs, bonuses, and other compensation required by law or collective bargaining beyond regular wages shall not 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 funding request for such items be a separate line item in the General Appropriations Act and the Supplemental Appropriations Act.

The Office of Hawaiian Affairs, State Public Charter School Commission, Hawaii Public Charter Schools Network, Hawaii State Teachers Association, Kamaile Academy Public Charter School, Kualapu'u Public Conversion Charter School, and numerous individuals testified in support of this measure. The Department of Budget and Finance provided comments.

Your Committees have amended this measure by:

- (1) Changing the effective date to July 1, 2050; and
- (2) 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 \$762,000 for fiscal year 2018-2019 to pay for the bonuses specified in the measure for public charter school teachers.

As affirmed by the records of votes of the members of your Committees on Education and Labor & Public Employment that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2162, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2162, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Education: Ayes, 9. Noes, none. Excused, 2 (Ing, McKelvey).

Labor & Public Employment: Ayes, 4. Noes, none. Excused, 3 (Evans, Ichiyama, Keohokalole).

**SCRep. 521-18 Education on H.B. No. 2238**

The purpose of this measure is to encourage public schools to prepare for emergencies, including preparing a plan for a nuclear threat. Specifically, this measure:

- (1) Requires the Superintendent of Education to award grants to schools that adequately prepare for emergencies by practicing emergency drills, effectively communicating emergency plans to parents and guardians of students, and presenting a detailed list of supplies necessary for students to remain at a school shelter for forty-eight hours in the event of an emergency; and
- (2) Appropriating funds for grants to purchase the necessary supplies.

The Department of Education, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and three concerned 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 Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2238, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2238, 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 (Ing).

**SCRep. 522-18 Education on H.B. No. 2164**

The purpose of this measure is to appropriate funds to the Department of Education for school-level funding to support student learning and student success.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and Maui Hotel and Lodging Association supported this measure. The Department of Education, State Public Charter School Commission, Hawaii State Teachers Association, Hawaii Lodging and Tourism Association, and IMUAlliance offered comments.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount from \$250,000,000 for fiscal year 2018-2019 to an unspecified amount; and
- (2) Changing the effective date to July 1, 2050.

Should the Committee on Finance deliberate further on this measure, your Committee respectfully requests that it consider appropriating \$250,000,000 for fiscal year 2018-2019 for school-level funding to support student learning and student success.

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. 2164, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2164, 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 (Ing).

**SCRep. 523-18 Education on H.B. No. 2484**

The purpose of this measure is to:

- (1) Require the Department of Education (DOE) to establish and maintain a priority list of schools in need of classroom cooling;
- (2) Require that, beginning with the 2018-2019 school year, no less than 50 percent of all funds appropriated to the DOE for classroom cooling projects be for grants to schools on the classroom cooling priority list; and
- (3) Enable any school on the priority list to apply to the DOE for grants to fund energy-efficient classroom cooling projects approved by the school principal.

The Hawaii State Teachers Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and an individual testified in support of this measure. The DOE and IMUAlliance provided comments on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 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 Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2484, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2484, 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 (Ing, McKelvey, Quinlan).

**SCRep. 524-18 Education on H.B. No. 1941**

The purpose of this measure is to support multilingualism and cultural diversity in the Department of Education (Department) by establishing and funding a world languages institutional support position in the Department.

The Department of Education; Department of Health Office of Language Access, University of Hawaii Department of Languages and Literatures of Europe and the Americas; The Filipino Community Center, Inc.; Hawaii State Teachers Association; Native Hawaiian Education Council; Hawai'i Association of Language Teachers; HawaiiKidsCAN; Filipina Advocacy Network; Tinalak Filipino Education Council; Filipino American Citizens League; Hawai'i Tesol; Hawaii Friends of Civil Rights; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; and many concerned individuals supported this measure. Ho'omana Pono, LLC opposed this measure.

Your Committee has amended this measure by:

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

Should your Committee on Finance deliberate on this measure, your Committee respectfully requests that it consider inserting an appropriation amount of \$91,909.

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. 1941, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1941, 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 (Ing).

**SCRep. 525-18 Education on H.B. No. 2163**

The purpose of this measure is to appropriate funds to the Executive Office on Early Learning for additional operational costs, including equipment, supplies, and personnel costs.

The Executive Office on Early Learning, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Children's Action Network, Hawaii Association for the Education of Young Children, Kamehameha Schools, and an individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Making the appropriation and the allocations unspecified amounts;
- (2) Changing the effective date to July 1, 2050; and
- (3) Making a technical, nonsubstantive amendment for clarity.

Should the Committee on Finance deliberate this measure, your Committee respectfully requests that it consider an appropriation of \$100,000 for fiscal year 2018-2019 for additional operational costs of the Executive Office on Early Learning.

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. 2163, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2163, 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 (Creagan, Ing).

**SCRep. 526-18 Education on H.B. No. 2117**

The purpose of this measure is to promote real-world learning experiences for Hawaii's children by:

- (1) Limiting the number of standardized tests students in Department of Education (DOE) schools take each year; and
- (2) Requiring the Board of Education to conduct a one-year survey of DOE school administrators and teachers to determine the amount of time spent on standardized testing preparation and the effect of preparation time on the quality of instruction.

The Hawaii State Teachers Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Parents for Public Schools of Hawai'i, IMUAlliance, and several individuals testified in support of this measure. The DOE and Civil Education Council commented on this measure.

Your Committee has amended this measure by:

- (1) Amending its purpose section to reflect reference to only the federal Every Student Succeeds Act of 2015, which permits states to institute caps limiting the amount of time that students spend taking standardized tests;
- (2) Requiring the DOE, rather than the Board of Education, to notify students and the parents or guardians of students about the right to opt out of participating in statewide standardized tests;
- (3) Removing questions from the survey to be conducted by the Board of Education regarding the effect of standardized tests on the morale of students and teachers;
- (4) Changing its effective date to July 1, 2050; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee requests that the University of Hawaii and other post-secondary institutions be involved in the discussion regarding standardized testing in the education of students and on student learning and achievement.

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. 2117, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 2117, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 10; Ayes with Reservations (Onishi). Noes, none. Excused, 1 (Ing).

**SCRep. 527-18 Education on H.B. No. 2166**

The purpose of this measure is to attract new teachers to, and increase teacher retention at, Hawaii's public schools by establishing a housing voucher program for full-time classroom teachers employed by the Department of Education or by a public charter school in Hawaii.

The Department of Education, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, State Public Charter School Commission, and a concerned individual testified in support of this measure. The Hawaii Housing Finance and Development Corporation, Hawaii State Teachers Association, and IMUAlliance 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 H.B. No. 2166, 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 (Learmont, Onishi). Noes, none. Excused, 2 (Ing, Quinlan).

**SCRep. 528-18 Education on H.B. No. 2048**

The purpose of this measure is to authorize individual Department of Education schools or any career pathway, academy, or program operated within a school to engage in commercial enterprises that are related to the primary educational purposes of the school, career pathway, academy, or program.

The Department of Education, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and many 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 Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2048, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2048, 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 (Onishi). Noes, none. Excused, 1 (Ing).

**SCRep. 529-18 Health & Human Services on H.B. No. 2507**

The purpose of this measure is to:

- (1) Make housekeeping amendments to the statute that places the responsibility for preschool and pre-kindergarten with the Executive Office on Early Learning and the Early Learning Board; and
- (2) Allow the Director of the Executive Office on Early Learning to authorize preschool personnel access to a student's immunization registry information.

Hawaii Children's Action Network and a concerned individual testified in support of this measure.

Your Committee has amended this measure by inserting language explicitly including special education and Title I funded programs at the pre-kindergarten level in the list of programs of education and public instruction required to be administered by the Superintendent of Education. The amendment ensures that the Department of Education (DOE) may continue to use special education State and federal funds for special education preschool classrooms, and that the DOE may use Title I funds for preschool classrooms.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2507, 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. 2507, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Belatti).

**SCRep. 530-18 Health & Human Services on H.B. No. 2741**

The purpose of this measure is to tackle the complex issues surrounding the topic of insurance reimbursement for medical cannabis by establishing a working group to specifically address reimbursement for medical cannabis for qualifying patients.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and Hawai'i Advocates for Consumer Rights testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2741, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2741, 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, 1 (Belatti).

**SCRep. 531-18 Health & Human Services on H.B. No. 1650**

The purpose of this measure is to allow parents or guardians to access findings of investigations conducted by the Department of Human Services (Department) relating to child abuse or neglect that occurred within a group child care home or group child care center. This measure also authorizes disclosure of any investigation that involves a finding that a felony or misdemeanor has been committed to any person.

Parents and Children Together, The Queen's Health Systems, Sounds of Success Preschool and Learning Center, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and numerous concerned individuals supported this measure. The Department of Human Services and Department of the Attorney General provided comments.

Your Committee notes the confidentiality concerns raised by the Department regarding allegations of child abuse or neglect that are not confirmed by the Child Welfare Services Branch of the Department and immediately expunged.

Your Committee has amended this measure by:

- (1) Clarifying the type and scope of information that the Department may release in order to protect confidentiality;
- (2) Removing the provision that specified that any investigation involving a finding of a felony or misdemeanor may be disclosed;
- (3) Clarifying that names and identifying information of all individuals are protected from disclosure; and
- (4) Changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1650, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1650, 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 (Belatti).

**SCRep. 532-18 Health & Human Services on H.B. No. 2208**

The purpose of this measure is to require association health plan policies to comply with the laws of this State regardless of the association's domicile. This measure also enables certain voluntary associations, including employer associations that issue association health plans, to qualify for authorization to transact insurance in the State of Hawaii.

The Insurance Division of the Department of Commerce and Consumer Affairs, Hawaii Medical Service Association, and Kaiser Permanente Hawaii provided comments on this measure.

Your Committee notes that the United States Department of Labor issued a proposed rule on January 5, 2018, to expand access to association health plans, see 29 C.F.R. Part 2510. The proposed rule warrants a review to promote further discussions among the stakeholders.

Your Committee has amended this measure by changing its effective date to July 1, 3000.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2208, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2208, 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, 1 (Tupola).

**SCRep. 533-18 Health & Human Services on H.B. No. 2572**

The purpose of this measure is to clarify that the medical use of cannabis does not violate federal law by exempting medical cannabis from scheduling as a schedule I controlled substance.

The Drug Policy Forum of Hawaii, Hawaii Farmers Union United, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and several concerned individuals submitted testimony in support of this measure. Maui Police Department and a few individuals oppose this measure. The Department of the Attorney General and one concerned individual offered comments.

Your Committee has amended this measure by deleting its contents and inserting new language convening a Medical Cannabis Study Group to examine the complexities surrounding the legalization of medical cannabis.

Your Committee notes that the Medical Cannabis Study Group is tasked with researching and reporting on the legality of medical cannabis. Since the release of the United States Attorney General's January 4, 2018 Memorandum For All United States Attorneys titled "Marijuana Enforcement" there has been an increased need to determine how federal policy may affect Hawaii's approximately twenty thousand medical cannabis patients, the numerous licensed dispensaries, Department of Health, and Department of Public Safety. This Study Group has the potential to provide information that is of national interest.

Your Committee notes that there are numerous resources readily available to provide information for the Medical Cannabis Study Group including: The National Conference of State Legislatures, Council of State Governments, Department of the Attorney General, Legislative Research Bureau, House Majority Staff Office, House Minority Research Office, and the Senate Majority Office

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2572, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2572, 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 (Tupola).

**SCRep. 534-18 Health & Human Services on H.B. No. 2152**

The purpose of this measure is to appropriate funds to the Department of Human Services to restore basic adult dental benefits to Medicaid enrollees.

The Disability and Communication Access Board, State Council on Developmental Disabilities, Healthcare Association of Hawaii, Hawai'i Public Health Institute, Hawaii Dental Association, Hui No Ke Ola Pono, Ke Ola Mamo Native Hawaiian Health Care System O'ahu, Hawaii Dental Hygienists' Association, 'Ohana Health Plan, The Queen's Health Systems, AlohaCare, Lanai Community Health Center, Ho'ōla Lāhui Hawai'i, We Are One Inc., Full Life, Self Advocacy Advisory Council, and several individuals testified in support of this measure. The Department of Health, Department of Human Services, and Hawai'i Primary Care Association provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2152, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2152, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 535-18 Health & Human Services on H.B. No. 1912**

The purpose of this measure is to ensure that family caregivers are better able to take care of themselves and have the necessary support and services to sustain their own health as well as the health of the family member for whom they are caring by appropriating funds for the Kupuna Caregivers Program.

The Department of Community Services of the City and County of Honolulu, AARP Hawaii, Healthcare Association of Hawaii, Hawaii Family Caregiver Coalition, Caring Across Generations, Faith Action for Community Equity, Hawaii Appleseed Center for Law and Economic Justice, Hawaii Chapter of the American Physical Therapy Association, PHOCUSED, Mental Health America of Hawaii, Hawaii Alliance for Retired Americans, The American College of Obstetricians and Gynecologists District VIII, Hawaii (Guam & American Samoa) Section, International Longshore and Warehouse Union Local 142, Young Progressives Demanding Action, Hawai'i Public Health Association, American Association of University Women of Hawaii, YWCA O'ahu, Hawaii Women's Coalition, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Kukui Na Kupuna LLC d.b.a Home Instead Senior Care, Zonta Club of Hilo, and numerous concerned individuals testified in support of this measure. The Executive Office on Aging provided comments.

Your Committee has amended this measure by:

- (1) Inserting language requiring the Executive Office on Aging to provide additional information regarding the outcomes of the Kupuna Caregivers Program in its annual report on elder programs;
- (2) Specifying that funds appropriated may only be used for Kupuna Caregiver Program services provided by care homes licensed under Chapter 321, Hawaii Revised Statutes;
- (3) Changing the amount of funds appropriated for the Kupuna Caregivers Program from \$2,000,000 to an unspecified amount;
- (4) Changing its effective date to July 1, 3000, to facilitate further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance deliberate on this measure, your Committee on Health and Human Services respectfully requests that it consider appropriating \$2,000,000 for the Kupuna Caregivers Program.

Finally, your Committee notes that it has requested the Executive Office on Aging to provide the Committee on Finance with a detailed breakdown of expenditures for the \$600,000 appropriated for the 2017-2018 fiscal year for the Kupuna Caregivers Program, including the number of caregivers the program assisted, should this measure receive further consideration.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1912, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1912, 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 (Belatti).

**SCRep. 536-18 Health & Human Services on H.B. No. 1924**

The purpose of this measure is to require franchise retail food establishments to maintain nutritional information on their standard menu items and make that information readily available to the public upon request.

After holding a public hearing on this measure, your Committee made available for public review a proposed H.D. 1 of this measure. The proposed H.D. 1 deleted the contents of this measure and inserted provisions that authorize a pharmacist to prescribe and dispense opioid antagonists without a written collaborative agreement; provided that the pharmacist meets certain qualification requirements and the individual receiving the prescription receives opioid antagonist education and signs an acknowledgment.

At the public hearing for the proposed H.D. 1, your Committee received testimony from the Department of Health, Board of Pharmacy, Walgreen Co., Hawaii Immunization Coalition, and two individuals in support of the proposed H.D. 1. The Hawaii Medical Service Association provided comments on the proposed H.D. 1.

Your Committee has amended this measure by adopting the proposed H.D. 1 and by making further amendments which:

- (1) Require opioid antagonists be prescribed and dispensed in the name of the individual who requests the opioid antagonist;
- (2) Remove caregivers of individuals who are at risk of opioid overdose as authorized persons to whom a pharmacist may prescribe and dispense opioid antagonists;
- (3) Remove the requirement that a pharmacist notify a practitioner who authorized the original opioid prescription when the pharmacist prescribes and dispenses any subsequent opioid antagonist;
- (4) Remove the requirement that a pharmacy maintain the acknowledgment;
- (5) Remove the preamble and appropriation for drug treatment;
- (6) Change the effective date to July 1, 3000, to promote further discussion; and
- (7) Make technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1924, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1924, 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, 1 (Tupola).

**SCRep. 537-18 Health & Human Services on H.B. No. 1716**

The purpose of this measure is to support and empower youth participation in public policymaking decisions by:

- (1) Establishing a Youth Commission within the Office of Youth Services to advise the Governor and Legislature on policies affecting youth in the State; and
- (2) Appropriating funds to staff and administer the Youth Commission.

The Office of Youth Services, Hawaii Youth Services Network, Community Alliance on Prisons, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Young Progressives Demanding Action Hawaii, and three concerned individuals supported this measure.

Your Committee notes that the issues that youth face are fast-moving and complex. Your Committee finds that many issues facing our youth are difficult to address because of the different perspectives of the many State agencies, the uncertainty of funding, and the diverse life experiences of people within the ages of fourteen to twenty-four. Your Committee also notes that testimony expressed that the Commission may be better able to represent the issues affecting the youth if some members have experience with the juvenile justice or foster care systems. Should your Committee on Finance deliberate on this measure, your Committee respectfully requests that it consider whether proposed funding is sufficient to cover expenses or if more funding and positions may be required.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1716, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1716, 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, none.

**SCRep. 538-18 Consumer Protection & Commerce on H.B. No. 2296**

The purpose of this measure is to protect the privacy of customers of internet service providers by prohibiting internet service providers from using, disclosing, selling, or permitting access to the personal information of their customers without prior written consent, or unless otherwise permitted by law under specified circumstances.

The American Civil Liberties Union of Hawai'i and two individuals supported this measure. CTIA and Charter Communications opposed this measure. The Department of the Attorney General and Hawaiian Telcom provided comments.

Your Committee notes that concerns were raised by the Department of the Attorney General about prohibiting internet service providers from using, disclosing, selling, or permitting access to the personal information of customers. These provisions may subject this measure to a preemption challenge by the Federal Communications Commission, which issued a declaratory order that purports to establish a federal deregulatory regime for broadband internet access providers and can preempt inconsistent state laws.

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. 2296, H.D. 1, and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 1 (Johanson).

**SCRep. 539-18 Consumer Protection & Commerce on H.B. No. 1995**

The purpose of this measure is to explore methods to mitigate the adverse effect on the State by the Federal Communications Commission's decision to overturn its net neutrality rules by:

- (1) Regulating providers of broadband internet access in Hawaii; and
- (2) Establishing a task force to study the establishment of a state-owned public utility company to provide internet service to consumers in Hawaii.

The Department of Business, Economic Development & Tourism, Life of the Land, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Young Progressives Demanding Action – Hawaii, and a few individuals supported this measure. AT&T, Honolulu County Republican Party, Charter Communications, and CTIA opposed this measure. The Department of the Attorney General and Hawaiian Telcom provided comments.

Your Committee notes that concerns were raised by the Department of the Attorney General about the prohibitions on blocking, impairment, paid prioritization, and interference by providers of broadband internet access service in the State. These provisions may subject this measure to a preemption challenge by the Federal Communications Commission, which issued a declaratory order that purports to establish a federal deregulatory regime for broadband internet access providers and can preempt inconsistent state laws.

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. 1995, 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; Ayes with Reservations (Tokioka). Noes, none. Excused, 1 (Johanson).

**SCRep. 540-18 Consumer Protection & Commerce on H.B. No. 2375**

The purpose of this measure is to amend the Temporary Disability Insurance law to:

- (1) Permit an advanced practice registered nurse to certify an employee's disability;
- (2) Allow for greater flexibility in hearing procedures, including by authorizing filing of notice of appeals in a location other than the county in which the claimant was last employed, providing for electronic service of notice of hearings, allowing for hearings in any county, and providing for parties' participation in hearings through telecommunications technologies; and
- (3) Increase the penalty when an employer fails to provide timely information to an insurer on a claim.

The Department of Labor and Industrial Relations and United Public Workers, AFSCME, Local 646, AFL-CIO supported this measure. ILWU Local 142 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 H.B. No. 2375, 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 (Johanson).



**SCRep. 541-18 Consumer Protection & Commerce on H.B. No. 2460**

The purpose of this measure is to designate and establish requirements for a Natural Energy Laboratory of Hawaii Authority (NELHA) microgrid demonstration project on property controlled by NELHA that can assist in understanding, developing, and refining microgrid technologies and policies in the State.

NELHA, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ulupono Initiative, Life of the Land, Sierra Club Student Coalition, Hawaii Solar Energy Association, Sierra Club of Hawai'i, 350.org, and many individuals supported this measure. Hawaiian Electric Company, Maui Electric, and Hawaii Electric Light opposed this measure. The Public Utilities Commission 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2460, 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. 2460, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 1 (Johanson).

**SCRep. 542-18 Consumer Protection & Commerce on H.B. No. 2110**

The purpose of this measure is to direct the Public Utilities Commission to establish a microgrid services tariff to encourage and facilitate the development and use of energy resilient microgrids.

Blue Planet Foundation, Hawaii Solar Energy Association, Sierra Club of Hawai'i, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ulupono Initiative, Life of the Land, Sierra Student Coalition at the University of Hawai'i, and several concerned individuals testified in support of this measure. The Department of Commerce and Consumer Affairs, Hawaiian Electric Company, Inc., Maui Electric Company, Ltd., and Hawaii Electric Light Company, Inc. provided comments on 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2110, 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. 2110, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 1 (Johanson).

**SCRep. 543-18 Consumer Protection & Commerce on H.B. No. 2207**

The purpose of this measure is to require the Board of Dental Examiners to adopt rules to establish a regulatory structure for dental assistants in Hawaii.

The Board of Dental Examiners, Hawaii Dental Association, and an individual testified in support of this measure. The Dental Assisting National Board, Inc. provided comments.

Your Committee has amended this measure by:

- (1) Specifying that the tiers two and three dental assistants must pass the Certified Dental Assistant certification examination administered by the Dental Assisting National Board, Inc.; and
- (2) Classifying tier two dental assistants as Qualified Dental Assistants rather than Certified Dental Assistants.

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. 2207, 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. 2207, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 1 (Johanson).

**SCRep. 544-18 Consumer Protection & Commerce on H.B. No. 1919**

The purpose of this measure is to authorize the incorporation of housing visitability standards in the construction and renovation of publicly funded residential housing.

The State Council on Developmental Disabilities, Disability and Communication Access Board, Hawaii Housing Finance and Development Corporation, Hawaii Public Housing Authority, University of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and Self Advocacy Advisory Council supported this measure. CK Independent Living Builders opposed this measure. The Department of Health provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that the housing visitability standards may apply to all new construction rather than renovation of publicly funded housing projects; and
- (2) Specifying that the International Code Council's Residential Building Code Type C may be the applicable housing visitability standards.

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. 1919, 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. 1919, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 2 (Johanson, Tokioka).

**SCRep. 545-18 Consumer Protection & Commerce on H.B. No. 2381**

The purpose of this measure is to clarify the definition of "commercial activity" allowing the Department of Land and Natural Resources to better curtail illegal commercial activity.

The Department of Land and Natural Resources and two individuals testified in support of this measure. Ocean Tourism Coalition, Maui SUP Rentals, Hawaiian Style Beach Activities, and Boss Frog's Dive and Surf testified in opposition.

Your Committee has amended this measure by specifying that "commercial activity" shall not include:

- (1) Any land-based sales of watersports equipment or merchandise related to watersports and ocean recreation activities; and
- (2) Any land-based advertisements or sales of vouchers or tickets for activities conducted in the waters of the State.

Your Committee 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2381, 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. 2381, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 1 (Johanson).

**SCRep. 546-18 Consumer Protection & Commerce on H.B. No. 2062**

The purpose of this measure is to protect the health and safety of athletes in Hawaii by:

- (1) Making permanent the requirements of Chapter 436H, Hawaii Revised Statutes, regulating athletic trainers; and
- (2) Temporarily exempting from regulation athletic trainers temporarily accompanying teams to Hawaii for an athletic or sporting event from a state that does not regulate athletic trainers.

The Department of Commerce and Consumer Affairs and Hawaii Athletic Trainers' Association supported this measure.

Your Committee has amended this measure by:

- (1) Removing the provisions that temporarily exempted from regulation athletic trainers who are from a state that does not regulate athletic trainers;
- (2) Changing the effective date to June 29, 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2062, 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. 2062, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 1 (Johanson).

**SCRep. 547-18 Consumer Protection & Commerce on H.B. No. 1801**

The purpose of this measure is to amend the definition of "renewable portfolio standard" to more accurately reflect the percentage of renewable energy penetration in the State. This measure also establishes renewable portfolio standards and targets for gas utility companies that mirror those set for electric utility companies.

The Department of Business, Economic Development and Tourism, Hawaiian Electric Company, Inc., Maui Electric Company, Ltd., Hawai'i Electric Light Company, Inc., Hawaii Interfaith Power & Light, Sierra Club of Hawai'i, and numerous concerned individuals testified in support of this measure. Hawaii Gas, Hawaii Teamsters and Allied Workers Union Local 996, and a concerned individual testified in opposition to this measure. The Department of Commerce and Consumer Affairs, Public Utilities Commission, Ulupono Initiative, League of Women Voters of Hawaii, Hawaii Chapter of 350.org, Life of the Land, Blue Planet Foundation, and a concerned individual provided 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 is in accord with the intent and purpose of H.B. No. 1801, 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; Ayes with Reservations (Ito, Say, Tokioka). Noes, none. Excused, 1 (Johanson).

**SCRep. 548-18 Consumer Protection & Commerce on H.B. No. 2492**

The purpose of this measure is to discourage smoking, including the use and consumption of e-liquids, in this State by:

- (1) Making unlawful the shipment of tobacco products, including e-liquids, to anyone other than licensed tobacco wholesalers and dealers, and certain warehouse proprietors regulated by federal law;
- (2) Including e-liquid within the definition of "tobacco products" as used in the cigarette tax and tobacco tax law to subject e-liquids to those taxes and to require licensure of e-liquid retailers, wholesalers, and dealers as cigarette and tobacco product retailers, wholesalers, and dealers; and
- (3) Increasing the license fee for wholesalers or dealers of cigarettes and tobacco products and the retail tobacco permit fee.

The Department of Health, a member of the Kaua'i County Council, American Heart Association, Blue Zones Project, Hawai'i Public Health Institute, Hawaii Public Health Association, Hawai'i Pacific Health, and numerous individuals supported this measure. PCG Enterprises LLC, VOLCANO Fine Electronic Cigarettes, Retail Merchants of Hawaii, Irie Hawaii Smoke & Vape Shops, Hawaii Smokers Alliance, Cigar Rights of America, Logic Technology Development, LLC, and numerous individuals opposed this measure. The Department of Taxation, Department of the Attorney General, and Tax Foundation of Hawaii provided comments.

Your Committee notes that this measure will subject wholesalers and dealers of e-liquid to a tax of 70% of the wholesale price of the e-liquid. The new tax would be similar to a floor tax and can quickly impact businesses.

Your Committee further notes that concerns were raised regarding the fines that may be assessed pursuant to this measure and that these fines may be difficult to apply to out-of-state actors who ship products to Hawaii consumers.

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. 2492, 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, 1 (McDermott). Excused, 2 (Johanson, Tokioka).

**SCRep. 549-18 Consumer Protection & Commerce on H.B. No. 2469**

The purpose of this measure is to strengthen Hawaii's energy systems through minimization of grid infrastructure disaster risks from sea level rise by prohibiting state or county agencies from issuing permits to applicants for the construction or operation of a ratepayer funded new grid-connected electrical generation facility in excess of five megawatts or energy storage facility in excess of fifty megawatt hours that is located anywhere in a sea level rise exposure area.

Blue Planet Foundation testified in support of this measure. Hawaiian Electric Company, Inc., Maui Electric Company, Ltd., and Hawaii Electric Light Company, Inc. testified in opposition to this measure. The Department of Health 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2469, 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. 2469, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Ito, Say). Noes, none. Excused, 2 (Aquino, Yamane).

**SCRep. 550-18 Consumer Protection & Commerce on H.B. No. 1967**

The purpose of this measure is to incentivize volunteer preceptors who offer professional instruction, training, and supervision to students and residents seeking careers as healthcare providers by:

- (1) Providing a tax credit to volunteer preceptors; and

- (2) Establishing a Healthcare Preceptor Tax Credit Working Group to develop and administer the allocation and distribution of the healthcare preceptor tax credits.

The University of Hawaii, Hawaii State Center for Nursing, Kapi'olani Community College, Board of Nursing, Board of Pharmacy, Hawaii Medical Board, Mayor of the County of Hawaii, Hawaii Medical Association, Hawaii Primary Care Association, Waianae Coast Comprehensive Health Center, The Hawaii Pharmacists Association, R. Weinstein, Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, American Organization of Nurse Executives – Hawai'i Chapter, Hawaii Pacific Health, Straub Medical Center, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, and numerous individuals testified in support of this measure. The Department of Taxation, Tax Foundation of Hawaii, and Hawaii Chapter of the American Physical Therapy Association provided comments.

Your Committee has amended this measure by:

- (1) Renaming the Healthcare Preceptor Tax Credit Working Group to Preceptor Credit Assurance Committee;
- (2) Requiring the Preceptor Credit Assurance Committee to verify that a volunteer preceptor taxpayer is qualified to serve as a preceptor and that the student or trainee being supervised is enrolled in an academic program in this State;
- (3) Clarifying that an advanced practice registered nurse student is an individual in a degree-granting academic program that is nationally accredited by the Commission on Collegiate Nursing Education for the education of primary care advanced practice registered nurses and recognized by the Board of Nursing;
- (4) Requiring that an eligible student or trainee be a resident of Hawaii;
- (5) Amending the definition of "nationally accredited" to reference existing statutory chapters that specify acceptable accreditation;
- (6) Deleting the definition of "resident or similar health science trainee";
- (7) Adding a definition for "resident of Hawaii" which means either having established domicile in the State and intending to make Hawaii their primary residence or meeting the criteria for an academic program's residency requirements;
- (8) Clarifying that the Preceptor Credit Assurance Committee shall develop a process:
  - (A) Ensuring that requests for credit are reviewed and verifications are processed by January 30th of each calendar year; and
  - (B) Documenting that a volunteer preceptor qualifies for the tax credit;
- (9) Exempting members of the Preceptor Credit Assurance Committee from civil liability for any act done in the furtherance of the purpose for which the committee was established;
- (10) Exempting the proceedings of the Preceptor Credit Assurance Committee from statutory public meetings requirements; and
- (11) 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. 1967, 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. 1967, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 1 (Johanson).

#### **SCRep. 551-18 Consumer Protection & Commerce on H.B. No. 2723**

The purpose of this measure is to protect Hawaii's coral reefs without compromising the ability of Hawaii residents and visitors to protect themselves from sunburns and damage caused by harmful ultraviolet A and ultraviolet B rays. Specifically, this measure prohibits:

- (1) The sale of sunscreens containing oxybenzone beginning January 1, 2023, unless the sunscreen is a prescription drug; and
- (2) The counties from further banning or otherwise regulating sunscreens containing oxybenzone or other ingredients approved by the United States Food and Drug Administration.

The Office of Hawaiian Affairs, a Hawaii County Council Member, a Maui County Council Member, Ban Toxic Sunscreens, Bayer, Friends of Hanauma Bay, Hawaiian Civic Club of Honolulu, Sierra Club of Hawai'i, Sierra Student Coalition, Humane Society of the United States, and many concerned individuals supported this measure. The Retail Merchants of Hawaii, Personal Care Products Council, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Consumer Healthcare Products Association, Environmental Caucus of the Democratic Party of Hawaii, and two concerned individuals opposed this measure. The Department of Land and Natural Resources, Department of Health, and two concerned individuals provided comments.

Your Committee has amended this measure by:

- (1) Removing its contents and inserting the provisions of H.B. No 2264, a substantially similar measure that specifically prohibits the sale, offer for sale, or distribution for sale of non-prescription SPF sunscreen products containing octinoxate or oxybenzone;
- (2) Making a violation of the prohibition a petty misdemeanor; and

- (3) 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2723, 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. 2723, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 10; Ayes with Reservations (McDermott). Noes, none. Excused, 1 (Johanson).

**SCRep. 552-18 Consumer Protection & Commerce on H.B. No. 1986**

The purpose of this measure is to incentivize and reward the adoption, practice, and adherence to carbon emission reduction activities, consistent with the Hawaii 2050 Sustainability Plan, by creating a program under the Department of Business, Economic Development and Tourism that allows state agencies and other interested parties to acquire carbon offset credits that may be exchanged and the resulting proceeds be invested to improve the State's water infrastructure.

The Department of Business, Economic Development and Tourism, Office of Planning, Hawaii Island Economic Development Board, The Nature Conservancy of Hawai'i, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Sierra Club of Hawai'i, Ulupono Initiative, and several individuals testified in support of this measure. The Department of Land and Natural Resources, Hawai'i Farm Bureau, Life of the Land, and an individual provided comments.

Your Committee has amended this measure by:

- (1) Changing the name of the Carbon Offset Program to Carbon Credit Revenue Program;
- (2) Requiring that the Carbon Credit Revenue Program administer revenues realized from the sale of any carbon credits;
- (3) Allowing the Carbon Credit Revenue Program to recognize carbon credits from established international or national carbon registries instead of requiring the creation of carbon credits;
- (4) Deleting definitions of "carbon offset credit" and "emissions";
- (5) Adding definitions for "carbon credit," "carbon credit revenue," and "carbon registry"; 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. 1986, 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. 1986, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 1 (Johanson).

**SCRep. 553-18 Consumer Protection & Commerce on H.B. No. 1813**

The purpose of this measure is to provide more opportunities for healthcare in medically underserved areas by establishing a three-year pilot program to increase the number of providers of medical services by creating a new category of professional licensure for assistant physicians.

The University of Hawaii and Hawaii Medical Board 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1813, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1813, H.D. 2, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 2 (Aquino, Yamane).

**SCRep. 554-18 Consumer Protection & Commerce on H.B. No. 1875**

The purpose of this measure is to require the Contractors License Board to adopt rules to define the term "incidental and supplemental to the performance of work" for the purpose of permitting specialty contractors to accept contracts that include some portion of work outside the scope of specialty licensure. This measure requires that the definition refer to no more than ten percent of all work in the subcontract contract.

The Ironworkers Stabilization Fund supported this measure. The Pacific Resource Partnership, General Contractors Association of Hawaii, Hawaii Laborers-Employers Cooperation and Education Trust, Hawaii Laborers Union, Local 368, and Building Industry Association of Hawaii opposed this measure. The Contractors License Board and Subcontractors Association of Hawaii provided comments.

Your Committee has amended this measure by changing requirements for the definition of "incidental and supplemental to the performance of work" to refer to no more than an unspecified percent of all work in the subcontract contract.

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. 1875, 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. 1875, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 2 (Aquino, Yamane).

**SCRep. 555-18 Consumer Protection & Commerce on H.B. No. 2249**

The purpose of this measure is to create a \$30,000,000 revolving line of credit sub-fund under the umbrella of the Green Energy Market Securitization Loan Fund for any state agency or department to finance energy efficiency measures. This measure establishes the Grid Resiliency Rebate Program and a Grid Resiliency Task Force to prepare the State's electrical grid for natural disasters and other emergencies.

The Alliance for Solar Choice, Hawaii Solar Energy Association, Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Sierra Club of Hawai'i, Sierra Student Coalition at the University of Hawai'i, Ulupono Initiative, and several concerned individuals testified in support of this measure. The Hawaiian Electric Company, Inc., Maui Electric Company, Ltd., Hawaiian Electric Light Company, Inc., and an individual testified in opposition to this measure. The Department of Commerce and Consumer Affairs, Department of Business, Economic Development and Tourism, Public Utilities Commission, Distributed Energy Resources Council of Hawaii, Hawaii Green Infrastructure Authority, Life of the Land, and Tesla, Inc. provided comments on 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2249, 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. 2249, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 1 (Johanson).

**SCRep. 556-18 Consumer Protection & Commerce on H.B. No. 2524**

The purpose of this measure is to create the in vitro fertilization insurance coverage study group to make recommendations for ensuring all state residents' equitable access to insurance coverage for in vitro fertilization.

The Hawai'i Section of the American College of Obstetricians and Gynecologists, Hawaii Women Lawyers, Kaiser Permanente Hawaii, Planned Parenthood Votes Northwest and Hawaii, Amnesty International Hawaii Chapter #449, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawai'i Women's Coalition, and one concerned individual supported this measure. Hawai'i LGBT Legal Association opposed this measure. The Hawaii Medical Service Association 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 H.B. No. 2524, 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 (Aquino, Yamane).

**SCRep. 557-18 Health & Human Services on H.B. No. 1761**

The purpose of this measure is to address homelessness and the effects caused by homelessness on the health care sector, particularly emergency rooms, by establishing a pilot program to place social workers and social worker designees in emergency departments to identify patients experiencing homelessness or patients at risk of experiencing homelessness, assess the patients' current circumstances, and refer those patients to appropriate and available social services.

The Governor's Coordinator on Homelessness, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, The Queen's Health Systems, and National Association of Social Workers-Hawaii testified in support of this measure. The Department of Health provided comments.

Your Committee notes the concerns raised by the National Association of Social Workers-Hawaii that it is unclear as to what specific level of social worker should be placed in emergency rooms as part of this pilot program and that the term "social services designee" should be used instead of "social worker designee" which is the term used in the professional field. While your Committee understands these concerns, your Committee finds that they should be discussed in greater detail as the measure makes its way through the legislative process and that future amendments can be made to this measure to address these concerns.

Your Committee has amended this measure by:

- (1) Providing that the assessments and identification of homeless individuals, or those at risk of experiencing homelessness, and referrals of these individuals to appropriate social services be carried out by multidisciplinary teams rather than only by social workers or social worker designees;
- (2) Defining "multidisciplinary teams" as a team of physicians, advanced practice registered nurses, social workers, social worker designees, patient navigators, and other individuals necessary to identify individuals experiencing, or at risk of experiencing, homelessness and provide individualized assessments and referrals for social services;
- (3) Changing its effective date to July 1, 3000, 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 Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1761, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1761, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 558-18 Health & Human Services on H.B. No. 2153**

The purpose of this measure is to designate the month of April of each year as Hawaii Child Abuse Awareness and Prevention Month.

The Department of Human Services, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and two concerned individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2153 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, none.

**SCRep. 559-18 Health & Human Services on H.B. No. 2155**

The purpose of this measure is to establish and appropriate funds for the Erin's Law Task Force (Task Force) to review policies, programs, and curricula for educating public school students about sexual abuse and sex trafficking prevention, and report recommendations for the establishment of a program to educate public school children on sexual abuse prevention through age appropriate curricula.

The Hawai'i State Democratic Women's Caucus, Planned Parenthood Votes Northwest and Hawaii, YWCA Oahu, Catholic Charities Hawai'i, Hawaii Youth Services Network, American Association of University Women in Hawai'i, Hawaii State Teachers Association, Parents and Children Together, Hawaii Pacific Health, Sex Abuse Treatment Center, IMUAlliance, UNITE, Hawaii State Coalition Against Domestic Violence, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Domestic Violence Action Center, YWCA of Hawaii Island, YWCA of Kauai, Hawaii Children's Action Network, Hawaii Women's Coalition, and several individuals supported this measure. The Department of Human Services, Department of Health, Department of Education, and Mental Health America of Hawai'i provided comments.

Your Committee notes that comments and recommendations were raised by the Department of Education. In particular, the Department recommended that the subject matter of the measure be restricted to sexual abuse prevention. Furthermore, the Department recommended an elementary teacher and a secondary teacher designated by the Hawaii State Teacher's Association be added to the Task Force to provide K-12 expertise. The Department estimated that \$50,000 is necessary in each year of the fiscal biennium to support the operations and activities of the Task Force.

Your Committee has amended this measure by:

- (1) Changing the amount appropriated to an unspecified amount; and
- (2) Changing its effective date to July 1, 3000, to encourage further discussion.

Should the Committee on Finance deliberate on this measure further, your Committee on Health & Human Services respectfully requests that it appropriate \$25,000 for the operations of the Task Force.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2155, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2155, 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 (Belatti).

**SCRep. 560-18 Health & Human Services on H.B. No. 2369**

The purpose of this measure is to increase the efficiency of decision making by the Policy Advisory Board for Elder Affairs by decreasing the total number of members and specifying that ex officio members are non-voting members.

The Executive Office on Aging and one concerned individual supported this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, 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 & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2369, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2369, 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, none.

**SCRep. 561-18 Health & Human Services on H.B. No. 2526**

The purpose of this measure is to authorize a pharmacy to provide a customized patient medication package to any patient of an institutional facility or any member of the general public upon consent, with a valid prescription, and in compliance with labeling and dispensing requirements.

The Department of Commerce and Consumer Affairs and a concerned individual supported this measure. Walgreen Co. offered comments.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2526, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2526, 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, none.

**SCRep. 562-18 Health & Human Services on H.B. No. 2606**

The purpose of this measure is to appropriate funds to the Department of Health for the Tropic Care program of the United States Department of Defense to provide free medical care to individuals in rural areas.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and a concerned individual supported this measure. The Department of Health and the Mayor of the County of Hawaii offered comments.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount from \$30,000 for fiscal year 2018-2019 to an unspecified amount; and
- (2) Changing the effective date to July 1, 3000, to facilitate further discussion.

Should the Committee on Finance deliberate further on this measure, your Committee respectfully requests that it appropriate \$30,000 for fiscal year 2018-2019 for the purpose of this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2606, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2606, 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 (Belatti).

**SCRep. 563-18 Health & Human Services on H.B. No. 538**

The purpose of this measure, as received by your Committee, is to require the Department of Health to charge and collect fees for the licensing, relicensing, certification, and recertification of community care facilities and submit a report to the Legislature on the fees.

For the purposes of a public hearing on this measure, your Committee circulated a proposed H.B. No. 538, H.D. 1 (Proposed Draft), and notified the public that it would be accepting testimony on the proposal, which would create the Intellectual and Developmental Disabilities Medicaid Waiver Administrative Claiming Special Fund to provide funding for the operation of the Hawaii Medicaid Section 1915(c) Home and Community-Based Services for People with Intellectual and Development Disabilities waiver.

The Department of Human Services, Department of Health, The Arc in Hawaii, The Arc of Kona, Advantage Health Care Provider, and several individuals supported the Proposed Draft. Full Life provided comments.

Your Committee recognizes the comments made by Advantage Health Care Provider and its testimony, which noted that improvements in the home and community-based care services can serve to achieve the following goals:



- (1) Improving patient/client experience;
- (2) Improving the quality of care being delivered; and
- (3) Decreasing costs by looking at interventions and strategies such as standardizations, consolidation of similar services, removal of duplicative services, utilizing qualified staff, and adapting scientifically proven strategies and evidence-based practice.

Your Committee considered the merits of both H.B. No. 538, as introduced, and the Proposed Draft, and upon careful consideration, recommends passage of the Proposed Draft.

Your Committee has further amended this measure by changing its effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 538, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 538, 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 (Belatti).

**SCRep. 564-18 Health & Human Services on H.B. No. 2626**

The purpose of this measure is to determine the appropriate long term solution for converting cesspools to other waste disposal options by:

- (1) Requiring and appropriating funds for the Department of Health to hire a third-party consultant to conduct a study on the issues relating to the upgrade or conversion of cesspools, which includes the development of a long-range comprehensive plan for statewide conversion of all cesspools by 2050, and submit the study to the Legislature by December 31, 2019; and
- (2) Establishing the Cesspool Conversion Working Group to assist the third-party consultant in conducting the study and submit separate reports to the Legislature.

The Department of Health, Department of Environmental Services of the City and County of Honolulu, Surfrider Foundation Hawaii Chapters, Surfrider Foundation O'ahu Chapter, Coral Reef Alliance, Malama Kauai, League of Women Voters of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and many concerned individuals supported this measure. The Department of Environmental Management of the County of Hawaii provided comments.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2626, 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, none.

**SCRep. 565-18 Health & Human Services on H.B. No. 2738**

The purpose of this measure is to expand and monitor health care coverage for children in Hawaii by:

- (1) Establishing the Hawaii Infant Health Care Program as a temporary three-year pilot program to provide continuous, quality health care services by the Department of Human Services or a designated contractor to uninsured newborn children living in Hawaii who are one day, but not more than thirty days, of age;
- (2) Establishing the Hawaii Children's Health Care Program as a temporary three-year pilot program to provide health care coverage to uninsured children living in Hawaii between thirty-one days and nineteen years of age through a public-private partnership between the Department of Human Services and one or more managed care plans operating in the State that offer accident and health or sickness insurance plans; and
- (3) Appropriating funds to establish the Hawaii Infant Health Care Program and Hawaii Children's Health Care Program, including funding for relevant positions and administrative costs.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Save Medicaid Hawaii, Kokua Kalihi Valley, and several individuals supported this measure. The Department of Human Services provided comments.

Your Committee has amended this measure by:

- (1) Changing all appropriations to unspecified amounts; and
- (2) Changing its effective date to July 1, 3000, to encourage further discussion.

Should the Committee on Finance deliberate on this measure further, your Committee on Health & Human Services respectfully requests that it consider appropriating:

- (1) \$150,000 to provide continuous, quality health care services to uninsured newborn children through the Hawaii Infant Health Care Program;

- (2) \$700,000 to fund the Hawaii Children's Health Care Program;
- (3) \$52,000 to establish two full-time equivalent permanent (2.00 FTE) eligibility worker I positions for the Hawaii Infant Care Program; and
- (4) \$50,000 for administrative costs, office furniture, and other supplies and equipment necessary to implement the Hawaii Infant Health Care Program.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2738, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2738, 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 (Belatti).

**SCRep. 566-18 Health & Human Services on H.B. No. 2732**

The purpose of this measure is to require the Department of Health to convene a study group to develop a proposal for a pilot program to address contamination relating to waste-water, cesspools, and shore waters in Puako.

Coral Reef Alliance, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and many concerned individuals supported this measure. The Department of Health and County of Hawaii Mayor provided comments.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2732, 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, none.

**SCRep. 567-18 Education on H.B. No. 2353**

The purpose of this measure is to make miscellaneous technical amendments to update statutory language relating to the Hawaii State Public Library System and facilitate library operations.

The Hawaii State Public Library System supported this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 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 Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2353, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2353, 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 (Ing, McKelvey).

**SCRep. 568-18 Education on H.B. No. 1882**

The purpose of this measure is to appropriate funds for laptop computers or tablets to be used by teachers and students for digital teaching and learning in public schools.

Computing Technology Industry Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, TechNet and its member companies, Kamehameha Schools, and three individuals testified in support of this measure. The Department of Education testified in support of the intent of this measure.

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

Should the Committee on Finance deliberate on this measure, your Committee respectfully requests that it consider an appropriation of \$8,200,000 for fiscal year 2018-2019 for laptop computers or tablets as provided in 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. 1882, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1882, 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 (Creagan, Ing).

**SCRep. 569-18 Education on H.B. No. 2508**

The purpose of this measure is to provide funding to the State Public Charter School Commission for charter school infrastructure costs, rent or lease assistance, and the repair and maintenance of network infrastructure.

The State Public Charter School Commission, Hawaii Public Charter Schools Network, Volcano School of Arts & Sciences, Ke Kula 'o Samuel M. Kamakau Laboratory Public Charter School, DreamHouse 'Ewa Beach, HawaiiKidsCAN, Hawaii State Teachers Association, Hawaii Children's Action Network, Native Hawaiian Education Council, Kamehameha Schools, Kanu o ka 'Āina, and numerous individuals testified in support of this measure. The Office of Hawaiian Affairs and two individuals provided comments on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2025; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should this measure be deliberated by the Committee on Finance, your Committee respectfully requests that it consider the appropriation amount of \$10,000,000 for fiscal year 2018-2019 for the State Public Charter School Commission to allocate to charter schools for infrastructure costs, rent or lease assistance, and repair and maintenance of network infrastructure.

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. 2508, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2508, 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, 2 (Ing, McKelvey).

**SCRep. 570-18 Education on H.B. No. 2170**

The purpose of this measure is to appropriate funds for an online platform to facilitate professional learning for Executive Office on Early Learning pre-kindergarten program educators.

The Executive Office on Early Learning, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Children's Action Network, Hawaii Association for the Education of Young Children, Kamehameha Schools, and an individual testified in support of this measure. An individual testified in support of the intent of this measure.

Your Committee has amended this measure by:

- (1) Making the appropriation an unspecified amount;
- (2) Changing its effective date to July 1, 2050; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should this measure be heard by the Committee on Finance, your Committee respectfully requests that it consider an appropriation of \$20,000 for fiscal year 2018-2019 for the purposes specified in 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. 2170, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2170, 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 (Creagan, Ing).

**SCRep. 571-18 Education on H.B. No. 2510**

The purpose of this measure is to appropriate funds for the installation of air conditioning in permanent classrooms and portable classrooms in public schools that have not received air conditioning units, provided the school principal designates the installation of air conditioning units as the school's top priority.

The Department of Education; United Public Workers, AFSCME, Local 646, AFL-CIO; Hawaii State Teachers Association; IMUAlliance; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; and an individual testified in support of this measure.

Your Committee has amended this measure by:

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

Should your Committee on Finance deliberate on this measure, your Committee respectfully requests its consideration of appropriating \$30,000,000 for fiscal year 2018-2019 for the installation of air conditioning in public schools as provided in 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. 2510, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2510, 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 (Ing, McKelvey, Quinlan).

**SCRep. 572-18 Education on H.B. No. 1720**

The purpose of this measure is to:

- (1) Allow for an income tax deduction for amounts paid by teachers for professional development courses related to the curriculum in which the teacher provides instruction and for books, supplies, computer equipment, software, and supplementary materials used by the teacher in the classroom; and
- (2) Increase the franchise tax on banks and other financial institutions.

The Hawaii State Teachers Association, Kamehameha Schools, and an individual testified in support of this measure. Hawaii Bankers Association opposed this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments on this measure.

Your Committee has amended this measure by:

- (1) Requiring that a teacher obtain written certification from the school or schools verifying the expenses paid or incurred and the employment of the teacher in order to claim an income tax deduction for the expenses under this measure;
- (2) Clarifying the definition of "teacher";
- (3) Removing the section that increases the franchise tax on banks and other financial corporations; and
- (4) Changing its effective date to July 1, 2050; 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. 1720, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1720, 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 (Creagan, Ing).

**SCRep. 573-18 Education on H.B. No. 2115**

The purpose of this measure is to appropriate funds to the Department of Labor and Industrial Relations for the operations of the K-12 Agriculture Workforce Development Pipeline Initiative.

The Department of Labor and Industrial Relations, Department of Agriculture, Department of Education, Hawaii State Teachers Association, Land Use Research Foundation of Hawaii, Hawaii Aquaculture and Aquaponics Association, Hawai'i Farm Bureau, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Maui County Farm Bureau, Kona Chapter Hawaii Farmers Union United, Beyond Organic Consulting, Inc., Hawaii Crop Improvement Association, Kamehameha Schools, Hawaii Farmers Union United Farm Apprentice Mentoring Program, and numerous concerned individuals supported this measure. A concerned individual offered 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. 2115, 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 (Ing, McKelvey).

**SCRep. 574-18 Education/Water & Land on H.B. No. 2679**

The purpose of this measure is to assist the Department of Education in its development of Twenty-First Century public schools by transferring fee interest in certain public school lands from the City and County of Honolulu and the Department of Land and Natural Resources to the Department of Education.

The Department of Education and Hawaii State Teachers Association supported this measure. The Department of Parks and Recreation of the City and County of Honolulu and Ho'omana Pono, LLC opposed this measure. The Department of Land and Natural Resources, Department of the Attorney General, and Office of Hawaiian Affairs provided comments.

Your Committees have amended this measure by:

- (1) Requiring that the Department of Education incur all fees and costs associated with any redevelopment of land, including costs for subdividing the land or creating a condominium property regime;

- (2) Clarifying that the Department of Education shall sell, exchange, transfer, assign, or pledge any property, real or personal, only to a government entity;
- (3) Changing the effective date to July 1, 2050; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committees note that there were concerns regarding determining tenancy and proper disclosure of necessary documents related to the transfer of applicable lands. Your Committees further note that the process of divesting property may also extinguish liability of the State or county and that the State should absorb these costs as they are related to the reinvestment opportunities.

As affirmed by the records of votes of the members of your Committees on Education and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2679, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2679, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
 Education: Ayes, 10. Noes, none. Excused, 1 (Ing).  
 Water & Land: Ayes, 7. Noes, none. Excused, 1 (Lowen).

**SCRep. 575-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 1997**

The purpose of this measure is to establish a task force to review the process that the Department of Land and Natural Resources uses to respond to vessels stranded in nearshore waters and report to the Legislature on its findings.

Hawaiian Civic Club of Honolulu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a concerned individual testified in support of this measure. A concerned individual testified in opposition to this measure. The Department of Land and Natural Resources provided comments on this measure.

Your Committee has amended this measure by:

- (1) Deleting any references to a task force;
- (2) Requiring the Legislative Reference Bureau to conduct a study on the process that the Department of Land and Natural Resources uses to remove vessels stranded in nearshore waters and report its findings to the Legislature;
- (3) Changing its effective date to December 24, 2088; 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 is in accord with the intent and purpose of H.B. No. 1997, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1997, 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 (Gates, Takayama).

**SCRep. 576-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 2106**

The purpose of this measure is to require the Office of Environmental Quality Control to adopt and maintain rules requiring all environmental assessments and environmental impact statements prepared pursuant to Chapter 343, Hawaii Revised Statutes, to include consideration of sea level rise based on the most recent scientific data available regarding sea level rise.

The Sierra Club of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaiian Civic Club of Honolulu, and several concerned individuals testified in support of this measure. The Office of Planning and Office of Environmental Quality Control provided comments on this measure.

Your Committee notes that the Environmental Council, under the Office Environmental Quality Control, is currently preparing language to incorporate climate change, including sea level rise, into its next draft version of the administrative rules. Your Committee respectfully requests that your Committee on Finance consider incorporating the Environmental Council's proposed language into this measure.

Your Committee further notes that the Office of Planning submitted written testimony proposing an amendment to change the language, "most recent scientific data available regarding sea level rise", to "best available" scientific data regarding sea level rise. Your Committee agrees with the Office of Planning that this amendment would better carry out the intent of the measure.

Accordingly, your Committee has amended this measure by:

- (1) Specifying that environmental assessments and environmental impact statements must be based on the "best available" scientific data regarding sea level rise; and
- (2) Changing its 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. 2106, 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. 2106, H.D. 2.

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

**SCRep. 577-18 Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 1747**

The purpose of this measure is to:

- (1) Establish \$35,000,000 as the Office of Hawaiian Affairs' (OHA) annual pro rata share of the public land trust revenues and a procedure for the quarterly transfer of funds beginning with fiscal year 2018-2019;
- (2) Transfer \$119,000,000 less certain funds to OHA for underpayment of the public land trust revenues for July 1, 2012 to June 30, 2018;
- (3) Require the Department of Land and Natural Resources to provide an annual accounting of receipts from public land trust lands described in section 5(f) of the Admissions Act, subject to consultation by the Office of Hawaiian Affairs; and
- (4) Establish a Public Land Trust Revenues Committee within the Department of Land and Natural Resources to meet every six years to recommend the amount of income and proceeds from the public land trust that OHA shall receive annually.

The Office of Hawaiian Affairs, a Maui County Councilmember, a Hawaii County Councilmember, Hanalei Watershed Hui, Ho'omanapono Political Action Committee, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ka Lahui Hawai'i Political Action Committee, We Are One, Inc., Hawaiian Community Assets, Villages of Laiopua Homesteaders Association, Hawaiian Civic Club of Honolulu, Kanoa Transportation, LLC, Molokai Habitat for Humanity, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, Kuakini Hawaiian Civic Club, Association of Hawaiian Civic Clubs, and numerous individuals testified in support of this measure. The Office of the Governor, Department of Transportation, Department of the Attorney General, Department of Land and Natural Resources, Common Cause Hawaii, and Center for Hawaiian Sovereignty Studies testified in opposition to this measure. The University of Hawaii, Department of Budget and Finance, and League of Women Voters submitted comments on this measure.

Your Committee notes that there have been discussions regarding the possibility of transferring certain state lands to OHA in lieu of increasing OHA's operating budget.

Your Committee further notes that OHA's annual \$15,100,000 set amount was first instituted in 1997 pursuant to Act 329, Session Laws of Hawaii 1997. It was also used in 2001 and again most recently in 2006 in Act 178, Session Laws of Hawaii 2006. Your Committee finds that the Legislature specifically stated that it was an "interim" amount. Your Committee further finds that more than 20 years have passed since the \$15,100,000 annual amount was first determined and it is now time to recalculate OHA's pro rata share of public land trust revenues. The idea of periodically revisiting the pro rata share was supported by testimony from OHA and the Department of the Attorney General. A negotiating committee was established by the Legislature in 2016 to revisit the interim share for native Hawaiians, but was only convened once by the Governor. Your Committee encourages further review by the Governor's negotiating committee.

Your Committee further finds that the 1997 Federal Airport Forgiveness Act states that its restriction on airport fund transfers does not affect the State's obligation to Native Hawaiians. Furthermore, the Legislature has, in the past, transferred to OHA analogous type receipts for revenue generated at the airports. Accordingly, your Committee notes that the new interim amount to OHA, \$35,000,000, is calculated using revenue generated from the use of public land trust lands at the airports.

Your Committee has amended this measure by:

- (1) Changing its effective date to December 24, 2088; 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. 1747, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1747, 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. 578-18 Water & Land/Public Safety on H.B. No. 2096**

The purpose of this measure is to allow the Hawaii Emergency Management Agency to effectively respond to flood emergencies by:

- (1) Establishing the Emergency Hazard Flood Mitigation Special Fund; and
- (2) Appropriating funds for the Hawaii Emergency Management Agency to purchase water pumps, generators, and heavy equipment.

The Department of Emergency Management of the City and County of Honolulu and one concerned individual supported this measure. The Department of Budget and Finance and Hawaii Emergency Management Agency provided comments.

Your Committees note the concerns raised regarding whether this measure is the appropriate method to address flood emergency management. Your Committees further note the lack of input from other impacted government agencies.

Your Committees have amended this measure by:

- (1) Changing the appropriations to unspecified amounts; and
- (2) Changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Water & Land and Public Safety that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2096, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2096, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 7. Noes, none. Excused, 1 (Cullen).

Public Safety: Ayes, 6. Noes, none. Excused, 1 (Ing).

**SCRep. 579-18 Water & Land/Energy & Environmental Protection on H.B. No. 1974**

The purpose of this measure is to protect public health and safety and support Hawaii's firefighters by transferring money from the Natural Area Reserve Fund to the Firefighter's Contingency Fund to upgrade firefighting equipment to be used jointly by the State and the counties.

The Division of Forestry and Wildlife of the Department of Land and Natural Resources, State Fire Council, Honolulu Fire Department, County of Hawaii Fire Department, Ho'omana Pono, LLC, Hawaii Island Economic Development Board, Hawaii Cattlemen's Council, Inc., and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure.

Your Committees have amended this measure by:

- (1) Changing the amount of the monies transferred to, and appropriated out of, the Firefighter's Contingency Fund to unspecified amounts; and
- (2) 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 Water & Land and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1974, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1974, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 8. Noes, none. Excused, none.

Energy & Environmental Protection: Ayes, 8. Noes, none. Excused, none.

**SCRep. 580-18 Water & Land/Energy & Environmental Protection on H.B. No. 1984**

The purpose of this measure is to protect the State's freshwater supply and address issues affecting the supply of freshwater in Hawaii by:

- (1) Requiring the Commission on Water Resource Management to conduct a study on the current state of water resources in the State, potential alternative sources of water, and the future needs of water in the State; and
- (2) Appropriating funds for the study.

The Honolulu Board of Water Supply, Hawaiian Civic Club of Honolulu, Ho'omana Pono, LLC, Big Island Invasive Species Committee, and a concerned individual testified in support of this measure. The Department of Land and Natural Resources provided comments.

Your Committees have amended this measure by:

- (1) Changing amount of funds appropriated for the Commission on Water Resource Management to conduct the study to an unspecified amount; and
- (2) 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 Water & Land and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1984, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1984, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 8. Noes, none. Excused, none.

Energy & Environmental Protection: Ayes, 8. Noes, none. Excused, none.

**SCRep. 581-18 Water & Land/Energy & Environmental Protection on H.B. No. 2595**

The purpose of this measure is to appropriate moneys to the Department of Land and Natural Resources to conduct improvements, repairs, and maintenance of watersheds throughout the State.

The Department of Land and Natural Resources, Department of Water of the County of Kaua'i, Board of Water Supply, Ho'omana Pono, LLC, Ho'omanapono Political Action Committee, The Nature Conservancy of Hawai'i, Big Island Invasive Species Committee, Coordinating Group on Alien Pest Species, Kaluaaha Ranch, Hawai'i Association of Watershed Partnerships, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ben Dyre Family Limited Partnership, Princeville Utilities Company, Inc., Kapualei Ranch, Grove Farm Company, Kaua'i Watershed Alliance, Maui Conservation Alliance, Sierra Club of Hawai'i, and a few individuals supported this measure.

Your Committees have amended this measure by 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 Water & Land and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2595, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2595, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 8. Noes, none. Excused, none.

Energy & Environmental Protection: Ayes, 8. Noes, none. Excused, none.

**SCRep. 582-18 Water & Land on H.B. No. 2038**

The purpose of this measure is to:

- (1) Authorize nonprofit organizations to provide shelter to homeless persons, including by hosting temporary encampments on property owned or controlled by the organization;
- (2) Prohibit counties from enacting ordinances that substantially burden nonprofit organizations providing shelter to homeless persons; and
- (3) Limit county liability for any injury or damage caused by permitting the sheltering of homeless persons and any conduct or unlawful activity caused by sheltering homeless persons pursuant to this measure.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and Hawaii Association for Justice supported this measure. The Governor's Coordinator on Homelessness provided comments.

Your Committee has amended this measure by:

- (1) Amending the substantive provisions of this measure to establish a three-year pilot program which authorizes nonprofit organizations in a county with a population of 500,000 or more to provide shelter to homeless persons, and prohibits the host county from enacting ordinances that impose stricter conditions or more excessive fees than necessary for providing shelter on the organization's own property or require the organization to indemnify the county;
- (2) Requiring nonprofit organizations to provide shelter from natural elements for homeless persons who are sheltered outdoors on the nonprofit organization's property;
- (3) Removing the provision that prohibited the host county from imposing conditions that substantially burden the decisions or actions of a nonprofit organization regarding the location of the shelter on the nonprofit organization's property; and
- (4) 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. 2038, 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. 2038, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

**SCRep. 583-18 Water & Land on H.B. No. 2468**

The purpose of this measure is to ensure the preservation of Hawaii's beaches for future generations by:

- (1) Establishing a Hawaii Beach Preservation Special Fund (Special Fund) within the treasury of the State to be used by the Department of Land and Natural Resources to purchase lands threatened by sea level rise or beach erosion and carry out other forms of managed retreat for the protection of adjacent public beaches;
- (2) Creating a working group within the Hawaii Climate Change Mitigation and Adaptation Commission to determine appropriate funding mechanisms for the Special Fund; and
- (3) Establishing and appropriating funds for the North Shore Oahu Pilot Project to explore managed retreat options to address current emergency beach conditions and investigate managed retreat options that may be replicated elsewhere in the State.



The Office of Planning, Sierra Club of Hawai'i, Surfrider Foundation Hawaii Chapters, Surfrider Foundation O'ahu Chapter, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, North Shore Community Land Trust, and several individuals supported this measure. The Department of Land and Natural Resources, Department of Budget and Finance, and an individual provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that the Department of Land and Natural Resources may expend moneys from the Special Fund to acquire from landowners land needed to ensure the perpetuation of sandy beaches for the public by facilitating landward retreat where those beaches are undergoing submersion and erosion due to sea level rise;
- (2) Requiring prior authorization of the Legislature by Concurrent Resolution to acquire lands;
- (3) Sunsetting the North Shore Oahu Pilot Program on June 30, 2021;
- (4) Changing its effective date to July 1, 2050, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for 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 is in accord with the intent and purpose of H.B. No. 2468, 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. 2468, H.D. 2.

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

**SCRep. 584-18 Water & Land on H.B. No. 2380**

The purpose of this measure is to clarify that the Board of Land and Natural Resources may lease all fast lands and submerged lands within any existing state boating facility by public auction, request for proposals, or direct negotiation by deleting a non-applicable requirement and repealing obsolete requirements specific to Ala Wai Boat Harbor.

The Department of Land and Natural Resources and Pulama Lanai supported this measure.

Your Committee has amended this measure by:

- (1) Requiring the Board of Land and Natural Resources to receive prior authorization from the Legislature by concurrent resolution before leasing fast lands and submerged lands within an existing state boating facility; 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 Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2380, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2380, 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. 585-18 Housing on H.B. No. 1782**

The purpose of this measure is to incentivize owner-occupants to install automatic fire sprinkler systems in one- and two-family dwellings and units in buildings that are used solely for residential purposes by establishing a tax credit for thirty percent of the actual cost of the system, up to \$5,000.

Hawaii State Fire Council, Honolulu Fire Department, Associa, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and an individual testified in support of this measure. The Department of Taxation, Tax Foundation of Hawaii, and Building Industry Association of Hawaii provided comments.

Your Committee notes that automatic fire sprinklers are the most effective means of saving lives and preserving property in the event of a fire. However, your Committee further notes that the costs associated with installing an automatic fire sprinkler system may not be affordable for the average property-owner.

Your Committee has amended this measure by:

- (1) Clarifying that only the owner-occupant and not the purchaser installing the fire sprinkler may claim the tax credit;
- (2) Changing the application of the tax credit to taxable years beginning after December 31, 2018;
- (3) Clarifying that the tax credit shall not apply to taxable years beginning after December 31, 2028; and
- (4) Changing the thirty percent and \$5,000 maximum credit amount to an unspecified percentage and unspecified maximum dollar amount.

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. 1782, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1782, 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 (Quinlan).

**SCRep. 586-18 Housing on H.B. No. 1789**

The purpose of this measure is to incentivize owners of one- and two-family dwellings in residential structures to install automatic fire suppression systems by providing an income tax credit equal to twenty-five percent of the actual costs of the system, including installation costs.

The Hawaii State Fire Council, a Kauai County Councilmember, Fire Chief of the Honolulu Fire Department, Fire Chief of the Kauai Fire Department, Hawai'i State Association of Counties, General Contractors Association of Hawaii, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Department of Taxation and Building Industry Association of Hawaii offered comments for this measure.

Your Committee finds that this measure is intended to affect new one- and two-family dwellings that have not yet been occupied.

Your Committee requested, and representatives from the Hawaii State Fire Council and the Honolulu Fire Department provided, a definition of an automatic fire suppression system. The State Fire Council noted that such systems should adhere to national standards. If this measure progresses through the legislative process, your Committee requests that stakeholders assist the Legislature in refining the definition of automatic fire suppression systems so that property owners will be able to more accurately estimate the cost of installing such a system in their dwelling units.

Your Committee has amended this measure by:

- (1) Changing the tax credit from a refundable tax credit to a non-refundable tax credit;
- (2) Defining automatic fire suppression systems that will be eligible for the credit;
- (3) Specifying that the tax credit applies to taxable years beginning after December 31, 2018; and
- (4) Making technical, non-substantive 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. 1789, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1789, 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. 587-18 Housing on H.B. No. 1920**

The purpose of this measure is to establish an income tax credit for the cost of construction or renovation of residential property that results in compliance with residential housing visitability standards that allow a person with a disability to visit or use the property.

The State Council on Developmental Disabilities and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Department of Taxation, Hawaii Housing Finance and Development Corporation, and Center on Disabilities Studies at the University of Hawaii offered comments.

Your Committee finds that housing for individuals with disabilities should meet their needs and allow the individuals to integrate into the community in a way that is socially-inclusive.

Your Committee has amended this measure by:

- (1) Clarifying that the tax credit will be for a portion, not all, of the qualified construction and renovation expenses incurred to comply with visitability standards, up to a specified cap on the credit;
- (2) Specifying that the distribution and share of the credit shall be determined by applying Section 704 of the Internal Revenue Code to prevent ambiguity in how the credit is distributed for pass-through entities;
- (3) Limiting the tax credit to one credit per tax map key number;
- (4) Specifying that the tax credit will apply to taxable years after December 31, 2018, to allow the Department of Taxation to update its systems to implement the tax credit;
- (5) Clarifying that the visitability standards are the specifications designated as "Type C," which is the lowest level of accessibility according to international and United States building code standards;
- (6) Deleting the section establishing the tax credit for bed and breakfasts because construction or renovation of a bed and breakfast is eligible for the credit applicable to residential housing; and

- (7) 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 Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1920, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1920, 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. 588-18 Housing on H.B. No. 2332**

The purpose of this measure to specify that certain sections of the Internal Revenue Code relating to the installment method, deductions limited to amount at risk, and passive activity losses and credits do not apply to investments made in buildings and projects claiming the low-income housing tax credit, and income, loss, and deductions will be made in proportion to the low-income housing tax credit.

The Office of the Governor, Department of Business, Economic Development and Tourism, Hawaii Housing Finance and Development Corporation, Department of Housing and Human Concerns of the County of Maui, InState Partners, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Department of Taxation offered comments for this measure.

Your Committee finds that increasing the amount of equity generated by the State Low-Income Housing Tax Credit may assist in reducing the shortage in affordable housing in Hawaii.

Your Committee has amended this measure by:

- (1) Including a new paragraph to ensure conformity to the Internal Revenue Code;
- (2) Changing the effective date to January 1, 2050, to promote further discussion; and
- (3) Making technical, non-substantive 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. 2332, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2332, 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. 589-18 Housing/Health & Human Services on H.B. No. 2751**

The purpose of this measure is to address Hawaii's homelessness issue by:

- (1) Expanding the eligibility criteria and available credit amount for low-income household renters' income tax credit based on adjusted gross income and filing status;
- (2) Appropriating funds to the department of human services for the continued administration of the family assessment center for homeless families; and
- (3) Appropriating funds to the Hawaii Public Housing Authority for the State Rent Supplement Program to provide assistance through a housing homeless children rental assistance pilot program and requiring recipients of subsidies from this program to obtain financial case management and counseling services.

The Governor's Coordinator on Homelessness, Hawaii Public Housing Authority, Hawaiian Community Assets, Catholic Charities Hawai'i, Hawaii Appleseed Center for Law and Economic Justice, IMUAlliance, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Partners in Care, and PHOCUSED testified in support of this measure. The Department of Taxation, State Procurement Office, League of Women Voters of Hawaii, and Tax Foundation of Hawaii provided comments.

Your Committees have amended this measure by:

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

Your Committees find that the low-income household renters' tax credit amount and its income eligibility criteria have not changed since 1981 and 1989, respectively. Your Committees further find that the appropriations will provide much-needed support to programs dedicated to housing families and supporting homeless children.

Your Committees note that the Hawaii Public Housing Authority and the Department of Taxation testified at the public hearing on this measure providing technical, substantive amendments. Should your Committee on Finance consider this measure, your Committees request that it give consideration to these technical, substantive amendments.

As affirmed by the records of votes of the members of your Committees on Housing and Health & Human Services that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2751, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2751, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 5. Noes, none. Excused, 2 (Aquino, McDermott).

Health & Human Services: Ayes, 5. Noes, none. Excused, none.

**SCRep. 590-18 Housing/Ocean, Marine Resources, & Hawaiian Affairs on H.B. No. 2473**

The purpose of this measure is to assist the Department of Hawaiian Home Lands (DHHL) in meeting the housing needs of its beneficiaries by:

- (1) Authorizing the construction and use of micro housing units on Hawaiian home lands managed by DHHL;
- (2) Authorizing the use of the Hawaiian Home Loan Fund and Hawaiian Home General Loan Fund for assistance in purchasing or renting micro housing units for use on Hawaiian home lands managed by DHHL and leased to native Hawaiian beneficiaries; and
- (3) Appropriating funds to the Hawaii Housing Finance and Development Corporation to:
  - (A) Construct micro housing units, subject to certain conditions; and
  - (B) Building the general organizational capacity of native Hawaiian-controlled nonprofit housing developers.

The Hawaii Appleseed Center for Law and Economic Justice, Hawaiian Community Assets, Hawaiian Civic Club of Honolulu, Young Progressives Demanding Action-Hawaii, Life of the Land, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Council for Native Hawaiian Advancement, Ho‘omanopono Political Action Committee, and numerous concerned individuals testified in support of this measure. The Center for Hawaiian Sovereignty Studies testified in opposition to this measure. The Hawaii Housing Finance and Development Corporation, DHHL, Department of the Attorney General, and Office of Hawaiian Affairs provided comments.

Your Committees note the concerns raised by the Attorney General that under the Equal Protection clauses of Article 1, Section 5 of the Constitution of the State of Hawaii and the Fourteenth Amendment of the United States Constitution, the Hawaii Housing Finance and Development Corporation may not restrict its programs to members of a particular race. Furthermore, your Committees note that under Hawai‘i law, the Hawaii Housing Finance and Development Corporation may not engage in racial discrimination through its affordable housing programs, including the financing of housing unit construction. As such, appropriating funds to the Hawaii Housing Finance and Development Corporation to construct micro housing units for a program available only to a particular race and to build the general organizational capacity of native Hawaiian-controlled nonprofit housing developers may run afoul of these constitutional and statutory concerns. Your Committees find that this measure must be amended to address these concerns.

Accordingly, your Committees have amended this measure by:

- (1) Deleting language authorizing the use of the Hawaiian Home Loan Fund and Hawaiian Home General Loan Fund for assistance in purchasing or renting micro housing units for use on Hawaiian home lands managed by DHHL and leased to native Hawaiian beneficiaries;
- (2) Appropriating the funds to construct micro housing units and build the general organizational capacity of native Hawaiian-controlled nonprofit housing developers to DHHL as they may lawfully restrict the use of its funds to native Hawaiians and native Hawaiian-controlled entities;
- (3) Changing its effective date to January 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 Housing 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. 2473, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2473, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 4. Noes, none. Excused, 3 (Aquino, Quinlan, McDermott).

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 6. Noes, none. Excused, 1 (Gates).

**SCRep. 591-18 Judiciary on H.B. No. 1724**

The purpose of this measure is to strengthen provisions to combat human trafficking in the bar, exotic dance, and massage businesses by:

- (1) Requiring massage therapy establishments that employ three or more people, rather than five or more people, to post information regarding the National Human Trafficking Resource Center Hotline;
- (2) Increasing the fines to \$500 for the first offense and \$1,000 for each separate offense thereafter for noncompliance with information posting requirements and directing the deposit of fines collected into the Human Trafficking Victim Services Fund; and
- (3) Authorizing the Department of Labor and Industrial Relations to contract with state or county departments or agencies, including county liquor commissions, to implement or enforce posting requirements.

The Young Progressives Demanding Action-Hawai'i, IMUAlliance, UNITE, and one individual testified in support of this measure. The Department of Labor and Industrial Relations and Board of Massage Therapy 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. 1724, 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, none.

**SCRep. 592-18      Judiciary on H.B. No. 2051**

The purpose of this measure is to appropriate funds to the Department of Public Safety to maintain 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 County of Maui Department of the Prosecuting Attorney, Oahu County Committee on Legislative Priorities 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 is in accord with the intent and purpose of H.B. No. 2051 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, none.

**SCRep. 593-18      Judiciary on H.B. No. 2203**

The purpose of this measure is to consolidate the law enforcement functions of the State within the Department of the Attorney General.

More specifically, the measure reorganizes state law enforcement functions by:

- (1) Establishing an enforcement division within the Department of the Attorney General; and
- (2) Transferring to the enforcement division, the state law enforcement officers and activities of the:
  - (A) Department of Land and Natural Resources Division of Conservation and Resources Enforcement;
  - (B) Department of Public Safety, including its Narcotics Enforcement Division; and
  - (C) Department of Transportation Harbors Division.

Your Committee received testimony in support of this measure from the Hawaii Government Employees Association and two concerned individuals.

Your Committee received testimony in opposition to this measure from the Department of the Attorney General, the Department of Land and Natural Resources, the Department of Public Safety, the Department of Transportation, The Nature Conservancy, and the Young Progressives Demanding Action--Hawaii.

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. 2203, 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 (Thielen). Noes, none. Excused, none.

**SCRep. 594-18      Judiciary on H.B. No. 2267**

The purpose of this measure is to enable the State and counties to enforce illegal parking violations involving the stopping, standing, or parking of vehicles on state highways and provide for parking management-related improvements by establishing the State Highway Enforcement Program, which adds a surcharge to fines for these violations and deposits the surcharge amounts into a newly-created State Highway Enforcement Fund.

The Department of Transportation and one individual testified in support of this measure. One individual testified in opposition. The Department of Budget and Finance and County of Kauai Planning Department 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. 2267, 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, none.

**SCRep. 595-18      Judiciary on H.B. No. 2364**

The purpose of this measure is to improve and enhance Hawaii's juvenile justice system and prevent juvenile delinquency and recidivism. Specifically, this measure establishes the Kawaihoa Youth and Family Wellness Center at the Hawaii Youth Correctional Facility to provide prevention, rehabilitation, and treatment services for at-risk youth and young adults.

The Office of Youth Services, Department of Human Services, Office of the Public Defender, Office of Hawaiian Affairs, Hawaii Youth Services Network, Mental Health America of Hawaii, Young Progressives Demanding Action – Hawai'i, Community Alliance on Prisons, and two individuals testified in support of this measure. One individual testified in opposition. The Department of Health, Department of Education, 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2364, 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, 1 (Lee).

**SCRep. 596-18      Judiciary on H.B. No. 2139**

The purpose of this measure is to establish a state corollary to Title IX of the federal Education Amendments of 1972, Patsy Mink Equal Opportunity in Education Act, by prohibiting discrimination on the basis of sex, including gender identity or expression, or sexual orientation, in any:

- (1) State educational program or activity; or
- (2) Educational program or activity that receives state financial assistance.

The Hawai'i Civil Rights Commission, Hawaii Youth Services Network, LGBT Caucus of the Democratic Party of Hawai'i, American Civil Liberties Union of Hawai'i, Planned Parenthood Votes Northwest and Hawaii, Domestic Violence Action Center, American Association of University Women in Hawai'i, Life of the Land, Hawaii Women's Coalition, Hawaii State Teachers Association, Young Progressives Demanding Action-Hawaii, IMUAlliance, Life Foundation, The CHOW Project, Hawai'i Section of the American College of Obstetricians and Gynecologists, Hawai'i State Democratic Women's Caucus, The Sex Abuse Treatment Center, Hawaii State Coalition Against Domestic Violence, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Children's Action Network, Hawaii LGBT Legal Association, Hawai'i Women Lawyers, Amnesty International Hawaii Chapter #449, and numerous individuals testified in support of this measure. The Department of Education, Healthy Mothers Healthy Babies Coalition of Hawaii, AF3IRM Hawai'i, YWCA Oahu, League of Women Voters of Hawaii, and one individual 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. 2139, 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, 1 (McDermott). Excused, none.

**SCRep. 597-18      Judiciary on H.B. No. 1908**

The purpose of this measure is to prohibit multiburst trigger activators that, when attached to a semiautomatic firearm, cause the firearm to discharge two or more shots in a burst or accelerate the rate of fire of the firearm.

The County of Hawaii Mayor, County of Maui Department of the Prosecuting Attorney, and Honolulu Police Department testified in support of this measure. The National Rifle Association of America, Hawaii Rifle Association, United Truck Rental, Lessons in Firearms Education, Hawaii Hunting Association, Honolulu County Republican Party, Institute for Rational and Evidence-based Legislation, and numerous individuals testified in opposition.

Your Committee has amended this measure by narrowly defining "multiburst trigger activator" to include bump stocks and binary or echo trigger groups without inadvertently targeting simple trigger modifications that improve the performance or safety of firearms.

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. 1908, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1908, 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 (McDermott). Excused, none.

**SCRep. 598-18      Judiciary on H.B. No. 1668**

The purpose of this measure is to increase the number of district judges in the Second Circuit from three to four judges.

The Judiciary, County of Maui Department of the Prosecuting Attorney, Hawaii State Bar Association, Maui County Bar Association, and numerous individuals 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 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 H.B. No. 1668, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1668, 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 (Lee).

**SCRep. 599-18 Judiciary on H.B. No. 1767**

The purpose of this measure is to:

- (1) Prohibit vehicles, except low-gear four-wheel drive vehicles and emergency responders, from traversing Waipio Valley and the Mauna Kea Science Reserve;
- (2) Require individuals or businesses who transport others for a fee to obtain a permit to operate in Waipio Valley and the Mauna Kea Science Reserve; and
- (3) Authorize the counties and University of Hawaii to confer upon its employees or other individuals the power to enforce these restrictions.

The County of Hawaii Council Chairwoman representing District 1, Hawaii Island Economic Development Board, Hawaii Leeward Planning Conference, and two individuals testified in support of this measure. One individual testified in opposition. The Office of Hawaiian Affairs, Office of Mauna Kea Management, and one individual provided comments.

Your Committee has amended this measure by:

- (1) Deleting language:
  - (A) Authorizing the counties and University of Hawaii to confer enforcement powers upon its employees or other individuals; and
  - (B) Requiring individuals and businesses to obtain a permit to transport others for a fee in Waipio Valley and the Mauna Kea Science Reserve; and
- (2) Expanding the acceptable circumstances under which a low-range, four-wheel drive vehicle may be driven through or in Waipio Valley or the Mauna Kea Science Reserve.

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. 1767, 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. 1767, H.D. 2.

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

**SCRep. 600-18 Judiciary on H.B. No. 2071**

The purpose of this measure is to ensure standards of professionalism and accountability for law enforcement officers in the State by establishing a Law Enforcement Standards Board to develop and enforce standards for training and certification of:

- (1) County police officers;
- (2) State public safety officers; and
- (3) Employees of the Department of Transportation, Department of Land and Natural Resources, Department of Taxation, and Department of the Attorney General who are conferred with police powers.

The Department of Land and Natural Resources, Department of Transportation, and three individuals testified in support of this measure. The Department of Public Safety supported the intent of this measure. The Department of the Attorney General and 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 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 H.B. No. 2071, 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. 2071, H.D. 2.

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

**SCRep. 601-18      Judiciary on H.B. No. 2194**

The purpose of this measure is to:

- (1) Allow a court of inferior jurisdiction to certify to the Hawaii Supreme Court a question or proposition of law on which the court of inferior jurisdiction seeks instruction for the proper decision of a remanded case; and
- (2) Require the Supreme Court to answer the question within 15 calendar days.

The Land Use Research Foundation of Hawaii and one individual testified in support of this measure. The Hawaii State Bar Association Appellate Section and three individuals testified in opposition. The Judiciary provided comments.

Your Committee has amended this measure by:

- (1) Changing the number of calendar days within which the Supreme Court must answer the question to an unspecified number; 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2194, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2194, 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 (Lee).

**SCRep. 602-18      Labor & Public Employment on H.B. No. 1640**

The purpose of this measure is to prevent employers from denying a worker medical treatment without reasonable cause or while the workers' compensation claim is pending investigation and to impose fines and penalties on employers who continue to deny such claims without reasonable cause.

Work Injury Medical Association of Hawaii; American Physical Therapy Association, Hawaii Chapter; Automated HealthCare Solutions; Hawaii Chapter of the American Physical Therapy Association; and three individuals testified in support of this measure. The City and County of Honolulu Department of Human Resources testified in support of the intent of this measure. The Department of Labor and Industrial Relations; Hawaiian Electric Company, Inc.; Maui Electric Company, Ltd.; Hawaii Electric Light Company, Inc.; Hawaii Insurers Council; Society for Human Resource Management - Hawaii Chapter; Orthopedic Surgery of Hawaii; and National Association of Mutual Insurance Companies opposed this measure. The Department of Human Resources Development and Wayne H. Mukaida, Attorney at Law provided comments on this measure.

Your Committee notes that Hawaii's workers' compensation system serves many workers and often meets their needs. However, there are a number of instances when the present system does not meet the needs of the injured worker.

Your Committee finds that many of the provisions in this measure are currently in the Hawaii Administrative Rules. Your Committee notes that section 12-15-94, Hawaii Administrative Rules (HAR), provides that when a service provider notifies or bills an employer, the employer is required to inform the provider within 60 calendar days for such notification or billing should the employer controvert the claim for services.

Your Committee has amended this measure by:

- (1) Repealing the reasonable cause requirement for disputing workers' compensation claims;
- (2) Amending the period of time employers must notify service providers of certain disputed workers' compensation claims for medical services, from thirty days to an unspecified time;
- (3) Providing that the employer is not allowed to use its investigation to determine compensability as the basis of denying medical services to the employee; 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. 1640, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1640, 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. 603-18 Labor & Public Employment on H.B. No. 1727**

The purpose of this measure is to require employers defined under the federal Fair Labor Standards Act to provide minimum wage workers with paid sick leave to employees to be used during absences from work due to an employee's illness or need for preventive medical care, or to care for a family member who is ill or needs preventive medical care, or during a public health emergency to care for a child or family member.

The Hawaii State AFL-CIO; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; International Longshore and Warehouse Union Local 142; and an individual testified in support of this measure. The Hawaii Food Industry Association; Hawai'i Restaurant Association; National Federation of Independent Business; Hawaii Credit Union League; The Chamber of Commerce Hawaii; Society for Human Resource Management, Hawaii Chapter; Retail Merchants of Hawaii; Quicksilver Charters; IL Gelato Hawaii; Calypso Charters; Tiki's Grill & Bar; Cheeseburger Restaurants; Big City Diner; Highway Inn; Minit Stop Stores; and an individual testified in opposition to this measure. The Department of Labor and Industrial Relations; Department of Human Resources Development; City and County of Honolulu Department of Human Resources; Hawaii Children's Action Network; Hawaii Appleseed Center for Law & Economic Justice; and American Council of Engineering Companies of Hawaii commented on this measure.

Your Committee has amended this measure by:

- (1) Excluding employers that employ less than 50 employees from paid sick leave requirements;
- (2) Establishing a graduated wage increase above the prevailing minimum wage that an employer must meet to be excluded from paid sick leave requirements; and
- (3) Changing its effective date to January 1, 2050, to enable continued discussion.

Your Committee is mindful of concerns within the business community that healthcare insurance premiums continue to rise and are likely to increase even more. Rising healthcare costs is a concern shared by other employers and the public as well. Your Committee notes that this measure excludes certain employers from paid sick leave requirements, including employers who employ less than 50 employees. Your Committee also notes that the statutory definition of a small employer with respect to group health insurance plans in the State is an employer who employs no more than 50 employees. This measure gives flexibility to employers to offer paid sick leave to minimum wage and other employees or to pay minimum wage employees a salary that is more than the prevailing 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. 1727, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1727, 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. 604-18 Labor & Public Employment on H.B. No. 2200**

The purpose of this measure is to allow employers to obtain temporary restraining orders and injunctions to protect against harassment of employees or invitees at the employer's premises and worksites. This measure also clarifies that an act or acts of harassment be imminent before an ex parte temporary restraining order will issue from the court.

The Chamber of Commerce Hawaii, Society for Human Resource Management–Hawaii Chapter, and Retail Merchants of Hawaii testified in support of this measure. The Hawaii State AFL-CIO opposed this measure. The Department of Labor and Industrial Relations provided comments on this measure.

Your Committee has amended this measure by:

- (1) Excluding the Department of Labor and Industrial Relations and any of its employees with investigatory duties and responsibilities from the employer temporary restraining order and injunction provisions established by this measure; and
- (2) Changing its effective date to January 1, 2050, to facilitate continued discussion on this measure.

Your Committee believes that the provisions in this measure do not preclude nor hinder the Department of Labor and Industrial Relations from carrying out its investigatory responsibilities and other job functions.

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. 2200, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2200, 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. 605-18 Labor & Public Employment on H.B. No. 2598**

The purpose of this measure is to lay the groundwork to implement a framework of laws and policies for paid family leave so that all employees may access leave benefits during times when they need to provide care for a family member.

Specifically, this bill, as received by your Committee:

- (1) Establishes the Paid Family Leave Implementation Task Force (Task Force) to develop an analysis and implementation plan for providing workers with family leave insurance benefits during times when a worker is required to take leave to care for a family member;
- (2) Establishes the Paid Family Leave Special Fund (Special Fund) to carry out the purposes of this measure;
- (3) Requires the Task Force to report findings and recommendations to the Legislature; and
- (4) Appropriates \$1,500,000 for fiscal year 2018-2019 from the general fund to the Special Fund for one full-time program manager to support the Task Force and the Department of Labor and Industrial Relations (DLIR) in establishing paid family leave for all workers by January 1, 2023.

For the purpose of facilitating public input, your Committee circulated a Proposed Draft of H.B. No. 2598, H.D. 1 (Proposed Draft) prior to holding a public hearing on February 6, 2018, on this measure. The Proposed Draft circulated by your Committee is substantially similar to H.B. No. 2598, with the following exceptions:

- (1) The Proposed Draft establishes a Paid Family Leave Implementation Board (Board) with additional members, rather than a task force;
- (2) The Proposed Draft requires all Executive Branch departments and agencies to assist with data collection and sharing; and
- (3) The Proposed Draft requires the Board to consider progressive wage replacement and job protection.

Your Committee received testimony on H.B. No. 2598, as received by your Committee, as follows: The Hawaii State Commission on the Status of Women; International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO; Hawaii State AFL-CIO; League of Women Voters of Hawaii; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; and several individuals testified in support. Quicksilver Charters, Calypso Charters, and Society for Human Resource Management–Hawaii Chapter opposed the measure. The American Association of University Women–Hawaii and Hawaii Food Industry Association provided comments.

Your Committee received testimony on the Proposed Draft, as follows: Americans for Democratic Action; Hawaii Appleseed Center for Law & Economic Justice; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; YWCA Oahu; and ILWU Local 142 testified in support of the Proposed Draft. DLIR, Department of Human Services, Hawaii State Teachers Association, IMUAlliance, and Pono Hawai'i Initiative testified in support of the intent of Proposed Draft. The Chamber of Commerce Hawaii opposed this measure. The Department of Budget and Finance, General Contractors Association, Hawaii Children's Action Network, American Council of Engineering Companies of Hawaii, and an individual provided comments on the Proposed Draft.

Upon careful consideration, your Committee has amended this measure by adopting the language contained in the Proposed Draft and further amending it as follows:

- (1) Establishing paid family leave coverage for all workers that includes an unspecified minimum number of weeks of paid leave for employees, a system of progressive wage replacement, and job protection to ensure utilization of paid family leave does not adversely affect employment;
- (2) Authorizing the deposit of employer and employee contributions into the Special Fund;
- (3) Prohibiting reversion of moneys deposited into the Special Fund and the interest earned to the unrestricted general fund balance at any time;
- (4) Specifying the content of interim rules to be adopted by the DLIR and specifying that the interim rules shall remain in effect until July 1, 2022;
- (5) Requiring the Paid Family Leave Program to begin collecting payments from employers and employees by July 1, 2021, and begin processing payments by July 1, 2022;
- (6) Amending the composition of the Board's membership;
- (7) Requiring the Legislative Reference Bureau (LRB) to conduct a study including an actuarial analysis of items included in the Board's study;
- (8) Specifying that the Board's report and LRB's study shall include a multi-year budget, rather than a five-year budget, for establishing a paid family leave insurance program and shall include a review of other state leave and Temporary Disability Insurance (TDI) models and review of TDI insurance usage;
- (9) Appropriating additional funds for the LRB study and authorizing LRB to contract for services to complete the study; and
- (10) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee contemplated a minimum of 16 weeks of paid family leave for qualified employees under this measure; however, your Committee recognizes that the amount of paid family leave afforded to an employee merits 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. 2598, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2598, 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. 606-18 Labor & Public Employment/Health & Human Services on H.B. No. 1906**

The purpose of this measure is to deter the assault and abuse of healthcare professionals providing necessary care by increasing the penalty of assault of a health care worker from a misdemeanor to a class C felony.

Healthcare Association of Hawaii; American Organization of Nurse Executives; Kaiser Permanente Hawaii; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Legacy of Life Hawaii; The Queen's Health Systems; Hawai'i Pacific Health; Hawaii Primary Care Association; Hawaii Medical Association; and several concerned individuals supported this measure. The Department of Health supported the intent of this measure. The Department of the Attorney General and Hawaii Medical Service Association provided comments.

Your Committees note the concerns regarding whether this measure is necessary to provide health care workers appropriate protections and should your Committee on Judiciary deliberate on this measure, your Committees respectfully request that it consider whether certain health care workers are already afforded higher protections in the existing statute for assault in the second degree.

Your Committees have amended this measure by:

- (1) Clarifying that a health care worker employed or contracted to work by a mutual benefit society to provide health services such as case management services to an individual in a hospital, healthcare provider's office, home, or other setting, while engaged in the performance of those services is included in the protections provided in this measure;
- (2) Changing the effective date to January 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 Labor & Public Employment and Health & Human Services that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1906, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1906, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chairs on behalf of the Committees.

Labor & Public Employment: Ayes, 6. Noes, none. Excused, 1 (Ichiyama).

Health & Human Services: Ayes, 5. Noes, none. Excused, none.

**SCRep. 607-18 Labor & Public Employment on H.B. No. 2467**

The purpose of this measure, as received by your Committee, is to require state projects to be designed and constructed using an alternative building code that is more cost effective than the Hawaii State Building Codes, subject to certain conditions, including consideration of public safety and health.

The Hawaii Laborers-Employers Cooperation and Education Trust, Hawaii Laborers Union Local 368, and Hawai'i Construction Alliance testified in support of this measure. Plumbing and Mechanical Contractors Association of Hawaii, American Institute of Architects Hawaii State Council, International Association of Plumbing and Mechanical Officials, Electrical Contractors Association of Hawai'i, and National Electrical Contractors Association opposed this measure. The Department of Accounting and General Services commented on this measure.

After careful consideration, your Committee has amended this measure by deleting its contents and inserting provisions that:

- (1) Require the Legislative Reference Bureau to:
  - (A) Conduct a study on the factors that contribute to the costs of construction projects in the State; and
  - (B) Submit the study, including findings and recommendations, to the Legislature prior to the 2019 Regular Session; and
- (2) Appropriate funds to the Legislative Reference Bureau to conduct the study.

This measure includes a January 1, 2050, effective date 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. 2467, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2467, 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 (Evans).

**SCRep. 608-18 Labor & Public Employment on H.B. No. 2178**

The purpose of this measure is to remove the \$10,000 maximum limit on a cash or protest bond that must be posted for a procurement award protest.

The Department of Accounting and General Services supported this measure. The State Procurement Office supported the intent of this measure.

Your Committee has amended this measure by:

- (1) Changing its 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2178, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2178, 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 (Evans).

**SCRep. 609-18 Labor & Public Employment on H.B. No. 2055**

The purpose of this measure is to appropriate funds to establish two full-time equivalent (2.00 FTE) construction procurement specialist positions to support the State Procurement Office.

The State Procurement Office provided comments on this measure.

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

Should this measure be heard by your Committee on Finance, your Committee respectfully requests that it consider appropriating \$121,368 for fiscal year 2018-2019 as requested by the State Procurement Office.

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. 2055, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2055, 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 (Evans).

**SCRep. 610-18 Labor & Public Employment on H.B. No. 1963**

The purpose of this measure is to:

- (1) Allow two or more separate entities to submit single joint offers in response to solicitation, subject to certain conditions;
- (2) Allow purchasing agencies to award single contracts to two or more separate entities that submit joint offers; and
- (3) Require the Procurement Policy Board to adopt administrative rules that set forth procedures for joint offers and contract awards to joint offerors.

The State Procurement Office opposed this measure.

Your Committee has amended this measure by changing its effective date to January 1, 2050, to facilitate further discussion on 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. 1963, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1963, 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 (Evans).

**SCRep. 611-18 Labor & Public Employment on H.B. No. 1849**

The purpose of this measure is to require:

- (1) Police departments to disclose to the Legislature the identity of a police officer upon the officer's second suspension in a five-year period or the officer's discharge; and
- (2) Disclosure under the Uniform Information Practices Act after a police officer's second suspension in a five-year period.

The Office of Information Practices and an individual testified in support of this measure. The League of Women Voters of Hawaii testified in support of the intent of this measure. The Civil Beat Law Center for the Public Interest opposed this measure. The American Civil Liberties Union of Hawai'i commented on this measure.

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

Should this measure proceed further in the legislative process, your Committee respectfully requests your Committee on Judiciary to consider the concerns raised in testimony by The Civil Beat Law Center for the Public Interest.

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. 1849, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1849, 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 (Evans).

**SCRep. 612-18 Labor & Public Employment on H.B. No. 1877**

The purpose of this measure is to increase the "handyman" exemption for unlicensed contracting work from a total project or operation cost of \$1,000 to \$5,000.

Cornerstone Properties, Property Profiles Inc., Hawaii Association of REALTORS, Marie Hansen Properties, Oahu Chapter of the National Association of Residential Property Managers, and numerous individuals testified in support of this measure. The Hawaii Laborers-Employers Cooperation and Education Trust; Plumbing & 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; International Union of Painters and Allied Trades, District Council 50; Subcontractors Association of Hawaii; Building Industry Association of Hawaii; Pacific Resource Partnership; and an individual opposed this measure. The Department of Commerce and Consumer Affairs and Contractors License Board commented on this measure.

Your Committee notes that the handyman exemption amount has not increased since 1992 and, as such, your Committee recognizes the importance of facilitating meaningful dialogue on this measure. Your Committee further notes that while the points raised in the purpose section of this measure are persuasive to support an increase to the handyman exemption, the \$5,000 exemption amount merits further consideration.

Your Committee has amended this measure by:

- (1) Making the increased threshold exemption amount an unspecified amount; and
- (2) Changing its effective date to January 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. 1877, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1877, 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 (Evans).

**SCRep. 613-18 Labor & Public Employment on H.B. No. 2336**

The purpose of this measure is to allow payment of employer contributions to the Employees' Retirement System in advance of the fiscal year in which the contributions are required and provide for interest on and application of the advance payments.

The Department of Budget and Finance and Board of Trustees of the Employees' Retirement System supported this measure.

Your Committee has amended this measure by changing its effective date to January 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. 2336, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2336, 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. 614-18 Labor & Public Employment on H.B. No. 2334**

The purpose of this measure is to amend the definition of "dependent-beneficiary" in the Hawaii Employer-Union Health Benefits Trust Fund, chapter 87A, Hawaii Revised Statutes, in order to clarify eligibility of children for participation in fund benefit plans and to bring the definition of "dependent-beneficiary" into conformance with the federal Patient Protection and Affordable Care Act of 2010.

The Hawaii Employer-Union Health Benefits Trust Fund and University of Hawaii Professional Assembly supported this measure.

Your Committee has amended this measure by changing its effective date to January 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. 2334, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2334, 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. 615-18 Labor & Public Employment on H.B. No. 2709**

The purpose of this measure is to position Hawaii as a leader in technology development, transfer, and commercialization by:

- (1) Establishing the Hawaii Innovation and Technology Research Corporation to support and expand Hawaii's innovation and technology industry; and
- (2) Appropriate funds for the operations of the Corporation.

The Oahu Economic Development Board; Oceanit; Ibis Networks, Inc.; and The Chamber of Commerce Hawaii supported this measure. The Department of the Attorney General; Department of Business, Economic Development and Tourism; Hawaii Strategic Development Corporation; and Hawaii Technology Development Corporation offered 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. 2709, 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. 616-18 Labor & Public Employment on H.B. No. 2006**

The purpose of this measure is to preserve Front Street Apartments on the island of Maui as an affordable rental housing project by authorizing the Hawaii Housing Finance and Development Corporation to negotiate with the current owners of the leasehold fee and improvements to acquire the Front Street Apartments property and, if necessary, to acquire the property through exercise of eminent domain.

The Mayor of the County of Maui, two County of Maui Councilmembers, International Longshore and Warehouse Union Local 142, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, West Maui Taxpayers Association, and numerous concerned individuals supported this measure. Hawaii Housing Finance and Development Corporation supported the intent of this measure. The Front Street Affordable Housing Partners opposed this measure. Hawaii Alliance for Progressive Action and a few concerned individuals offered 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. 2006, 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. 617-18 Labor & Public Employment on H.B. No. 2724**

The purpose of this measure is to establish a primary state energy agency that will assist both the public and private sectors in achieving the State's energy goals by:

- (1) Establishing the Office of Clean Energy within the Department of Business, Economic Development and Tourism (DBEDT) for administrative purposes only;
- (2) Transferring the duties and responsibilities of DBEDT's Energy Resources Coordinator to the Director of the Office of Clean Energy; and
- (3) Transferring the functions of the State Energy Office to the Office of Clean Energy.

Blue Planet Foundation, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Sierra Club of Hawai'i, 'Ohana O Kaua'i, Elemental Excelerator, and a few concerned individuals supported this measure. The Department of Business, Economic Development and Tourism and Life of the Land offered 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. 2724, 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. 618-18 Labor & Public Employment on H.B. No. 2362**

The purpose of this measure is to exempt administrative appeals hearing officers in the Department of Human Services, who conduct administrative appeals hearings and other required and associated duties, from civil service requirements.

The Department of Human Services supported 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. 2362, 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. 619-18 Higher Education on H.B. No. 1886**

The purpose of this measure is to help promote the mental health of senior citizens by establishing a five-year senior citizen higher education access pilot program at the University of Hawaii at Hilo.

Three concerned individuals supported the measure. The University of Hawaii at Hilo supported the intent of the measure.

Your Committee has amended this measure by:

- (1) Establishing a statewide, systemwide five-year senior citizen higher education access pilot program at the University of Hawaii;
- (2) Providing that the pilot program must be established pursuant to rules and procedures adopted by the Board of Regents;
- (3) Providing that the University of Hawaii must determine which classes will be offered as part of the pilot program;
- (4) Allowing, rather than requiring, the pilot program to begin in the fall of 2019;
- (5) Making an appropriation in an unspecified amount;
- (6) Changing its effective date to July 1, 2112, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee recognizes the authority of the Board of Regents under Part II of Chapter 304A, Hawaii Revised Statutes, to determine tuition rates.

While the original measure confined the pilot program to the University of Hawaii at Hilo, your Committee notes that according to testimony, many of the other campuses, including the community colleges, have started to initiate programs similar to the one in this measure on an ad hoc basis. As such, your Committee feels by expanding the pilot program to be statewide across all campuses, it will complement and coordinate such ongoing efforts and resources and help to avoid any duplication of efforts.

Should your Committee on Finance choose to deliberate further on this measure, your Committee respectfully requests that the sum of \$500,000, as requested by the University of Hawaii, be appropriated.

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. 1886, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1886, 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 (Ing, Learmont, Quinlan).

**SCRep. 620-18 Higher Education on H.B. No. 2005**

The purpose of this measure is to help address the University of Hawaii's deferred maintenance and capital modernization of its aging facilities by authorizing the Board of Regents to issue \$100,000,000 in revenue bonds.

The University of Hawaii supported the measure with amendments.

Your Committee appreciates the concerns raised that the authority to issue revenue bonds may have an impact on student tuition costs. However, your Committee also notes there was strong support from many for the need to finance the multitude of small repair and maintenance improvements necessary at all the campuses of the University of Hawaii that will benefit students, teachers, and the administration alike. In response to the concerns of fiscal oversight, your Committee notes that there are safeguards contained within this measure as the Board of Regents may only issue revenue bonds with the approval of both the Governor and the Legislature.

Your Committee has amended this measure by:

- (1) Authorizing the issuance of an unspecified sum of revenue bonds;
- (2) Changing its effective date to July 1, 2112, 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 Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2005, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2005, 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 (Ing, Learmont, Quinlan).

**SCRep. 621-18 Higher Education on H.B. No. 1968**

The purpose of this measure is to support the ornamental plant industry, which is very important economically to Hawaii, by appropriating funds to the University of Hawaii College of Tropical Agriculture and Human Resources Cooperative Extension Service for one full-time equivalent ornamental plant extension agent for the City and County of Honolulu.

The Department of Agriculture, University of Hawaii, Hawaii Farm Bureau, Coordinating Group on Alien Pest Species, Big Island Invasive Species Committee, Landscape Industry Council of Hawaii, Hawaii Cattlemen's Council, Mulkern Landscaping & Nursery, and two concerned individuals supported the measure.

Your Committee has amended this measure by:

- (1) Appropriating an unspecified amount of funds for four full-time equivalent ornamental plant extension agents—one each for the City and County of Honolulu, eastern portion of the County of Hawaii, County of Maui, and County of Kauai;
- (2) Requiring the College of Tropical Agriculture and Human Resources to submit a report to the Legislature on the status of the ornamental plant extension agent positions and the reasons behind any vacancies that may exist;
- (3) Changing its effective date to July 1, 2112, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee also notes that the broadest job description possible for ornamental plant extension agent should be considered.

Your Committee notes that while the original measure only included an appropriation for an extra extension agent for the island of Oahu, through testimony it was ascertained that the need for additional ornamental plant extension agents is also warranted on Kauai, Maui, and on the east side of Hawaii Island as well.

Your Committee also finds that even though there were allocations in the past for these types of positions, many of these positions had gone unfilled due to various circumstances and as such, the measure has been amended requiring the College of Tropical Agriculture and Human Resources to submit a report to the Legislature on the status of the positions and the reasons behind any vacancies that may exist despite the appropriations.

Should your Committee on Finance choose to deliberate further on this measure, your Committee respectfully requests that the sum of \$400,000, as requested by the University of Hawaii, be appropriated.

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. 1968, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1968, 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 (Learmont, Quinlan).

**SCRep. 622-18 Higher Education on H.B. No. 2501**

The purpose of this measure is to improve students' access to higher education at the University of Hawaii community colleges by:

- (1) Codifying the Hawaii Community College Promise Program to provide scholarships for the unmet direct cost needs of qualified students enrolled at any community college campus of the University of Hawaii; and
- (2) Appropriating funds for the Program.

Kamehameha Schools and four concerned individuals supported the measure. The Department of Education supported the intent of the measure. The University of Hawaii submitted comments.

Your Committee has amended this measure by:

- (1) Removing the additional requirements and conditions specific to the Hawaii Community College Promise Program that a student must meet to maintain a scholarship and instead following the federal requirements established pursuant to Title IV of the Higher Education Act of 1965, as amended;
- (2) Changing its effective date to July 1, 2112, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee respectfully requests that your Committee on Finance, should it hear this measure, consider appropriating \$1,000,000 for the Hawaii Community College Promise 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. 2501, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2501, 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 (Ing, Quinlan).

**SCRep. 623-18 Higher Education on H.B. No. 2165**

The purpose of this measure is to improve students' access to higher education at the University of Hawaii by:

- (1) Establishing the Hawaii Promise Program to provide scholarships for the unmet direct cost needs of qualified students enrolled at any campus of the University of Hawaii system, including community colleges; and
- (2) Appropriating funds for the Program.

The University of Hawaii, University of Hawaii Professional Assembly, Americans for Democratic Action, Kamehameha Schools, and three concerned individuals supported the measure. The Department of Education supported the intent of the measure.

Your Committee has amended this measure by:

- (1) Removing provisions relating to scholarship probation, revocation, and repayment for students who fail to maintain eligibility for a scholarship;
- (2) Changing its effective date to July 1, 2112, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee recognizes the importance of a pathway for students with financial need to transition from the community colleges to four-year campuses of the University of Hawaii, where costs can be substantially higher. Your Committee respectfully requests that your Committee on Finance, should it hear this measure, consider appropriating \$2,000,000 for the Hawaii Promise 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. 2165, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2165, 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 (Ing, Quinlan).

**SCRep. 624-18 Higher Education on H.B. No. 2300**

The purpose of this measure is to enhance the accountability of the University of Hawaii by requiring the University to submit a report to the Legislature for each transfer of appropriated funds and positions among programs and between fiscal quarters within 30 days of the transfer.

A concerned individual supported the measure. The University of Hawaii opposed the measure. A concerned individual submitted comments.

While your Committee appreciates the testimony of the University of Hawaii that it reports on any fund transfers or reallocations that deviate from the legislative budget, your Committee notes that these reports are filed on a quarterly and annual basis after transfers have taken place. This precludes the ability of the Legislature to question and review these transfers or reallocations with the University before they happen.

However, it is your Committee's intent to grant maximum flexibility to the University of Hawaii to determine how the required reports will be made to the Legislature.

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. 2300 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 (Ing).

**SCRep. 625-18 Higher Education on H.B. No. 2089**

The purpose of this measure is to increase access to higher education through the State's tuition assistance program for Hawaii National Guard members who are students in a degree program at the University of Hawaii. This measure expands eligibility for the existing tuition assistance program to include qualified enlisted persons, warrant officers, and certain company grade officers of the Hawaii National Guard who are retired.

The Department of Defense, Associated Students of the University of Hawaii, and a concerned individual supported the 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 is in accord with the intent and purpose of H.B. No. 2089, 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 (Ing, Quinlan).

**SCRep. 626-18 Higher Education on H.B. No. 1651**

The purpose of this measure is to establish a collective bargaining unit for graduate student assistants employed by the University of Hawaii.

The University of Hawaii Professional Assembly, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, Hawaii State AFL-CIO, United Public Workers, AFSCME, Local 646, AFL-CIO, International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO, IMUAlliance, Academic Labor United, Young Progressives Demanding Action, Americans for Democratic Action, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii State Teachers Association, and numerous concerned individuals supported this measure. The University of Hawai'i and Office of Collective Bargaining opposed this measure. The Department of Budget and Finance provided comments.

Your Committee finds that there are many concerns with this measure, in particular that this will be the only bargaining unit in the state where the employees would be temporary and unable to create its career within that unit. Your Committee notes this issue because this may create unintended multiple beneficiaries that will accrue over time and create additional liabilities for the state retirement system. However, your Committee feels strongly that the many inherent rights that protect other vulnerable workers are needed for this class of employees, given the inability of the current system to proactively negotiate safeguards and other long overdue benefits equally among all graduate assistant programs.

Should your Committee on Finance further deliberate on this measure, your Committee respectfully request that they examine the fiscal impact of these temporary beneficiaries on the employees' retirement system and whether further refinements of this measure are needed to address these concerns.

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. 1651, 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; Ayes with Reservations (Kong, Onishi). Noes, none. Excused, 1 (Ing).

**SCRep. 627-18 Higher Education on H.B. No. 1830**

The purpose of this measure is to support and provide legislative oversight of the University of Hawaii's energy efficiency, renewable energy, sustainability, and energy conservation projects by:

- (1) Expressly authorizing legislative appropriations to be deposited into the University of Hawaii Green Special Fund (Special Fund);
- (2) Removing the expenditure threshold amount of Special Fund monies that triggers the requirement for legislative approval;
- (3) Authorizing Special Fund monies to be used for planning, design, and implementation of energy efficiency, energy conservation, and renewable energy projects; and
- (4) Requiring legislative approval for any expenditure of funds from the Special Fund.

The University of Hawaii, Hawai'i Energy, Ulupono Initiative, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure.

While your Committee appreciates the testimony of the University of Hawaii that the legislative budget process will allow for oversight of state funds appropriated to the Special Fund, your Committee notes that this approval review process is only for legislative appropriations made to this fund. Because the Special Fund will also contain private funds and grant monies deposited into it, notification to the Legislature of the use of these funds will ensure they are used wisely for energy efficiency projects and promote transparency and fiscal accountability.

Your Committee has amended this measure by requiring notification to the Legislature, rather than legislative approval, for any expenditure from the Special Fund.

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. 1830, 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. 1830, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Quinlan, Matsumoto).

**SCRep. 628-18 Higher Education on H.B. No. 2324**

The purpose of this measure is to improve the efficiency and administration of the Pacific International Space Center for Exploration Systems (PISCES) by:

- (1) Properly placing PISCES within the Department of Business, Economic Development and Tourism rather than as an agency attached to the Department's Office of Aerospace Development; and
- (2) Changing the membership of the Board of Directors of PISCES by removing the Executive Director of the Space Center and adding the Chancellor of the University of Hawaii at Hilo.

The Department of Business, Economic Development and Tourism; University of Hawaii; Pacific International Space Center for Exploration Systems; and Hawaii Island Economic Development Board supported the measure. Two concerned individuals opposed the measure.

Your Committee finds that while this measure removes the PISCES program entirely from the auspices of the University of Hawaii at Hilo, many of the ongoing activities will still involve the University and, as such, its voice on the Board by the Chancellor of the University of Hawaii at Hilo is instrumental in helping to promote synergy and coordination of activities between the two closely aligned entities.

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. 2324, 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 (Ing, Quinlan).

**SCRep. 629-18      Agriculture on H.B. No. 1785**

The purpose of this measure is to conserve and protect the State's important agricultural lands (IALs) by appropriating funds to the counties to assist them in identifying, mapping, and recommending the designation of IALs to the Land Use Commission.

The Office of Planning, Land Use Commission, Department of Agriculture, Mayor of the County of Hawaii, a member of the Kaua'i County Council, a member of the Maui County Council, Hawai'i State Association of Counties, Ulupono Initiative, Ho'omanapono Political Action Committee, Ho'omanapono Pono, LLC, Hawaii Island Economic Development Board, Hawaii Leeward Planning Conference, Hawaii Cattlemen's Council, Inc., Alexander & Baldwin, Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Land Use Research Foundation of Hawaii, Hawai'i Farm Bureau, and one individual supported this measure.

Your Committee has amended this measure by changing:

- (1) The specified total amount and amounts specifically appropriated to each county for identifying and mapping IALs to unspecified sums;
- (2) Its effective date to July 1, 2150, to encourage further discussion.

Should your Committee on Finance deliberate on this measure further, your Committee on Agriculture respectfully requests that it consider appropriating the total sum of \$250,000 for grants-in-aid to the counties for the identification and mapping of IALs and allocating \$62,500 to each county for that purpose.

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. 1785, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1785, 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 (Ing, Say).

**SCRep. 630-18      Agriculture on H.B. No. 2095**

The purpose of this measure is to authorize the Agribusiness Development Corporation ("ADC") to enter into contracts with private businesses to remove select municipal solid waste, glass, and food and green waste from the waste stream for use in other business sectors, including agriculture, construction, and energy production.

The Department of Agriculture, Agribusiness Development Corporation, Hawaii Cattlemen's Council, Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a few concerned individuals testified in support of this measure. The Department of Environmental Services of the City and County of Honolulu provided comments to this measure.

Your Committee notes that the Department of Environmental Services of the City and County of Honolulu ("Department") submitted written comments stating its concerns with the provisions of this measure. The Department commented that by authorizing the ADC to enter into contracts with private businesses to remove select municipal solid waste, glass, and food and green waste from the waste stream for use in other business sectors, this measure would give the ADC the authority to interfere with the City's ability to regulate "flow control" of municipal solid waste.

The Department additionally commented that under section 163D, Hawaii Revised Statutes, the ADC's powers are limited to the areas of agriculture and agricultural enterprises. Allowing the ADC to enter into such contracts with private businesses, in sectors outside of agriculture and agricultural enterprises, may exceed the scope of the ADC's authority.

Accordingly, the Department recommended that this measure be amended to limit the ADC's authority to enter into contracts with private businesses to remove "agricultural solid waste" from the waste stream, which is defined as solid waste that results from the rearing of animals and the harvesting of crops, under section 340A-1, Hawaii Revised Statutes. The Department recommended that this measure also be amended to preserve the ability of the City and County of Honolulu to control the disposition of non-agricultural solid waste.

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. 2095, 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 (Ing).

**SCRep. 631-18 Agriculture on H.B. No. 2426**

The purpose of this measure is to preserve agricultural lands for agricultural production by authorizing the issuance of general obligation bonds to fund the acquisition by the Agribusiness Development Corporation of identified high value farm land in west Kauai.

The Department of Agriculture, Agribusiness Development Corporation, Hawaii Cattlemen's Council, Inc., Hartung Brothers Hawaii, Inc., Hawai'i Farm Bureau, and a concerned individual supported this measure.

Your Committee notes that it has requested that the Agribusiness Development Corporation provide greater detail on the high value farm land in west Kauai that it hopes to acquire through the use of general obligation bonds to the Committee on Finance.

Your Committee has amended this measure by changing:

- (1) The amount of general obligation bonds authorized to be issued from \$6,000,000 to an unspecified amount; and
- (2) Its effective date to July 1, 2150, to facilitate further discussion.

Should your Committee on Finance deliberate this measure further, your Committee on Agriculture respectfully requests that it consider authorizing the issuance of \$6,000,000 in general obligation bonds for the acquisition by the Agribusiness Development Corporation of identified high value farm land in west Kauai. Your Committee also respectfully requests the Committee on Finance to consider using general funds for the purchase of the farm land in west Kauai.

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. 2426, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2426, 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 (Ing).

**SCRep. 632-18 Agriculture on H.B. No. 1884**

The purpose of this measure as received by your Committee, is to clarify that under the State's Right to Farm Act, farming operations include subsistence farming, which is a farming operation primarily for direct personal or family consumption and not for commercial purposes.

For purposes of facilitating discussion, your Committee solicited a proposed H.B. No. 1884, H.D. 1 (Proposed Draft), for public review and comment. The Proposed Draft is substantially similar to the measure received by your Committee and additionally clarifies that cultivation of crops and forestry, farming activities involving livestock, game and fish propagation, and aquaculture for economic or personal use are allowed on agricultural lands.

The Department of Agriculture, Hawaii Leeward Planning Conference, Hawaii Island Economic Development Board, and Ho'omanapono Political Action Committee supported this measure. One concerned individual opposed this measure. The Office of Planning and Land Use Commission provided comments.

Your Committee has adopted the Proposed Draft and further amended it by changing the 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. 1884, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1884, 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 (DeCoite). Noes, none. Excused, 1 (Ing).

**SCRep. 633-18 Agriculture/Health & Human Services on H.B. No. 1688**

The purpose of this measure is to:

- (1) Address the outbreak of rat lungworm disease in Hawaii by appropriating funds to the Department of Agriculture for surveying, testing, and treating rat lungworm disease in dogs, cats, horses, and freshwater fish and invertebrates, in collaboration with the Department of Health and the University of Hawaii College of Tropical Agriculture and Human Resources; and
- (2) Enhance Hawaii's food security and agricultural diversification by appropriating funds to the Department of Agriculture for research, development, and support of aquaponics in the State.

The Department of Agriculture, Department of Land and Natural Resources, University of Hawaii College of Tropical Agriculture and Human Resources, Mayor of the County of Hawaii, Hawaii Island Economic Development Board, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Big Island Invasive Species Committee, and three concerned individuals supported this measure. Animal Rights Hawai'i and a concerned individual opposed this measure.

Your Committee has amended this measure by deleting its contents and adding new language that:

- (1) Includes a purpose section;

- (2) Establishes the Rat Lungworm Disease in Non-Human Animals Study Group to evaluate, research, and gather information on rat lungworm disease and report to the Legislature;
- (3) Appropriates \$100,000 for the support and expenses of the Rat Lungworm Disease in Non-Human Animals Study Group; and
- (4) Includes an effective date of July 1, 2150.

As affirmed by the records of votes of the members of your Committees on Agriculture and Health & Human Services that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1688, H.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1688, H.D. 2, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
 Agriculture: Ayes, 5. Noes, none. Excused, 2 (Ing, Thielen).  
 Health & Human Services: Ayes, 5. Noes, none. Excused, none.

**SCRep. 634-18      Agriculture/Water & Land on H.B. No. 2665**

The purpose of this measure is to protect the property values, health, safety, and welfare of people living on previously created non-conforming residential subdivisions on agricultural lands with a soil rating of class D or E. This measure allows future solar energy facilities on non-conforming residential subdivisions; provided that:

- (1) A solar energy facility larger than 15 kilowatts on one or more lots requires a special use permit; and
- (2) The non-conforming residential subdivision must have been created for residential purposes prior to January 1, 1980, does not conform to current county codes, and has been identified by the county.

The Land Use Commission, Councilmember representing District 6 of the County of Hawaii, County of Hawaii Planning Department, Sunlines Hawaii, Lova Lova Lava Land ECO-Resort LLC, and a few individuals supported this measure. An individual opposed this measure. The Department of Agriculture provided comments.

As affirmed by the records of votes of the members of your Committees on Agriculture and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2665, H.D. 1, and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
 Agriculture: Ayes, 6. Noes, none. Excused, 1 (Ing).  
 Water & Land: Ayes, 8. Noes, none. Excused, none.

**SCRep. 635-18      Agriculture on H.B. No. 2102**

The purpose of this measure is to support sustainable agriculture through nutrient cycling practices by establishing and funding a Regional Nutrient Cycling Pilot Program on the island of Maui and requiring the Department of Agriculture to report on the operational and economic efficacy of the Pilot Program.

The Department of Agriculture, Hawaii Farmers Union United, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a few concerned individuals supported this measure. The Hawai'i Farm Bureau provided comments on this measure.

Your Committee has amended this measure by changing the appropriation amount of \$2,000,000 to an unspecified sum.

The Hawai'i Farm Bureau testified that there are federal programs such as the Environmental Quality Incentive Program under the Natural Resources Conservation Service of the United States Department of Agriculture that provide funds to offset costs to farmers who voluntarily implement practices that build soil structure and nutrient capacity.

Should your Committee on Finance deliberate on this matter further, your Committee on Agriculture respectfully requests that it consider appropriating \$2,000,000 to establish the Regional Nutrient Cycling Pilot Program on the island of Maui, including the costs for program operations, equipment, regulatory compliance, land development and leasing, administration, personnel, and contaminant testing.

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. 2102, 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. 2102, H.D. 2.

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

**SCRep. 636-18      Economic Development & Business on H.B. No. 583**

The purpose of this measure is to assist the Hawaii Technology Development Corporation to continue its mission of developing Hawaii's high technology business sector by appropriating funds for the operational and administrative costs of the Corporation and its various programs.

The Hawaii Technology Development Corporation, Department of Business, Economic Development and Tourism, Kauai Film Commissioner and Small Business Coordinator of the Office of Economic Development/Creative Industries Division of the County of Kauai, Kuehnle AgroSystems Inc.,

DevLeague Inc., Hawaii Evolutionary Development, LLC, Hawaii Food Industry Association, Hyperspective, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Blue Startups, 3D Innovations, Spectrum Photonics, Nalu Scientific, LLC, and a concerned individual 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. 583, H.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, 7. Noes, none. Excused, none.

**SCRep. 637-18 Economic Development & Business on H.B. No. 2099**

The purpose of this measure is to support agricultural technology to increase Hawaii food security by requiring and providing funds to the Department of Agriculture to conduct a study on the feasibility of authorizing the Department to establish and designate ag-tech zones in residential and commercial areas within the City and County of Honolulu.

The College of Tropical Agriculture and Human Resources of the University of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a concerned individual testified in support of this measure. The Department of Agriculture testified in support of the intent 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. 2099, 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. 638-18 Economic Development & Business on H.B. No. 2454**

The purpose of this measure is to assist former inmates as they reenter society and current inmates pursuing vocational rehabilitation by establishing a three-year pilot project within the Department of Public Safety to authorize the administrator of the Hawaii Correctional Industries Program, in consultation with the Director of Public Safety, to provide full-time equivalent employment in the Hawaii Correctional Industries Program to up to five former inmates who meet eligibility criteria.

The Community Alliance on Prisons, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Young Progressives Demanding Action - Hawaii, Americans for Democratic Action, Life Foundation, Community Health Outreach Work to Prevent Aids Project, Office of Hawaiian Affairs, Ho'omanopono Political Action Committee, and several concerned individuals 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. 2454 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. 639-18 Economic Development & Business on H.B. No. 2547**

The purpose of this measure is to ensure the long-term planning, coordination, and implementation of the State's sustainability goals by:

- (1) Establishing an Office of Sustainability (Office) within the Department of Business, Economic Development and Tourism (DBEDT) to guide state sustainability policies; and
- (2) Creating the State Sustainability Special Fund to support the Office and its initiatives.

The Nature Conservancy of Hawai'i, Ulupono Initiative, Hawai'i Interfaith Power and Light, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Surfrider Foundation Hawaii Chapters, Surfrider Foundation Oahu Chapter, Hawaii Farm Bureau Federation, Environmental Caucus of the Democratic Party of Hawai'i, Hawaii Bioeconomy Trade Organization, Hawaiian Civic Club of Honolulu, Patients Without Time, Kokua Hawaii Foundation, Honua Consulting, and several concerned individuals testified in support of this measure. The Office of Planning, State Procurement Office, and DBEDT testified in support of the intent of this measure. The Department of the Attorney General and Department of Budget and Finance provided comments.

Your Committee finds that the State faces a growing number of pressing issues, including the steady deterioration of public infrastructure, the lack of affordable housing, a continued reliance on a service-based economy, the vulnerability of Hawaii in a volatile global energy market, possible interruptions in travel and to critical food supplies, threats to fragile island ecosystems, ever-increasing numbers of residents, and an increasing number of visitors over the long-term and that these issues impact the quality of life for all of the residents of Hawaii.

Your Committee also finds that in 2005, recognizing that steps needed to be taken to coordinate the actions needed to sustain a growing and vibrant economy while maintaining a high quality of life for all residents and visitors, the Legislature established the Hawaii 2050 Task Force and the Hawaii 2050 Sustainability Plan. As such, your Committee finds that there is a sense of urgency to address the pressing issues facing the State's sustainability and that the time has come to begin taking action to address these issues. Your Committee finds that this measure is the first step in this process.

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. 2547, 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. 640-18 Economic Development & Business on H.B. No. 2641**

The purpose of this measure is to revitalize the economy on the island of Hawaii, particularly in the Hilo area by:

- (1) Establishing a ten-year pilot project for the redevelopment of the Kanoelehua Industrial Area and Banyan Drive region on Hawaii Island;
- (2) Establishing a planning committee, as well as the procedures for the planning committee, and redevelopment plans for the Kanoelehua Industrial Area and Banyan Drive region; and
- (3) Modifying public land lease restrictions.

The Councilmember representing Council District 3 of the County of Hawaii, County of Hawaii Planning Department, Hawaii Island Economic Development Board, McCully Works, Hawaii Planning Mill, Ltd. dba HPM Building Supply, Hawaii Association of REALTORS, and a few concerned individuals testified in support of this measure. Life of the Land testified in support of the intent of this measure. The Department of the Attorney General, League of Women Voters, and Hawaii's Thousand Friends testified in opposition to this measure. The Department of Land and Natural Resources provided comments.

Your Committee finds that the Kanoelehua Industrial Area and Banyan Drive region on Hawaii Island are in need of critical economic revitalization and that this measure brings forward a framework to revitalize the area, which will also revitalize the Hilo community as a whole. While your Committee understands the concerns raised by the Attorney General that limiting the pilot project to specifically named areas of Hawaii Island raises constitutional concerns regarding special legislation, the revitalization of an economically depressed region of the State deserves further consideration and the concerns of the Attorney General can be addressed 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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2641, 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. 641-18 Economic Development & Business on H.B. No. 2671**

The purpose of this measure is to ensure the availability of gainful employment on the island of Molokai by appropriating funds to various agencies to collaboratively develop and implement agreed upon plans to assist displaced workers and address the continued availability of gainful employment.

The Chair of the Maui County Council, two Council Members of the Maui County Council, United Public Workers, AFSCME, Local 464, AFL-CIO, Ho'omanapono Political Action Committee, and several concerned individuals testified in support of this measure. The Department of Human Resources Development, Department of Labor and Industrial Relations, and Department of Agriculture testified in support of the intent of 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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2671, 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. 642-18 Health & Human Services/Public Safety on H.B. No. 2087**

The purpose of this measure is to ensure the safety of all psychiatric patients, staff, and community members by requiring that certain patients who are allowed unescorted outside a psychiatric facility to wear an electronic tracking device while outside of the facility.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and one concerned individual supported this measure. The Department of Health and American Civil Liberties Union of Hawai'i provided comments.

Your Committees note the 4<sup>th</sup> Amendment concerns expressed in testimony by the American Civil Liberties Union of Hawaii that electronic tracking of a person without a warrant showing the necessary probable cause may be an unconstitutional search.

Your Committees further note that the Department of Health and Hawaii State Hospital are currently working together to establish policies regarding the use of electronic tracking devices by patients who may leave the secured grounds of the Hospital. Your Committees respectfully request that the Department of Health seek the advice of the Department of the Attorney General to effectively and legally implement these new safety policies, including to determine whether the devices should be worn at all times or not.

Your Committees have amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Health & Human Services and Public Safety that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2087, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2087, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chairs on behalf of the Committees.  
 Health & Human Services: Ayes, 5. Noes, none. Excused, none.  
 Public Safety: Ayes, 6. Noes, none. Excused, 1 (Ing).

**SCRep. 643-18 Health & Human Services/Public Safety on H.B. No. 2144**

The purpose of this measure is to effectively support people who are incarcerated in their reentry into society by:

- (1) Requiring the Department of Human Services to suspend rather than terminate an individual's Medicaid eligibility upon entry into a correctional facility; and
- (2) Requiring the Department of Public Safety to inform inmates of the availability of assistance to secure or verify applicable Medicaid eligibility prior to an inmate's release.

The League of Women Voters of Hawaii, Hawaii Disability Rights Center, YWCA Oahu, and one concerned individual supported this measure. The Department of Human Services and Department of Public Safety provided comments.

Your Committees note that the Department of Public Safety and Department of Human Services have executed a data-share agreement that allows for file transfers of incarceration and release dates for individuals, so that the determination of Medicaid eligibility may begin prior to the release of the inmate and remain pending until the inmate is released.

Your Committees have amended this measure by:

- (1) Removing the provisions that required the Department of Human Services to suspend rather than terminate an individual's Medicaid eligibility upon entry into a correctional facility;
- (2) Changing the effective date to July 1, 3000, 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 Health & Human Services and Public Safety that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2144, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2144, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
 Health & Human Services: Ayes, 5. Noes, none. Excused, none.  
 Public Safety: Ayes, 6. Noes, none. Excused, 1 (Ing).

**SCRep. 644-18 Health & Human Services on H.B. No. 2372**

The purpose of this measure is to permit licensed dental hygienists to practice and perform certain services under the general or direct supervision of any licensed dentist in a public health setting.

The Department of Health, Board of Dental Examiners, Hawaii Children's Action Network, Hawaii Dental Hygienists' Association, Hawaii Medical Service Association, Hawai'i Primary Care Association, Hawai'i Public Health Institute, Hawaii Dental Service, Hawaii Dental Association, and numerous concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (2) 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 & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2372, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2372, 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, 5. Noes, none. Excused, none.

**SCRep. 645-18 Health & Human Services on H.B. No. 1926**

The purpose of this measure as received by your Committee is to establish the Central Homeless Intake Office within the Department of Human Services to assess homeless individuals and families and refer them to assistance services.



For the purposes of facilitating discussion, your Committee solicited a proposed H.B. No. 1926, H.D. 1 (Proposed Draft) for public review and comment. The Proposed Draft requires the Department of Human Services to use an integrated and multigenerational approach to delivering human services to reduce the incidence of intergenerational poverty and dependence on public benefits.

The Department of Human Services, Hawai'i Primary Care Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and several concerned individuals supported this measure.

Your Committee notes that this measure is a top priority for the Department of Human Services addressing issues related to poverty.

Your Committee has adopted the Proposed Draft and amended the Proposed Draft by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (2) Making nonsubstantive, technical amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1926, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1926, 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, none.

**SCRep. 646-18 Health & Human Services on H.B. No. 2012**

The purpose of this measure is to allocate funds from transient accommodations tax revenues to the Hawai'i Tourism Authority (HTA) to implement initiatives, in conjunction with the Hawaii Lodging and Tourism Association (HLTA), to address homelessness in tourist and resort areas and to report to the Legislature.

IMUAlliance, Maui Hotel & Lodging Association, Hawai'i Advocates for Consumer Rights, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawai'i Lodging & Tourism Association, Zonta Club of Hilo, and a few individuals provided testimony in support of this measure. The Governor's Coordinator on Homelessness, Hawai'i Tourism Authority, and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Changing the \$2,000,000 allocated to the Hawai'i Tourism Authority to an unspecified amount; and
- (2) Changing the effective date to July 1, 3000, to encourage further discussion.

Your Committee received testimony on this measure from HLTA. Your Committee notes the following from that testimony:

- (1) HLTA is in support of this measure and especially supportive of language that requires HTA to work with HLTA in the implementation of initiatives to address homelessness in tourist and resort areas throughout the State;
- (2) The hospitality industry has donated over \$2,000,000 in the last four years to the Institute for Human Services and other social service agencies to address homelessness;
- (3) The Institute for Human Services and other neighbor island service providers have helped 491 persons experiencing homelessness return home through a repatriation program that reestablishes contact with friends and family for those from the mainland and sends them back to their family;
- (4) The Institute for Human Services' repatriation program has served 424 people with less than one percent of program participants returning to homelessness in Hawaii; and
- (5) A February 8, 2018, Honolulu Star-Advertiser opinion editorial explained that the repatriation program has successfully helped people experiencing homelessness on Oahu, Kauai, and Maui reconnect with family or friends in other states and the program has a number of safeguards against waste including requiring the individual to sign a letter stating that the individual will not return to Hawaii, requiring family or friends to bear half of the costs of travel, and careful screening of and follow up with those who utilize the repatriation program.

Your Committee expressed concerns that the causes and conditions of homelessness are different on each island and therefore, each island will require a different set of solutions.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2012, 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. 2012, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Belatti).

**SCRep. 647-18 Health & Human Services on H.B. No. 2677**

The purpose of this measure is to appropriate funds for interpreter services for the Deaf and Blind Task Force's meetings.

Disability and Communication Access Board, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Aloha State Association of the Deaf, Isle Interpreter, LLC, and a few concerned individuals testified in support of this measure.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

Your Committee notes that the estimated expense is \$450 for interpreters for each meeting and that the Deaf and Blind Task Force meets monthly. As such, the annual cost to provide interpreters for the Deaf and Blind Task Force is estimated to be \$5,400.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2677, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2677, 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, none.

**SCRep. 648-18 Health & Human Services on H.B. No. 2528**

The purpose of this measure is to impose enhanced fines for violations by child care providers and add criminal liability for certain circumstances that result in serious or substantial injury of a minor.

The Department of Human Services provided testimony in support of this measure. The Green Preschool in Kailua and a few concerned individuals provided testimony in opposition. One individual offered comments.

Your Committee has amended this measure by:

- (1) Requiring grandparents, great grandparents, aunts, uncles, and siblings aged eighteen or older living in a separate residence to be required to undergo a criminal history record check, a sex offender registry check, a child abuse record check, and an adult abuse perpetrator check in order to provide child care for a child whose family receives a child care subsidy from the Department of Human Services;
- (2) Clarifying that the Department of Human Services' licensing program is not prohibited from sharing information and cooperating with Child Protective Services and law enforcement on investigations;
- (3) Allowing the Department of Human Services to withhold information about an investigation for not more than ten working days after the investigation report is completed;
- (4) Clarifying that penalties may apply to entities, agencies, or organizations violating provisions of the part;
- (5) Changing the fine structure from escalating fines to cumulative daily fines for violations;
- (6) Removing the criminal penalty of a class C felony for intentional, knowing, or reckless violations;
- (7) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (8) Making technical nonsubstantive changes for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2528, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2528, 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, 5. Noes, none. Excused, none.

**SCRep. 649-18 Health & Human Services on H.B. No. 2612**

The purpose of this measure is to protect nearshore marine areas and their ecosystems by requiring and appropriating funds for the University of Hawaii Water Resources Research Center, in cooperation and consultation with the Department of Health, to conduct a statewide study of sewage contamination in nearshore marine areas.

The Department of Health, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and one concerned individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2612, 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, none.

**SCRep. 650-18 Health & Human Services on H.B. No. 2540**

The purpose of this measure is to reduce nonpoint contamination source pollution created by cesspools by establishing the Hawaii Cesspool Remediation and Conversion Loan Program (Cesspool Remediation Program) to provide low interest loans for the upgrade or conversion of cesspools to septic systems or aerobic treatment unit systems or for connection of cesspools to existing sewer systems or other wastewater system as approved by the Department of Health.

The Department of Environmental Services of the City and County of Honolulu, Department of Environmental Management of the County of Hawaii, Coral Reef Alliance, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and many concerned individuals supported this measure. The Department of Health provided comments.

Your Committee has amended this measure by:

- (1) Authorizing, rather than requiring, the Department of Health to provide low interest loans through the Cesspool Remediation Program; and
- (2) Changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2540, 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. 2540, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, none.

**SCRep. 651-18 Intrastate Commerce/Public Safety on H.B. No. 2061**

The purpose of this measure is to help protect the public by:

- (1) Prohibiting private detectives and guards from:
  - (A) Identifying themselves as law enforcement officers, police, or police officers; or
  - (B) Wearing or using any badge, uniform, equipment, vehicle, or other accoutrement capable of being associated with those of a law enforcement officer or that includes the words "police" or "law enforcement"; and
- (2) Requiring the Board of Private Detectives and Guards to review and approve all badges, uniforms, forms of identification, emblems, and other accoutrements to be worn or used by private detectives or guards.

The Maui Police Department; Ho'omana Pono, LLC; and a concerned individual supported the measure. The Department of Transportation and Retail Merchants of Hawaii opposed the measure. The Board of Private Detectives and Guards and a concerned individual submitted comments.

Your Committees have amended this measure by:

- (1) Removing the requirement that the Board of Private Detectives and Guards must review and approve all badges, uniforms, forms of identification, emblems, and other accoutrements to be worn or used by a private detective or guard;
- (2) Exempting private security guards commissioned by the Director of Transportation to provide security at airports and harbors from the prohibition against identifying themselves as law enforcement officers, police, or police officers and wearing or using any uniform or equipment that is associated with a law enforcement officer or includes the words "police" or "law enforcement";
- (3) Changing its effective date to July 1, 3000, to encourage 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 Intrastate Commerce and Public Safety that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2061, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2061, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.  
Intrastate Commerce: Ayes, 6. Noes, none. Excused, 4 (LoPresti, Tokioka, Woodson, Ward).  
Public Safety: Ayes, 6. Noes, none. Excused, 1 (Ing).

**SCRep. 652-18 Intrastate Commerce on H.B. No. 1620**

The purpose of this measure is to prohibit vehicle insurers from charging insureds an additional fee for repairs made with original equipment manufacturer parts if the vehicle manufacturer recommends original equipment manufacturer parts.

The Automotive Body and Paint Association of Hawaii, Auto Body Hawaii, Island Fender, Oka's Auto Body, Kuroda Auto Repair, Inc., Hawaii Automobile Dealer's Association, and several concerned individuals supported this bill. The Department of Commerce and Consumer Affairs, LKQ Corporation, Property Casualty Insurers Association of America, State Farm Mutual Automobile Insurance Company, Hawaii Insurers Council, Auto Care

Association, Mascot Auto Parts, Sigs Collision Centers, National Association of Mutual Insurance Companies, Automotive Recyclers Association, and GEICO opposed this measure. The Prism Group LLC submitted comments on this bill.

Your Committee has amended this measure by:

- (1) Deleting the contents of the measure as received by your Committee, and substituting therefor, provisions establishing the Vehicle Repair Practices Task Force to, among other things, address the concerns of consumers with regard to insurance coverage for original equipment manufacturer parts and aftermarket parts used in the repair of their vehicles and submit a report to the Legislature prior to the Regular Session of 2019;
- (2) Changing its effective date to July 1, 3000, 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 Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1620, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1620, 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 (Fukumoto). Noes, none. Excused, 2 (Tokioka, Ward).

**SCRep. 653-18 Intrastate Commerce on H.B. No. 1880**

The purpose of this measure is to extend the sunset date of the limited exemption from licensing requirements for electrical contractors who are retained by a public utility within the State to perform high voltage (600 volts or higher) electrical work and who are deemed qualified by the electric utility.

The Hawaii Emergency Management Agency, Board of Electricians and Plumbers, The Chamber of Commerce Hawaii, POWER Contracting LLC, Hawaiian Electric Company, Inc., Hawaii Electric Light Company, Inc., and Maui Electric Company, Ltd. testified in support of this measure. The International Brotherhood of Electrical Workers Local Union 1186 provided comments.

Your Committee finds that there still appears to be an unmet need for individuals qualified to perform high-voltage electrical work and has amended this measure to clarify and emphasize the need to extend the limited exemption. Your Committee respectfully requests that the Committee on Consumer Protection and Commerce explore ways to document the efforts to strengthen Hawaii's local workforce in this trade profession.

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. 1880, 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. 1880, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (LoPresti).

**SCRep. 654-18 Intrastate Commerce on H.B. No. 2149**

The purpose of this measure is to allow dentists flexibility in complying with continuing education requirements by requiring completion of six hours of ethics training every two years instead of three hours each year.

The Hawaii Dental Association and a concerned individual testified in support of this measure. The Board of Dental Examiners provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000, 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 Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2149, 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. 2149, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (LoPresti).

**SCRep. 655-18 Intrastate Commerce on H.B. No. 2271**

The purpose of this measure is to improve the provision of services to public school students who would benefit from behavioral analysis by:

- (1) Extending by two years the exemption from licensure for direct support workers who provide behavioral analysis under supervision to July 1, 2021; and
- (2) Clarifying the definition and scope of duties of a direct support worker.

The Department of Education and a concerned individual supported the measure. The Hawai'i Association for Behavior Analysis, Hawai'i Psychological Association, Aloha Behavioral Associates, LLC, and numerous concerned individuals supported the intent of the measure with amendments. The Hawaii State Teachers Association, Hawaii Disability Rights Center, and American Psychological Association Practice Organization submitted comments.

Your Committee has amended this measure by:

- (1) Further clarifying the exemption from licensure of individuals working within the scope of practice or duties of another licensed profession that overlaps with the practice of behavior analysis;
- (2) Clarifying that the exemption for direct support workers who directly implement a behavior analysis program under the supervision of a licensed professional applies only in a school setting, although services provided do not require an individualized education plan;
- (3) Restoring the January 1, 2019, expiration date for the exemption from licensure for direct support workers in a school setting; 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. 2271, 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. 2271, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 1 (LoPresti).

**SCRep. 656-18 Intrastate Commerce on H.B. No. 2349**

The purpose of this measure is to authorize the issuance of citations to motor vehicle repair licensees who fail to comply with certain requirements of the motor vehicle repair laws.

The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs and Motor Vehicle Repair Industry Board supported this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, 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 Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2349, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2349, 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 (Ward). Excused, 1 (LoPresti).

**SCRep. 657-18 Intrastate Commerce on H.B. No. 1949**

The purpose of this measure is to:

- (1) Authorize a naturopathic physician to prescribe testosterone consistent with naturopathic medical practice;
- (2) Clarify that narcotic drugs shall not be included within the naturopathic formulary; and
- (3) Authorize the Board of Naturopathic Medicine to discipline a naturopathic physician for violation of the Controlled Substances Act.

The Board of Naturopathic Medicine, Hawaii Society of Naturopathic Physicians, Steelsmith Natural Health Center, and several concerned individuals supported this measure. Hawaii Medical Association, American Osteopathic Association, and Hawaii Association of Osteopathic Physicians and Surgeons opposed this measure. Hawaii Medical Service Association provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that the naturopathic formulary shall not include narcotic drugs or controlled substances; 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. 1949, H.D. 1, as amended herein, and recommends that it be referred to your Committees on Consumer Protection & Commerce and Judiciary in the form attached hereto as H.B. No. 1949, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 8. Noes, 1 (Cachola). Excused, 1 (LoPresti).

**SCRep. 658-18 Energy & Environmental Protection on H.B. No. 1802**

The purpose of this measure is to amend the cesspool upgrade, conversion, or connection income tax credit pilot program by repealing the provision that restricts the Department of Health from certifying more than two residential large capacity cesspools as qualified cesspools.

The Department of Health and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported 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 January 28, 2045, 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. 1802, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1802, H.D. 1.

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

**SCRep. 659-18 Energy & Environmental Protection on H.B. No. 2726**

The purpose of this measure is to:

- (1) Require the Department of Health (Department) to set benchmarks to reach an eighty-five percent redemption rate by 2023 and submit annual reports on its progress for the Deposit Beverage Container Program;
- (2) Establishing a Plastics Recycling Grant Program (Grant Program) to identify Hawaii-based alternatives for the sustainable recycling and reuse of plastic commodities; and
- (3) Appropriating funds for the Grant Program and to establish two positions for the Glass Advance Disposal Fee Program.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Kokua Hawaii Foundation, Sierra Club of Hawai'i, Pele Lani Farm LLC, and several concerned individuals supported this measure. The Department of Health provided comments.

Your Committee has amended this measure by changing the effective date to January 28, 2045, 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. 2726, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2726, 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 (Todd).

**SCRep. 660-18 Energy & Environmental Protection/Economic Development & Business on H.B. No. 2448**

The purpose of this measure is to codify the State's commitment to conservation and sustainability by including goal nine, relating to industry, innovation, and infrastructure, of the seventeen United Nations sustainable development goals and indicators, with references to existing state sustainability programs, if applicable, in the Hawaii Revised Statutes.

The Office of Planning, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and two individuals supported this measure. An individual opposed this measure.

Your Committees have amended this measure by:

- (1) Codifying the sustainable development goals in Chapter 226, Hawaii Revised Statutes, which is the Hawaii State Planning Act, to be consistent with the State's sustainability priority guidelines and principles; and
- (2) Changing its effective date to January 28, 2045, 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. 2448, H.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2448, H.D. 2, 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, 1 (Todd).  
Economic Development & Business: Ayes, 7. Noes, none. Excused, none.

**SCRep. 661-18 Energy & Environmental Protection/Economic Development & Business on H.B. No. 584**

The purpose of this measure is to promote the diversification and development of Hawaii's economy by expanding the types of business activity eligible for participation in Hawaii's enterprise zone program to include production of electricity from a biomass energy facility.

The Department of Business, Economic Development and Tourism; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; Honua Ola Bioenergy LLC; Hawai'i Construction Alliance; and a few concerned individuals supported this measure. The Tax Foundation of Hawaii provided comments.

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. 584, H.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, 1 (Todd).  
 Economic Development & Business: Ayes, 7. Noes, none. Excused, none.

**SCRep. 662-18 Energy & Environmental Protection/Transportation on H.B. No. 2728**

The purpose of this measure is to begin the State's transition to one hundred per cent clean ground transportation by:

- (1) Establishing a Clean Transportation Initiative to reduce and ultimately eliminate the use of fossil fuels in:
  - (A) All public ground transportation by 2035; and
  - (B) All ground transportation, which includes a near term 2025 target benchmark;
- (2) Requiring the Department of Transportation to collaborate with the State Energy Office to assist stakeholders in making all public ground transportation clean transportation by 2035, and to identify a plan and develop recommendations to help make all ground transportation clean transportation thereafter; and
- (3) Clarifying that the transportation objectives of the State Planning Act shall include the reduction and ultimate elimination of the use of fossil fuels in all public ground transportation by 2035, and in all ground transportation thereafter.

The Office of Planning, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ulupono Initiative, Hawaiian Civic Club of Honolulu, Surfrider Foundation Oahu Chapter, Tesla, 350Hawaii.org, Blue Planet Foundation, We Are One, Inc., Hawaii Interfaith Power & Light, Hawaii Bioeconomy Trade Organization, Kokua Hawaii Foundation, Pacific Biodiesel Technologies, and many individuals supported this measure. The Department of Business, Economic Development and Tourism, Department of Transportation, Office of Information Practices, Alliance of Automobile Manufacturers, Hawaii Automobile Dealers Association, League of Women Voters, and Hawaii Petroleum Marketers Association provided comments.

Your Committees have amended this measure by:

- (1) Defining "public ground transportation" to mean state and county vehicles either owned or contracted for a public purpose and excluding privately owned vehicles;
- (2) Changing its effective date to January 28, 2045, 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 Energy & Environmental Protection and Transportation that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2728, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2728, 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, none.  
 Transportation: Ayes, 4. Noes, none. Excused, 3 (Brower, Nakamura, San Buenaventura).

**SCRep. 663-18 Energy & Environmental Protection/Water & Land on H.B. No. 1983**

The purpose of this measure is to appropriate funds from a special fund for the hiring of eight enforcement officer positions, two in each county, within the Department of Land and Natural Resources Division of Conservation and Resources Enforcement.

The Department of Land and Natural Resources, Pulama Lanai, Cuddle Party, Kokua Hawaii Foundation, League of Women Voters of Hawaii, and one concerned individual supported this measure.

Your Committees have amended this measure by changing the effective date to January 28, 2045, 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. 1983, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1983, 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, none.  
 Water & Land: Ayes, 8. Noes, none. Excused, none.

**SCRep. 664-18 Energy & Environmental Protection/Water & Land on H.B. No. 2545**

The purpose of this measure is to determine the most effective use of green infrastructure in the State by requiring and appropriating funds for the State Sustainability Coordinator to complete a holistic and comprehensive study and plan for green infrastructure opportunities in the State.

The Office of Planning, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ulupono Initiative, Kokua Hawaii Foundation, Cuddle Party, and an individual supported this measure.

Your Committees have amended this measure by:

- (1) Changing the appropriation to an unspecified amount; and
- (2) Changing the effective date to January 28, 2045, to encourage further discussion.

Should your Committee on Finance deliberate on this measure, your Committees respectfully request inserting an appropriation amount of \$750,000.

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. 2545, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2545, 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, none.  
 Water & Land: Ayes, 8. Noes, none. Excused, none.

**SCRep. 665-18 Energy & Environmental Protection/Water & Land on H.B. No. 1708**

The purpose of this measure is to require and appropriate funds to the Department of Health to study the protection of waters in the State. This study shall:

- (1) Identify state statutes that rely on, or are applied in conjunction with, the federal Clean Water Act;
- (2) Propose amendments to protect waters if there are amendments to the federal Clean Water Rule, which clarifies the scope of federal water protection over additional bodies of water, including streams and wetlands;
- (3) Identify waters that are at risk of pollution or contamination; and
- (4) Recommend how the State can prepare for and address the water pollution or contamination risks, including disasters.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Cuddle Party, Kokua Hawaii Foundation, Sierra Club of Hawai'i, and two individuals supported this measure. The Hawaii Cattlemen's Council, Inc., Ponoholo Ranch Limited, Maui County Farm Bureau, Hawai'i Farm Bureau, and an individual opposed this measure. The Department of Health provided comments.

Your Committees have amended this measure by:

- (1) Requiring the Department of Health to identify state statutes that rely on, or are applied in conjunction with, the federal Clean Water Act, prior to the issuance of the Clean Water Rule;
- (2) Deleting the requirement that the study include proposed amendments to state statutes to protect state waters if the federal Clean Water Rule is amended; and
- (3) Changing its effective date to January 28, 2045, 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. 1708, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1708, 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, none.  
 Water & Land: Ayes, 8. Noes, none. Excused, none.

**SCRep. 666-18 Energy & Environmental Protection/Water & Land on H.B. No. 2470**

The purpose of this measure is to protect the people and environment of Hawaii by requiring state and county agencies with regulatory jurisdiction over environmental protection matters to adopt and maintain rules pertaining to environmental protection, air quality, water supplies, water quality, and drinking water that are as stringent as, or more stringent than, applicable baseline federal standards in existence on or before January 1, 2017.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Board of Water Supply, League of Women Voters of Hawaii, Surfrider Foundation O'ahu Chapter, Hawaii Peace and Justice, Blue Planet Foundation, Sierra Club of Hawai'i, Cuddle Party, Kokua Hawaii Foundation, and several individuals supported this measure. The Hawaii Cattlemen's Council, Inc., Ponoholo Ranch Limited, Maui County Farm Bureau, Hawaii Farm Bureau, and an individual opposed this measure. The Department of Health provided comments.



Your Committees have amended this measure by:

- (1) Providing that changes to the definition of "waters of the United States" made by the federal Clean Water Rule as published on June 29, 2015, and currently subject to judicial review and stay of enforcement shall not be applicable as baseline federal standards; and
- (2) Changing its effective date to January 28, 2045, 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. 2470, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2470, 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, none.  
 Water & Land: Ayes, 8. Noes, none. Excused, none.

**SCRep. 667-18 Energy & Environmental Protection/Water & Land on H.B. No. 2298**

The purpose of this measure is to require, for any proposed action involving construction for which an environmental impact statement has been accepted by an agency but for which construction has not commenced within five years of acceptance of the statement, the developer of the construction project to exercise due diligence with respect to any changes in the community where the project is planned and hold community discussion and feedback sessions to share relevant and new information surrounding the project.

The Cuddle Party supported this measure. Life of the Land, Americans for Democratic Action, Building Industry Association of Hawaii, Land Use Research Foundation of Hawaii, and an individual opposed this measure. The Department of Agriculture, Department of Transportation, and Office of Environmental Quality Control provided comments.

Your Committees respectfully request that the Office of Environmental Quality Control and stakeholders of this measure continue to engage in conversation to resolve the issues that this measure addresses.

Your Committees have amended this measure by changing its effective date to January 28, 2045, 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. 2298, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2298, 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; Ayes with Reservations (Kong). Noes, none. Excused, none.  
 Water & Land: Ayes, 8; Ayes with Reservations (Kong). Noes, none. Excused, none.

**SCRep. 668-18 Transportation on H.B. No. 1632**

The purpose of this measure is to require all individuals riding a bicycle to ride within a bicycle lane, if a bicycle lane is available for use, and provides for the assessment of fines for each violation.

The Department of Transportation and Honolulu Police Department testified in support of this measure. The Department of Transportation Services for the City and County of Honolulu provided comments to 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. 1632 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 (Hashem).

**SCRep. 669-18 Transportation on H.B. No. 2435**

The purpose of this measure is to clarify that, for purposes of Hawaii's Motor Carrier Law, "rates" means only charges for the provision of transportation by motor carrier when such transportation is provided as part of a package that also includes other services.

Roberts Hawaii, Inc., The Maritime Group, LLC, and E Noa Corporation 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2435, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2435, 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 (Hashem).

**SCRep. 670-18      Transportation on H.B. No. 1819**

The purpose of this measure is to require the Department of Transportation to acquire a privately owned portion of North Road on Oahu and install lighting there. This measure authorizes the issuance of general obligation bonds and appropriates funds for the acquisition and lighting and appropriates funds as a grant-in-aid to the City and County of Honolulu to install lighting on the city-owned portion of North Road.

The Department of Transportation 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1819, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1819, 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 (Hashem).

**SCRep. 671-18      Transportation on H.B. No. 2217**

The purpose of this measure is to permit the driver of a vehicle to safely proceed through an intersection in which a defective or malfunctioning traffic-control device fails to detect the vehicle and stays in the red signal stage through two cycles of the traffic-control device.

Street Bikers United Hawaii, Sun Riders, LLC, Condominium Rentals Hawaii, Honolulu Harley Davidson Group, and numerous concerned individuals testified in support of this measure. The Department of Transportation and Maui Police Department testified in opposition to 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 H.B. No. 2217, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2217, 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 (Hashem).

**SCRep. 672-18      Labor & Public Employment on H.B. No. 2420**

The purpose of this measure is to establish restrictions on the participation in partisan political activities of certain state employees and officers who regularly engage in adjudicatory, regulatory, law enforcement, or investigatory duties.

An individual testified in support of this measure. The Hawaii State Ethics Commission testified in support of the intent of this measure. Common Cause Hawaii testified in support of this measure with amendments.

Upon careful consideration, your Committee has amended this measure by:

- (1) Providing that the provisions of this measure shall not limit, modify, or supersede sections 11-8 (elections commission; political activities), 11-316 (political activities prohibited), 11-354 (fundraising on state or county property prohibited), 11-355 (contributions by state and county contractors prohibited), 84-13 (fair treatment), and 84-35.5 (prohibition from political activity), Hawaii Revised Statutes;
- (2) Defining "covered employee";
- (3) Clarifying that a covered employee is prohibited from knowingly soliciting, accepting, or receiving a political contribution from any person, unless the solicitation or contribution is for a multicandidate political committee of a labor organization or a state employee organization, subject to certain conditions;
- (4) Deleting the requirement prohibiting employees from running for nomination or as a candidate for election to a partisan political office;
- (5) Providing that covered employees may make campaign donations, attend campaign fundraisers, and join partisan groups;
- (6) Deleting provisions relating to the prohibition of officers and employees engaged in political activities while on duty;
- (7) Deleting penalty provisions relating to the imposition of administrative fines for violations of the requirements under this measure;
- (8) Removing the effective date relating to the applicability of this measure;
- (9) Changing its effective date to January 1, 2050, to facilitate further discussion; 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2420, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2420, 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. 673-18 Labor & Public Employment on H.B. No. 2341**

The purpose of this measure is to:

- (1) Allow direct payment to a spouse or former spouse of an Employees' Retirement System (ERS) member or retirant to include the former spouse or former members with vested benefit status when the former spouse has been awarded all or a portion of ERS retirement benefits as ordered or decreed by a court in a domestic relations proceeding;
- (2) Make ERS benefits payable to an alternate payee whether the Hawaii qualified domestic relations order is certified prior to or after the ERS member, former member with vested benefit status, or retirant retires;
- (3) Postpone implementation of Act 263, Session Laws of Hawaii 2016, from July 1, 2018, to July 1, 2020; and
- (4) Appropriate funds for fiscal year 2018-2019 for the planning and expenditures necessary to implement this measure.

The Board of Trustees of the Employees' Retirement System testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2341, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2341, 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. 674-18 Labor & Public Employment on H.B. No. 2097**

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources to hire lifeguards to monitor state and county beach parks.

The County of Hawaii Mayor; Hawaii County Councilmember representing District 4; Honolulu Emergency Services Department of the City and County of Honolulu; Hawaii Fire Department; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; Maui Chamber of Commerce; and several individuals testified in support of this measure. The Department of Land and Natural Resources, Kauai Fire Department, and Hawai'i Tourism Authority commented on 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. 2097, 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. 675-18 Labor & Public Employment on H.B. No. 1999**

The purpose of this measure is to require certain government decision-makers at the state and county levels to complete a training course, administered by the Office of Hawaiian Affairs, on Native Hawaiian and Hawaiian traditional and customary rights, natural resource protection and access rights, and the public trust.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ho'omanapono Political Action Committee, and an individual testified in support of this measure. The Office of Hawaiian Affairs and Department of Land and Natural Resources testified in support of this measure with amendments. The Mayor of the County of Hawaii testified in support of the intent of this measure. The Council Chair of the County of Maui and Maui County Planning Department commented on this measure.

Your Committee has amended this measure by:

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

Should this measure move further in the legislative process, your Committee respectfully requests your Committee on Finance to consider the suggested amendments offered by the Department of Land and Natural Resources in its testimony to include an additional training per year and specify the required training for the deputies and division heads of the Department of Land and Natural Resources.

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. 1999, 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. 1999, H.D. 2.

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

**SCRep. 676-18 Consumer Protection & Commerce on H.B. No. 2257**

The purpose of this measure is to protect consumers involved in virtual currency transactions by:

- (1) Adopting the Uniform Regulation of Virtual Currency Businesses Act for application to virtual currency business activities, in Part I of the measure; and
- (2) Extending the Money Transmitters Act to expressly apply to persons engaged in the transmission of virtual currency and requiring these persons to provide a pre-contractual warning to consumers, in Part II of the measure.

Your Committee received testimony in support of:

- (1) This measure from a concerned individual;
- (2) Part I of this measure from the Commission to Promote Uniform Legislation; and
- (3) Part II of this measure from the Department of Commerce and Consumer Affairs.

Your Committee received testimony in opposition to this measure from the Ciric Law Firm and two concerned individuals.

Your Committee received comments on Part I of the measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that the virtual currency industry is still evolving and that this measure combines two alternate frameworks to manage the virtual currency industry.

Your Committee notes that the adoption of the Uniform Regulation of Virtual Currency Businesses Act in Part I of this measure would provide the Department of Commerce and Consumer Affairs with a tailor-made, comprehensive framework for regulating companies engaged in virtual currency business activity.

However, your Committee recognizes that the application of the Money Transmitters Act to virtual currency companies, as provided in Part II of the measure, would allow the Department of Commerce and Consumer Affairs to apply an existing framework under which money transmissions of virtual currency companies may be regulated.

Your Committee has amended this measure by:

- (1) Deleting Part I of the Uniform Regulation of Virtual Currency Businesses Act, as set forth in Part I of the measure, which consists primarily of definitions; and
- (2) Correcting the term "same value" to "same volume" with regard to like-kind virtual currency that may be possessed in lieu of permissible investments, in the amendment being made to section 489D-8, Hawaii Revised Statutes, in Part II of the measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection and Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2257, 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. 2257, H.D. 2.

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

**SCRep. 677-18 Consumer Protection & Commerce on H.B. No. 1957**

The purpose of this measure is to override the ruling in *Bank of New York Mellon v. Rumbawa* by prohibiting a person who is entitled to enforce a mortgage note as a negotiable instrument from foreclosing on the property in a foreclosure by action unless the person establishes that the person is the owner of the mortgage note.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and three individuals testified in support of this measure. Hawaii Financial Services Association and Hawaii Bankers Association 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1957, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1957, 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 (Tokioka, McDermott). Noes, none. Excused, 2 (Aquino, Yamane).

**SCRep. 678-18 Consumer Protection & Commerce on H.B. No. 1712**

The purpose of this measure is to increase the minimum portion of residential units in condominiums required to be offered for sale to owner-occupants during the thirty-day period following the initial date of sale from fifty percent to ninety percent of all residential units.

The Hawaii Housing Finance and Development Corporation, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and one individual testified in support of this measure. Aloha Real Estate, Inc. testified in opposition. The American Resort Development Association – Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Excluding projects in which time share use is permitted from the owner-occupancy requirements; 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. 1712, 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. 1712, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Say). Noes, none. Excused, 2 (Aquino, Yamane).

**SCRep. 679-18 Health & Human Services/Labor & Public Employment on H.B. No. 2204**

The purpose of this measure is to reexamine welfare policy in the State by requiring the Department of Human Services to:

- (1) Convene a task force to revise and develop a restructured welfare payment system to incentivize welfare recipients to advance in their careers while retaining beneficiary status; and
- (2) Re-establish the exit and retention bonus program, which encourages welfare recipients to transition back into the workforce.

Mental Health America of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Appleseed Center for Law and Economic Justice, and a few concerned individuals supported this measure. The Department of Human Services, American Association of University Women Hawaii, and Hawaii Women's Coalition provided comments.

Your Committees have amended this measure by:

- (1) Requiring the task force to assess the effectiveness of the Temporary Assistance for Needy Families program of the United States Department of Health and Human Services;
- (2) Specifying that the Director of Human Services or the Director's designee shall serve as chairperson of the task force and shall request representatives from various advocacy organizations to comprise the task force;
- (3) Changing the effective date to July 1, 3000, to encourage 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 Health & Human Services and Labor & Public Employment that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2204, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2204, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Health & Human Services: Ayes, 5. Noes, none. Excused, none.

Labor & Public Employment: Ayes, 6. Noes, none. Excused, 1 (Ichiyama).

**SCRep. 680-18 Health & Human Services/Labor & Public Employment on H.B. No. 2019**

The purpose of this measure is to assist homeless individuals in finding employment and connect them with service providers that meet their needs by:

- (1) Establishing a three-year homeless employment grant program to be developed by the Governor's Coordinator on Homelessness to connect homeless individuals with work opportunities, pay individuals for hours worked while in the grant program, and connect participants in the program with appropriate service providers; and

- (2) Appropriating funds for the grant program.

The Hawaii Youth Services Network, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and four concerned individuals testified in support of this measure. The Hawaii Association for Justice testified in support of the intent of this measure. The Governor's Coordinator on Homelessness and Department of Human Services provided comments.

Your Committees have amended this measure by:

- (1) Requiring the Department of Human Services to develop and implement the three-year homeless employment grant program rather than the Governor's Coordinator on Homelessness;
- (2) Changing its effective date to July 1, 3000, 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 Health & Human Services and Labor & Public Employment that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2019, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2019, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Health & Human Services: Ayes, 5. Noes, none. Excused, none.

Labor & Public Employment: Ayes, 6. Noes, none. Excused, 1 (Ichiyama).

**SCRep. 681-18 Health & Human Services on H.B. No. 1896**

The purpose of this measure is to establish a Health Care Access Task Force to review health care policies, legislation, and authority, and to report back to the Legislature on recommendations to improve access to health care in Hawaii.

Planned Parenthood Votes Northwest and Hawaii, IMUAlliance, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Papa Ola Lokahi, and one concerned individual testified in support. One concerned individual testified in opposition. The Department of Health, Department of Human Services, Kaiser Permanente, and Hawaii Medical Service Association offered comments.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (2) Making technical nonsubstantive changes for the purposes of clarity and consistency.

Your Committee notes that both the Department of Health and the Department of Human Services called attention to H.B. No. 2361 (2018), Relating to Health Analytics, which authorizes the Department of Human Services to maintain an all-payers medical claims data base and study the financial health data. Both Departments expressed that this data is essential to the analysis requested by this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1896, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1896, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 682-18 Health & Human Services on H.B. No. 2373**

The purpose of this measure is to authorize the Department of Health to disclose certain vital statistic records to Department program employees with the approval of the Department of Health's Institutional Review Committee.

The Department of Health, Hawaii Children's Action Network, Hawaii Maternal and Infant Health Collaborative, Hawaii Primary Care Association, and two concerned individuals supported this measure.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2373, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2373, 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, none.

**SCRep. 683-18 Health & Human Services on H.B. No. 2573**

The purpose of this measure is to require that the existence of any cesspool on real property be considered a material fact, and be included in a seller's disclosure statement if disclosure of the existence of a cesspool on real property is determined to be mandatory under Hawaii's Mandatory Seller Disclosures in Real Estate Transactions law.

The Department of Health and several concerned individuals supported this measure. The Hawai'i Association of REALTORS provided comments.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2573, 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. 2573, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, none.

**SCRep. 684-18 Health & Human Services on H.B. No. 2231**

The purpose of this measure is to provide persons with disabilities the means to travel independently by establishing a refundable income tax credit for the purchase or modification of a vehicle for use by a person with a disability.

The Disability and Communication Access Board and a concerned individual testified in support of this measure. A concerned individual testified in opposition to this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments.

Your Committee notes the concerns raised regarding the possibility that the tax credit in this measure could be claimed more than once because the original purchaser of the vehicle could claim the tax credit and, if the vehicle is sold, the party to whom the vehicle is sold could also claim the tax credit. Nevertheless, your Committee finds that this measure deserves further consideration.

Your Committee has amended this measure by:

- (1) Clarifying the operation of the tax credit to avoid confusion;
- (2) Changing the tax credit from a refundable tax credit to a non-refundable tax credit;
- (3) Changing the calculation of the tax credit from a fixed amount to a percentage of the taxpayer's expenses in purchasing or modifying a vehicle for use by a person with a disability, subject to a cap amount;
- (4) Changing its effective date to July 1, 3000, 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 Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2231, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2231, 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 (Learnmont). Noes, none. Excused, 1 (Belatti).

**SCRep. 685-18 Economic Development & Business on H.B. No. 2607**

The purpose of this measure is to promote computer science education in the State by:

- (1) Requiring the Department of Education (DOE) to develop and implement a statewide computer science curricula plan for public school students in kindergarten through grade 12; and
- (2) Allowing the DOE to enter into a contract or agreement with one or more entities to develop and implement computer science teacher development programs.

DevLeague Inc, HawaiiKidsCAN, Purple Mai'a Foundation, Code.org, Women in Technology, Microsoft Corporation, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and several individuals testified in support of this measure. DOE testified in support of the intent of this measure.

Your Committee finds that the importance of computer science is undisputed and that computer science and technology education should be embraced as ever increasing technological advances require individuals to have computer science skills. Your Committee also finds that development of computer science skills in students from kindergarten through grade 12 is critical to preparing these students for the 21<sup>st</sup> century and beyond.

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. 2607, 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. 686-18 Economic Development & Business on H.B. No. 2581**

The purpose of this measure is to assist the State and county governments in undertaking certain capital improvement projects in a more cost-effective and efficient manner by:

- (1) Establishing the Office of Public-Private Partnership within the Department of Accounting and General Services to support State and county agencies in the use of best practices in contracting for public-private partnerships, and to appropriate funds for its establishment; and
- (2) Adding design-build-operate-maintain and design-build-finance-operate-maintain project delivery methods to the Hawaii Public Procurement Code and related conditions and requirements.

The Office of Planning, Department of Transportation, Department of Budget and Fiscal Services of the City and County of Honolulu, Ulupono Initiative, Ho‘omanapono Political Action Committee, Association for the Improvement of American Infrastructure, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. The Department of Business, Economic Development and Tourism, State Procurement Office, and Building Industry Association of Hawaii testified in support of the intent of this measure. The United Public Workers, AFSCME, Local 464, AFL-CIO, testified in opposition to this measure. The Department of Accounting and General Services and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO provided comments.

Your Committee notes that this measure is a work in progress and that a number of issues still need to be addressed, including clarification of the term "operation" as it pertains to public-private partnerships, particularly for the development of public facilities. Your Committee also finds that developing guiding principles for the Office of Public-Private Partnership to follow may address some of these concerns. Nevertheless, your Committee finds that this measure deserves further consideration and that these concerns can be addressed as the measure continues to make its way through the legislative process.

Your Committee has amended this measure by:

- (1) Adding to the duties of the Office of Public-Private Partnership the provision of best practice processes for resolving contract disputes, including alternative dispute resolution and mediation;
- (2) Requiring the Department of Accounting and General Services, in coordination with the Office of Public-Private Partnership, to submit an annual report to the Legislature and specifying the information the report shall contain;
- (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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2581, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 2581, H.D. 1.

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

**SCRep. 687-18 Education on H.B. No. 2352**

The purpose of this measure is to ensure that Hawaii's public school teachers continue to provide quality education to all students by:

- (1) Increasing membership on the Hawaii Teacher Standards Board to include a member of the Native Hawaiian Education Council and a non-voting public university student teacher; and
- (2) Codifying current DOE Policy that a permit issued by the Hawaii Teacher Standards Board is required for non-licensed teachers serving in public schools.

The Office of Hawaiian Affairs, Hawai'i Teacher Standards Board, Native Hawaiian Education Council, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Kamehameha Schools, and several individuals supported this measure. The Department of Education and University of Hawaii offered comments.

Your Committee has amended this measure by:

- (1) Clarifying language regarding permit renewals and restoration of permits for teachers who are in the process of qualifying for a license;
- (2) Changing the effective date to July 1, 2050; and
- (3) Making technical, nonsubstantive amendments 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 H.B. No. 2352, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2352, 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 (Ing, McKelvey).

**SCRep. 688-18 Education on H.B. No. 2354**

The purpose of this measure is to provide an opportunity for the public to increase their support to the Hawaii State Public Library System by making a contribution toward the Libraries Special Fund that is used for the purchase of additional library materials for the Hawaii State Public Library System collection. Specifically, this measure:

- (1) Increases from \$2 to \$4 the amount of authorized income tax check-off that may be designated payable from an individual's state income tax refund to the Libraries Special Fund;
- (2) Permits joint filers the designation of check-off in the amount of \$4 or \$8 to the Libraries Special Fund; and
- (3) Makes the measure effective for taxable years after December 31, 2017.

The Department of Taxation, Hawaii State Public Library System, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Tax Foundation of Hawaii offered comments.

Your Committee has amended this measure by:

- (1) Changing the proposed amount of authorized income tax check-off that may be designated payable from an individual's state income tax refund to the Libraries Special Fund from \$4 to an unspecified amount;
- (2) Changing the proposed amount joint filers are permitted in the designation of check-off to the Libraries Special Fund from \$4 or \$8 to an unspecified amount; and
- (3) Changing the effective date to July 1, 2050.

Should the Committee on Finance deliberate on this measure further, your Committee respectfully requests that it consider increasing from \$2 to \$4 the amount of authorized income tax check-off that may be designated payable from an individual's state income tax refund to the Libraries Special Fund and permitting joint filers the designation of check-off in the amount of \$4 or \$8 to the Libraries Special Fund.

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. 2354, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2354, 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 (Ing, McKelvey).

**SCRep. 689-18 Housing on H.B. No. 2330**

The purpose of this measure is to address Hawaii's affordable housing needs by:

- (1) Expanding the exemption from general excise tax for development costs of affordable rental housing by removing limits on eligible costs and extending the exemption certification period to June 30, 2026; and
- (2) Requiring that projects exempt from the general excise tax accept qualified residents with Section 8 Housing Choice Vouchers as a condition of certification.

The Office of the Governor, Department of Business, Economic Development and Tourism, Department of Taxation, Hawaii Housing Finance and Development Corporation, Hawaii Public Housing Authority, Department of Housing and Human Concerns of the County of Maui, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Pacific Resource Partnership, and Land Use Research Foundation of Hawaii testified in support of this measure. The Hawai'i Construction Alliance and General Contractors Association of Hawaii provided comments.

Your Committee finds that there is a tremendous need for affordable housing in Hawaii, particularly affordable rentals and that this measure provides a mechanism to address this need.

Your Committee further finds that the Housing Choice Voucher Program, also known as Section 8, is one of the federal government's major programs used by the Hawaii Public Housing Authority to assist low-income families, the elderly, and disabled to afford decent, safe, and sanitary housing in the private market. However, due to the unfortunate stigma attached to Section 8 vouchers, participants often have a difficult time in finding landlords who will rent to them. This measure addresses this situation by requiring projects applying for certification for exemption from the general excise tax pursuant to this measure to accept qualified residents participating in the Section 8 program as a condition of certification.

Your Committee has amended this measure by:

- (1) Clarifying that projects applying for certification for exemption from the general excise tax may refuse to lease a unit to qualified residents with Section 8 Housing Choice Vouchers as long as the refusal to rent is not solely based on the applicant's participation in the Section 8 program;

- (2) Including substantial rehabilitation projects as projects eligible to apply for certification for exemption from the general excise tax costs associated with development of the project;
- (3) Changing its effective date to January 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 Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2330, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2330, 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. 690-18 Housing/Water & Land on H.B. No. 2570**

The purpose of this measure is to address the problem of substandard roads in housing subdivisions by requiring lot owners to pay for the repair and maintenance of subdivision roads and requiring counties to provide oversight, support, and training for activities related to the assessment, management, and use of funds for the repair and maintenance of subdivision roads.

Hawaiian Acres Road Corp. and several concerned individuals supported this measure. The County of Hawai'i Planning Department and a few concerned individuals opposed this measure.

Your Committees have amended this measure by replacing the contents of the bill with a three-year pilot project that:

- (1) Requires the Department of Transportation, in conjunction with counties that have a population of more than one-hundred eighty thousand but less than two hundred fifty thousand, to identify subdivision roads in need of maintenance and improvement;
- (2) Requires the county to assess and collect fees from lot owners in identified subdivisions that are not part of planned communities for the maintenance and improvement of subdivision roads;
- (3) Requires the county to expend the collected fees for the maintenance and improvement of subdivision roads; and
- (4) Has an effective date to January 1, 2050, to promote 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 H.B. No. 2570, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2570, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Housing: Ayes, 4. Noes, none. Excused, 3 (Nakamura, Quinlan, McDermott).  
Water & Land: Ayes, 5; Ayes with Reservations (Thielen). Noes, none. Excused, 3 (Todd, Lee, McKelvey).

**SCRep. 691-18 Public Safety/Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 1977**

The purpose of this measure is to require the Hawaii Emergency Management Agency to develop a strategic regional flood plan that addresses flood mitigation, flood water retention, flood diversion, and catastrophic floods to become effective December 31, 2019, and to submit a report of its progress in developing the plan to the Legislature no later than twenty days prior to the convening of the 2019 Regular Session.

The Hawaii Emergency Management Agency, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a concerned individual supported this measure. The Department of Land and Natural Resources offered comments.

Your Committees note that both the Hawaii Emergency Management Agency and the Department of Land and Natural Resources noted the importance of a coordinating agency to effectuate the purpose of the measure and your Committees suggest that the coordinating agency be the Hawaii Emergency Management Agency. Your Committees also respectfully request that in the course of effectuating this measure that the Hawaii Emergency Management Agency consider the Department of Land and Natural Resources' suggestion that the Hawaii Emergency Management Agency coordinate a working group. Your Committees also suggest that the Hawaii Emergency Management Agency and the proposed working group consider previously published strategic plans and the coordination of these strategic plans to effectuate this measure.

Your Committees have amended this measure by:

- (1) Clarifying that the Hawaii Emergency Management Agency shall develop strategic regional flood plans, instead of being limited to one plan;
- (2) Clarifying that the plans shall become effective on December 31, 2020, rather than on December 31, 2019; 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 Public Safety 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 H.B. No. 1977, H.D. 1, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.B. No. 1977, H.D. 2.

Signed by the Chairs on behalf of the Committees.

Public Safety: Ayes, 4. Noes, none. Excused, 3 (Creagan, DeCoite, Ing).

Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 7. Noes, none. Excused, 3 (Fukumoto, Cachola, Ward).

**SCRep. 692-18 Public Safety on H.B. No. 2383**

The purpose of this measure is to establish statutory authorization for special duty employment, commonly referred to as special duty services, by deputy sheriffs.

The University of Hawaii, Department of Public Safety, Department of Taxation, Department of Transportation, Office of Elections, Aloha Stadium Authority, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, Ho'omanapono Political Action Committee, 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 is in accord with the intent and purpose of H.B. No. 2383, 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, 2 (DeCoite, Ing).

**SCRep. 693-18 Public Safety on H.B. No. 2280**

The purpose of this measure is to address the persistent security problems at the Hawaii State Hospital in Kaneohe, Oahu by appropriating funds to the Department of Health for the purchase of electronic security devices, additional lighting and cameras, and capital improvement projects including gates, relocation of a guard shack and entry road, and the design and construction of a security fence. This measure additionally requires the Department of Health to report to the Legislature on the progress of implementing its security corrective action plan, the number of escapes in the prior year, and other findings and legislative recommendations.

The Department of Health and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure.

Your Committee respectfully questions the need for and financial cost of the proposed security fence around the ninety-acre Hawaii State Hospital campus. Your Committee finds that the Hawaii State Hospital already has existing fencing erected and that the planned new 144-bed psychiatric facility scheduled to be completed in 2021 on the grounds of the Hawaii State Hospital will have high-security measures within the new facility, which will likely eliminate the need for the proposed security fence.

Your Committee also notes that the Hawaii State Hospital has complied with the City and County of Honolulu Department of Planning and Permitting's permitting procedure by requesting funds from the Legislature.

Your Committee has amended this measure by changing the appropriation amount for fiscal year 2018-2019 from:

- (1) \$35,000 for the purchase of electronic ankle monitoring bracelets and metal detector hand wands for the Hawaii State Hospital to an unspecified amount;
- (2) \$50,000 for the purchase and installation of perimeter lighting and signage on the Hawaii State Hospital campus to an unspecified amount;
- (3) \$500,000 for the purchase and installation of closed circuit television cameras at the Hawaii State Hospital to monitor new security fencing areas and other portions of the campus to an unspecified amount; and
- (4) \$650,000 for the planning, design, and construction for the relocation of the post 1 guard shack and entry road closer to Cooke building to unspecified amounts.

Your Committee notes that the Department of Health testified that it has already set aside the funding for the various security enhancements proposed in 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. 2280, 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. 2280, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (DeCoite, Ing).

**SCRep. 694-18 Tourism on H.B. No. 2008**

The purpose of this measure is to create parity in the imposition of the Transient Accommodations Tax (TAT) on accommodations booked directly and those booked through a travel company by:

- (1) Requiring travel agencies and tour packagers to register with the Director of Taxation before entering into an arrangement to furnish transient accommodations at noncommissioned negotiated contract rates; and

- (2) Amending the definition of "gross rental" or "gross rental proceeds" to provide for the imposition of the TAT on the portion of the gross proceeds kept by a travel agency or tour packager who receives a noncommissionable negotiated contract rate for booking the transient accommodation.

The Travel Technology Association and Expedia, Inc. opposed this measure. The Department of Taxation and Tax Foundation of Hawaii commented on this measure.

Your Committee has amended this measure by:

- (1) Clarifying language requiring travel agencies and tour packagers who arrange transient accommodations at noncommissioned negotiated contract rates to pay the TAT to avoid inadvertently imposing the TAT twice on amounts received by commissioned agencies or packagers not subject to this measure;
- (2) Clarifying that the allocation of TAT amounts established by this measure applies to taxable years beginning after December 31, 2018; 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 Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2008, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2008, 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 (Choy).

**SCRep. 695-18 Tourism on H.B. No. 2009**

The purpose of this measure is to expressly include single family homes, multi-family homes, and accessory dwellings as property types which may be subject to the transient accommodations tax and to clarify the applicability of the tax to any property type regardless of the frequency with which a property is furnished to guests.

The Hawai'i Association of REALTORS and Expedia, Inc. supported this measure. The Department of Taxation, Office of Hawaiian Affairs, and Tax Foundation of Hawaii submitted comments on this measure.

Your Committee has amended this measure by:

- (1) Amending the definition of "lease" for purposes of the transient accommodations tax to further clarify the applicability of the tax regardless of the frequency with which a property is furnished to guests and its applicability to accessory dwellings, single family homes, and multi-family homes; 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 Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2009, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2009, 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 (Choy).

**SCRep. 696-18 Tourism on H.B. No. 2605**

The purpose of this measure is to assist counties in enforcing transient accommodations and short-term vacation rental ordinances by:

- (1) Establishing a one-year temporary program whereby a county can qualify to receive up to \$1,000,000 in transient accommodations tax revenues, if it passes ordinances relating to transient accommodations and short-term vacation rentals that establish specified real property taxes, and expedited special use permit processing, violation processing, and appeal processing, and complies with notification requirements; and
- (2) Appropriating \$4,000,000 of transient accommodations tax revenues to assist the counties in enforcing the required transient accommodations ordinances.

The Council Chair of the Hawaii County Council, two Councilmembers representing Council Districts 3 and 4 of the Hawaii County Council, Council Chair of the Maui County Council, and Councilmember representing East Maui of the Maui County Council testified in support of this measure. The Department of Planning and Permitting of the City and County of Honolulu and Hawaii Lodging and Tourism Association testified in support of the intent of this measure. The Department of Budget and Finance, Department of the Attorney General, Office of Hawaiian Affairs, Mayor of the County of Hawaii, Tax Foundation of Hawaii, and Airbnb provided comments.

Your Committee has amended this measure by:

- (1) Changing the length of stay at a short-term vacation rental which a county must enact ordinances to regulate in order to receive transient accommodations tax revenues for enforcement from thirty days to one-hundred eighty days;

- (2) Inserting language establishing reporting requirements for a county receiving funds for the enforcement of all applicable laws and ordinances relating to transient accommodations and short-term vacation rentals; 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 Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2605, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2605, 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 (Choy).

**SCRep. 697-18 Tourism on H.B. No. 1828**

The purpose of this measure is to mitigate the negative impacts on communities caused by tourist activities by allocating \$1,000,000 in transient accommodations tax revenues to the Hawaii Tourism Authority to support initiatives, in conjunction with the Hawaii Lodging and Tourism Association, to mitigate those negative impacts caused by tourists; provided that the funds are matched dollar-for-dollar by the private sector.

The Hawai'i Lodging & Tourism Association testified in support of this measure. The Hawai'i Tourism Authority and a concerned individual provided comments on this measure.

Your Committee has amended this measure by:

- (1) Increasing the amount allocated to the Hawaii Tourism Authority for initiatives that mitigate negative impacts caused by tourism activity to \$10,000,000;
- (2) Requiring the Hawaii Tourism Authority to submit a report to the Legislature on the expenditure of the \$10,000,000 allocation of funds; and
- (3) 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 Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1828, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1828, H.D. 2, and be referred to your Committee on Finance.

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

**SCRep. 698-18 Education on H.B. No. 2025**

The purpose of this measure is to further the State's commitments to reducing waste, providing opportunities for agricultural education, increasing local food production, and promoting natural resource management in public schools by:

- (1) Requiring the Department of Education to issue composting pilot project grants to Department schools and establish the Composting Grant Pilot Project Working Group that will provide implementation and operational oversight, guidelines, and support; make recommendations for composting pilot projects in public schools; and report annually to the Legislature; and
- (2) Appropriating funds to the Department of Education for the Composting Grant Pilot Project.

The University of Hawaii College of Tropical Agriculture and Human Resources, Department of Education, Ulupono Initiative, Surfrider Foundation Oahu Chapter, Windward Zero Waste Schools, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a few concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Authorizing, rather than requiring, the Department of Education to issue Composting Pilot Project grants to Department schools and authorizing the establishment of the Composting Grant Pilot Project Working Group;
- (2) Adding the Hawaii Farm Bureau to the membership of the Composting Grant Pilot Project Working Group; and
- (3) Changing the effective date to July 1, 2050.

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. 2025, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 2025, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 2 (Ing, McKelvey).

**SCRep. 699-18      Transportation on H.B. No. 2601**

The purpose of this measure is to create a supplemental rental motor vehicle user fee ("fee") of \$4.50 per day to be levied, assessed, and collected for motor vehicles rented from a rental motor vehicle concession located in any medium-hub airport serving a county that includes at least three islands inhabited by permanent residents. This measure authorizes the use of the revenues from the fee to pay for certain highway projects. This measure also requires the Director of Transportation to cease collecting the supplemental rental motor vehicle fee upon completion of the specified highway projects.

The Mayor of the County of Maui, three Councilmembers from the Maui County Council, West Maui Taxpayers Association Inc., and a few concerned individuals testified in support of this measure. The Department of the Attorney General, Hawai'i Lodging & Tourism Association, Maui Hotel & Lodging Association, Avis Budget Group, and Patients Without Time testified in opposition to this measure. The Department of Budget and Finance and EAN Holdings, LLC provided comments on this measure.

Your Committee has amended this measure by:

- (1) Making the supplemental rental motor vehicle user fee applicable statewide rather than only in Maui;
- (2) Changing the fee amount to an unspecified amount;
- (3) Allowing rental car companies to pass the fee onto their customers;
- (4) Requiring that the revenues generated from the fee be used for capacity road projects statewide;
- (5) Changing its effective date to July 1, 2050; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Should the Committee on Finance deliberate this measure further, your Committee on Transportation respectfully requests that it consider whether the revenues generated by each specific county can be made available for use in only that county.

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. 2601, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2601, 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 (Hashem).

**SCRep. 700-18      Transportation on H.B. No. 2442**

The purpose of this measure is to require the counties to remove and dispose of abandoned vehicles on public roads within ten business days.

The Council Member representing District 4 of the County of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and many individuals testified in support of this measure. The Mayor of the County of Maui, Kauai Police Department, and Department of Environmental Management of the County of Maui testified in opposition to this measure. The Department of Customer Services of the City and County of Honolulu provided comments on this measure.

Your Committee has amended this measure by:

- (1) Removing the requirement of written notice to the legal and registered owner;
- (2) Requiring the counties to, upon custody, give the legal and registered owner of the vehicle twenty business days to claim the vehicle, unless the vehicle is reported as stolen;
- (3) Allowing the counties to waive the requirement to dispose of the vehicle via public auction;
- (4) Specifying that if there is no current registration for the vehicle, it is considered "derelict" and therefore it is not required to be stored by the counties;
- (5) Changing its effective date to July 1, 2050; and
- (6) 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2442, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2442, 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 (Hashem).

**SCRep. 701-18 Consumer Protection & Commerce on H.B. No. 2173**

The purpose of this measure is to protect employee and student privacy by prohibiting employers and educational institutions from requiring employees, students, and prospective employees and students to provide protected personal online account information, and authorizes private civil actions against violators.

The Department of Education, University of Hawaii, and an individual testified in support of this measure. The Chamber of Commerce Hawaii and American Civil Liberties Union of Hawai'i provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that educational institutions and employers do not include independent contractors;
- (2) Excluding mere requests for an employee or student to disclose or access login information from liability;
- (3) Clarifying that adverse actions may be taken against an employee or student for failure or refusal to comply with requirements or requests made under narrow statutory circumstances;
- (4) Clarifying that an employer or educational institution may request access to content based on allegations about an employee's or student's protected personal online account;
- (5) Allowing an employer or educational institution to retain login information acquired by lawful technology for the purposes of an anticipated or ongoing civil action so long as the employer or educational institution makes a reasonable effort to keep the login information secure and dispose of it after completion of the civil action; 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. 2173, 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. 2173, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 1 (Johanson).

**SCRep. 702-18 Consumer Protection & Commerce on H.B. No. 687**

The purpose of this measure is to require insurance coverage for qualifying patients for the costs of transportation to the continental United States for life-saving medical care that is not available in the State.

Hawaii Medical Service Association, Kaiser Permanente Hawaii, Kapi'olani Medical Center for Women and Children, Kapi'olani Medical Specialists, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, The Queen's Health Systems, and many concerned individuals supported this measure. The Department of Commerce and Consumer Affairs and Department of the Attorney General provided comments.

Your Committee has amended this measure by:

- (1) Clarifying the criteria of the definition of a "qualifying patient";
- (2) Specifying that the transportation to the continental United States shall be medically necessary;
- (3) Requiring the Auditor to conduct a study to assess the social and financial effects of requiring health insurers, hospital and medical services plans, and health maintenance organizations to provide coverage for the costs of medically necessary transportation to the continental United States for medical treatment for qualifying patients; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes the definition of "qualifying patient" in this measure does not include patients on medically necessary support machines such as Extracorporeal Membrane Oxygenation (ECMO) or Mechanical Circulatory Support, including percutaneous ventricular assist devices and intraaortic balloon pump therapies because according to the testimony received from Kapiolani Medical Center for Women and Children, a vast majority of pediatric patients would not be entitled to coverage 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. 687, 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. 687, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 2 (Aquino, Yamane).

**SCRep. 703-18 Consumer Protection & Commerce on H.B. No. 2033**

The purpose of this measure is to authorize service on nonresident property owners through a summons mailed to the mailing address on record with the real property tax office in the county in which the property is located.

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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2033, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2033, 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 (Say). Noes, none. Excused, 2 (Aquino, Yamane).

**SCRep. 704-18      Judiciary on H.B. No. 885**

The purpose of this measure is to:

- (1) Prohibit health insurers from requiring preauthorizations that cause undue delay in patients' medical treatments;
- (2) Clarify that insurers are civilly liable for injury resulting from an undue delay due to a preauthorization requirement; and
- (3) Permit health care providers to seek indemnification from an insurer for civil liability for injury resulting from an undue delay due to a preauthorization requirement.

The Hawaii Radiology Society, Hawaii Medical Association, Hawaii Chapter of the American Physical Therapy Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and one individual testified in support of this measure. The Hawaii Medical Service Association, University Health Alliance, and Hawai'i Association of Health Plans testified in opposition. The Insurance Division of the Department of Commerce and Consumer Affairs, Department of Human Services, and 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. 885, 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, 1 (Lee).

**SCRep. 705-18      Judiciary on H.B. No. 1985**

The purpose of this measure is to require the Board of Land and Natural Resources to provide an annual report to the Legislature with information regarding the value, status, zoning, and status of resource value of public lands held by the Department of Land and Natural Resources.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and a few concerned individuals supported this measure. The Department of Land and Natural Resources provided comments.

Your Committee notes the comments raised by the Department of Land and Natural Resources regarding the potentially broad applicability of this measure in its current form.

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. 1985, 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, 1 (Lee).

**SCRep. 706-18      Judiciary on H.B. No. 2043**

The purpose of this measure is to authorize counties to:

- (1) Implement a sewer monitoring program that includes county inspections of sewer laterals connected to county sewers located on public or private property after the property owner is provided written notice; and
- (2) Compel private property owners to inspect sewer laterals for saltwater infiltration and perform repairs as necessary.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. The Department of Health and City and County of Honolulu Department of Environmental Services 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. 2043, 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, 1 (Lee).

**SCRep. 707-18      Judiciary on H.B. No. 2197**

The purpose of this measure is to ensure that conservation lands are adequately managed and protected by requiring the Land Use Commission to:



- (1) Monitor and evaluate the enforcement of laws on conservation lands by the Department of Land and Natural Resources (DLNR); and
- (2) Submit an annual report to the Legislature on the effectiveness of enforcement efforts by the DLNR on conservation lands.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and an individual testified in support of this measure. The Land Use Commission supported the intent of this measure. The Department of Land and Natural Resources 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. 2197, 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, 1 (Lee).

**SCRep. 708-18      Judiciary on H.B. No. 2299**

The purpose of this measure is to authorize the University of Hawaii Board of Regents, or its designee, to indemnify, defend, and hold harmless a county agency, its officers, agents, and employees, when the University of Hawaii uses county property for a university purpose or a university function, provided certain conditions are met.

The University of Hawaii 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. 2299, 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, 1 (Lee).

**SCRep. 709-18      Judiciary on H.B. No. 2275**

The purpose of this measure is to:

- (1) Require that private streets, highways, or thoroughfares used by the public in a commercial development district of the Hawaii Community Development Authority conform to county construction and maintenance standards;
- (2) Make owners, who exercise ownership rights for financial gain or profit, of those private streets, highways, or thoroughfares responsible for the costs of conforming and maintaining the private roads to county standards; and
- (3) Establish a private right of action to enforce compliance with county construction and maintenance standards.

The Department of Transportation, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a concerned individual supported this measure. Two concerned individuals opposed this measure. The Hawaii Community Development Authority, Land Use Research Foundation of Hawaii, Bank of Hawaii, and Hawaii Gas provided comments.

Your Committee has amended this measure by:

- (1) Removing the provisions that established a private right of action;
- (2) Clarifying that this measure applies only to the Kakaako Community Development District;
- (3) Specifying that any owner who charges a fee for the use of a private street, highway, or thoroughfare is responsible for conformance and maintenance; and
- (4) Exempting private streets, highways, or thoroughfares used solely by the owner or employees of the owner.

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. 2275, 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. 2275, H.D. 2.

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

**SCRep. 710-18      Judiciary on H.B. No. 2464**

The purpose of this measure is to prohibit lessees who sell or transfer their interest in a Hawaiian Home Lands tract from being placed on the waiting list maintained by the Department of Hawaiian Home Lands to receive a subsequent lease, except under certain circumstances.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and three individuals testified in support of this measure. The Department of Hawaiian Home Lands 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. 2464, 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. 2464, H.D. 2.

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

**SCRep. 711-18 Judiciary on H.B. No. 2541**

The purpose of this measure is to facilitate participation in elections by requiring all elections, beginning with the 2020 primary election, to be conducted by mail.

The Office of Elections; the Office of the City Clerk, City and County of Honolulu; the Office of the County Clerk, County of Hawaii; the Office of the County Clerk, County of Kauai; American Association of University Women; Common Cause Hawaii; Hawaii Appleseed Center for Law and Economic Justice; Hawaii Women's Coalition; League of Women Voters; the Oahu County Committee Legislative Priorities Committee of the Democratic Party of Hawaii; Planned Parenthood Votes Northwest and Hawaii; Young Progressives Demanding Action; and eighteen individuals provided testimony in support of this measure.

Your Committee has amended this measure by changing the effective date:

- (1) Of the measure as a whole to July 1, 2050;
- (2) Of the proviso with respect to section 2 of the measure to January 1, 2049; and
- (3) Of the proviso with respect to sections 54 and 55 of the measure to July 1, 2048.

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. 2541, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2541, 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. 712-18 Judiciary on H.B. No. 2191**

The purpose of this measure is to amend the appellate jurisdiction of the Hawaii Supreme Court and Intermediate Court of Appeals to conditions as they existed prior to Act 202, Session Laws of Hawaii 2004, taking effect on July 1, 2006. Specifically, this measure reestablishes:

- (1) The requirement that most appeals be filed with the Supreme Court instead of the Intermediate Court of Appeals; and
- (2) Criteria for assigning appeals.

The Judiciary, County of Maui Department of the Prosecuting Attorney, Hawaii State Bar Association Appellate Section, and a few individuals 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. 2191, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2191, 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 (Thielen). Noes, none. Excused, 1 (Lee).

**SCRep. 713-18 Energy & Environmental Protection on H.B. No. 2625**

The purpose of this measure is to:

- (1) Require and appropriate funds to the Department of Land and Natural Resources (Department) to remove plastic marine debris from shores and beaches;
- (2) Require and appropriate funds to the counties to dispose of plastic marine debris collected by the Department; and
- (3) Require the Department to report to the Legislature prior to each Regular Session on the amount of plastic marine debris removed from the State's shores and beaches in the prior calendar year.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Friends of Hanauma Bay, Sierra Club of Hawai'i, Beach Environmental Awareness Campaign of Hawai'i, Patients Without Time, Cuddle Party, GMO Free Kaua'i, Kokua Hawaii Foundation, Hawaiian Civic Club of Honolulu, and several individuals supported this measure. The Department opposed this measure.

Your Committee has amended this measure by deleting its substantive contents and inserting language which:

- (1) Requires the Department and the counties to form a Marine Debris Working Group, with other interested parties, to resolve jurisdictional issues between the State and counties regarding the removal of marine debris and provide coordination between state and county agencies that ensures the cleanup of marine debris from Hawaii's beaches and shorefronts; and
- (2) Establishes a Marine Debris Special Fund to provide funding to the Department for the removal of marine debris from shorelines and nearshore waters.

Your Committee has further amended this measure by:

- (1) Changing its effective date to January 28, 2045, 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 Energy & Environmental Protection respectfully requests that it consider appropriating \$1,000,000 to be deposited into the Marine Debris Special Fund and used for the removal of marine debris from shorelines and nearshore waters.

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. 2625, 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. 2625, H.D. 2.

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

**SCRep. 714-18 Energy & Environmental Protection on H.B. No. 2274**

The purpose of this measure is to strengthen the State's electric vehicle charging requirements by:

- (1) Requiring workplaces and multi-unit dwelling residential properties to provide parking spaces and electric vehicle supply equipment for electric vehicles;
- (2) Creating a ratio to calculate the total number of electric vehicle stalls that a parking facility with more than two hundred parking spaces must have, beginning July 1, 2021; and
- (3) Authorizing the director of transportation to fine properties that are not in compliance with electric vehicle parking space requirements.

The Department of Transportation, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Pulama Lana'i, Cuddle Party, We Are One, Inc., 350Hawaii.org, Ulupono Initiative, Blue Planet Foundation, Hawaiian Electric Company, Inc., Maui Electric Company, Ltd., Hawai'i Electric Light Company, Inc., and many individuals supported this measure. The Community Associations Institute Hawaii Chapter, Association of Owners of Kalele Kai, Retail Merchants of Hawaii, Associa, and an individual opposed this measure. The Building Owners and Managers Association provided comments.

Your Committee has amended this measure by:

- (1) Requiring electric vehicle supply equipment to be provided in at least one parking space per one hundred parking spaces, to be designated exclusively for electric vehicles;
- (2) Authorizing the electric vehicle parking spaces to require payment for use;
- (3) Requiring that, beginning July 1, 2021, a parking facility with more than one hundred total public parking spaces shall be required to achieve two electric vehicle supply equipment for every one hundred public parking spaces;
- (4) Requiring that, beginning July 1, 2024, a parking facility with more than one hundred total parking spaces shall be required to achieve three electric vehicle supply equipment for every one hundred public parking spaces;
- (5) Removing the provisions requiring an electric vehicle supply equipment point for a certain amount of employee parking spaces and residential spaces;
- (6) Deleting the provisions which allow for electric vehicle supply equipment points;
- (7) Deleting the provision authorizing the Director of Transportation to exempt a parking facility from some or all of the requirements for providing electric vehicle supply equipment if the installation costs exceed \$100,000;
- (8) Deleting the definitions for "Direct current fast charging equipment", "level 1 charging equipment", and "level 2 charging equipment";
- (9) Inserting language that establishes a working group to address the installation of electric vehicle supply equipment at apartments, condominiums, cooperative housing corporations, and planned community associations; 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 Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2274, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2274, 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 (Kong). Noes, none. Excused, 1 (McDermott).

**SCRep. 715-18 Energy & Environmental Protection on H.B. No. 2719**

The purpose of this measure is to:

- (1) Establish the Hawaii Clean Economy Initiative Advisory Board (Board) to advise the State on the transition to a clean energy economy and support the State in meeting its goal of building an economy that, by 2045, sequesters more atmospheric carbon than it produces;
- (2) Allocates funds from the Energy Security Special Fund to support the Board;
- (3) Changes the name of the Hawaii Clean Energy Initiative Program to the Hawaii Clean Economy Initiative Program (Program) and expands the role of the Program to manage the State's transition to a clean transportation economy; and
- (4) Extends the implementation date of the Program's plans from 2030 to 2045.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ulupono Initiative, Hawaii Island Economic Development Board, Hawai'i Interfaith Power & Light, Patients Without Time, Sierra Club of Hawai'i, Cuddle Party, Hawaiian Civic Club of Honolulu, and several individual supported this measure. The Department of Business, Economic Development and Tourism and Life of the Land provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 28, 2045, 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. 2719, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2719, 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 (Todd).

**SCRep. 716-18 Energy & Environmental Protection on H.B. No. 2560**

The purpose of this measure is to:

- (1) Require the State Sustainability Coordinator to develop a sustainable economic development strategy using genuine progress indicators to generate recommendations that promote indigenous-based economies, economic diversity, and sustainability and report to the Legislature;
- (2) Require the University of Hawaii to provide data mining services to the State Sustainability Coordinator for the development of the sustainable economic development strategy; and
- (3) Appropriate funds for the development of a sustainable economic development strategy.

The Department of Business, Economic Development and Tourism, Office of Planning, University of Hawai'i, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and an individual supported this measure.

Your Committee has amended this measure by:

- (1) Changing the date the State Sustainability Coordinator must report to the Legislature to no later than 20 days prior to the convening of the Regular Session of 2020; and
- (2) Changing its effective date to January 28, 2045, to encourage further discussion.

Should the Committee on Finance deliberate on this measure further, your Committee on Energy & Environmental Protection respectfully requests that it consider appropriating \$600,000 for the development of the sustainable economic development strategy.

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. 2560, 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. 2560, H.D. 2.

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

**SCRep. 717-18 Energy & Environmental Protection on H.B. No. 1934**

The purpose of this measure is to protect the local environment from the harms relating to the disposing of waste by prohibiting the construction of injection wells in the State.

The Office of Hawaiian Affairs, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaiian Civic Club of Honolulu, and several concerned individuals supported this measure. The Department of Environmental Management of the County of Hawaii, Honolulu Board of Water Supply, Yogi Kwong Engineers, LLC, The Limtiaco Consulting Group, Hart Crowser, American Council of Engineering Companies of Hawaii, Hawaiian Electric Company, Inc., Maui Electric Company, Ltd., and Hawaii Electric Light Company, Inc. opposed this measure. The Department of Health provided comments.

Your Committee has amended this measure by:

- (1) Specifying that the Department of Health shall prohibit the construction of sewage wastewater injection wells, unless there is no feasible alternative;
- (2) Clarifying the definition of "injection well";
- (3) Changing the effective date to January 28, 2045, 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 Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1934, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1934, 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 (Todd).

**SCRep. 718-18 Energy & Environmental Protection on H.B. No. 1751**

The purpose of this measure is to protect Hawaii's marine resources and effectively manage thirty percent of the State's nearshore resources by 2030 by requiring the Department of Land and Natural Resources (Department), through its Division of Aquatic Resources, to establish a network of marine protected areas in coastal fishing areas with the most critical fish depletion.

The Department, Hawaiian Civic Club of Honolulu, Dolphin Quest, LOST FISH Coalition, Hawaii Fishing & Boating Association, The Uhu Conservancy, Pet Industry Joint Advisory Council, and numerous individuals supported this measure. Hawaii Goes Fishing and two individuals opposed this measure. The Office of Hawaiian Affairs and The Nature Conservancy of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Requiring the Department, through its Division of Aquatic Resources, to designate a network of marine managed areas, rather than marine protected areas;
- (2) Clarifying that the network of marine managed areas shall consider and may include, but not be limited to, no-take areas and herbivore replenishment areas or other marine management designations in areas identified to provide the most benefit to the State's nearshore marine resources;
- (3) Requiring the Department to consider stakeholder input when determining the location of areas to be designated as marine managed areas;
- (4) Requiring the Department to submit its report to the Legislature on its progress towards the goal of effective management of thirty percent of the State's nearshore resources by 2030 to help ensure the survival of Hawaii's nearshore ecosystems for future generations prior to the Legislature's Regular Sessions of 2019, 2020, 2025, and 2030; 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 Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1751, 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. 1751, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Todd).

**SCRep. 719-18 Labor & Public Employment on H.B. No. 2305**

The purpose of this measure is to extend the civil service exemption of the Pesticide Subsidy Program Manager position within the Department of Agriculture to June 30, 2022, to correspond with the extension of the Subsidy Program pursuant to Act 65, Session Laws of Hawaii 2017, and to allow the Program Manager to assist in processing subsidy applications for pesticide costs incurred in the final year of the Program.

The Department of Agriculture, Mayor of the County of Hawaii, Land Use Research Foundation of Hawaii, Hawai'i Farm Bureau, and Hawaii Cattlemen's Council, Inc. 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 H.B. No. 2305, 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. 720-18 Labor & Public Employment on H.B. No. 2023**

The purpose of this measure, as received by your Committee, is to establish the offense of assault against a utility worker as a Class C felony.

Hawaiian Electric Company, Maui Electric Company, Hawaii Electric Light Company, and the International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO testified in support of this measure. The Department of the Attorney General commented on this measure.

Upon careful consideration, your Committee has amended this measure by:

- (1) Including a person who intentionally, knowingly, or recklessly causes serious or substantial bodily injury or bodily injury with a dangerous instrument to a utility worker who is engaged in the performance of duty, under section 707-711, Hawaii Revised Statutes, offenses of assault in the second degree, which is a Class C felony;
- (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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2023, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2023, 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. 721-18 Labor & Public Employment on H.B. No. 2368**

The purpose of this measure is to request establishment of twenty-seven full-time equivalent permanent civil service positions and equipment for the Hawaii Public Housing Authority to provide services historically and customarily performed by civil service employees in connection with refuse collection.

The Department of Human Resource Development and United Public Workers, AFSCME, Local 646, AFL-CIO testified in support of this measure. The Hawaii Public Housing Authority testified in support of this measure with amendments. Grassroot Institute of Hawaii commented on this measure.

Your Committee has amended this measure by:

- (1) Appropriating unspecified amounts for the establishment of the twenty-seven full-time equivalent permanent civil service employee positions and equipment for the Hawaii Public Housing Authority in connection with refuse collection;
- (2) Changing its effective date to January 1, 2050, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should this measure be deliberated further by your Committee on Finance, your Committee respectfully requests the Committee on Finance to consider the following appropriation amounts that reflect amounts provided by the Department of Human Resource Development and the Hawaii Public Housing Authority for positions and equipment for the Hawaii Public Housing Authority in connection with refuse collection:

- (1) \$472,783 to \$721,734 for twenty-seven full-time equivalent positions for refuse collection employees;
- (2) \$1,764,475 for eight hundred fifteen refuse collection bins;
- (3) \$3,180,000 for nineteen refuse collection front loader trucks;
- (4) \$720,000 for eight scout trucks; and
- (5) \$42,000 to \$90,000 for welding equipment.

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. 2368, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2368, 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. 722-18      Agriculture on H.B. No. 2156**

The purpose of this measure is to authorize the Department of Education to establish a Farm to School Program. This measure requires the Farm to School Coordinator in the Department of Agriculture to work in collaboration with the Department of Education on any Farm to School Program. This measure also establishes and appropriates funds for two full-time equivalent Farm to School staff positions within the Department of Education.

The Department of Education, Department of Agriculture, Department of Health, Hawaii Primary Care Association, Ulupono Initiative, GMO Free Kaua'i, Ho'omanapono Political Action Committee, Hawai'i Pacific Health, Kōkua Hawai'i Foundation, National Farm to School Network, Hawaii Medical Service Association, The Kohala Center, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Blue Zones Project, Aloha Behavioral Associates, Hawai'i Public Health Institute, Hawaii State Teachers Association, Hawaii Afterschool Alliance, Hawai'i Farm Bureau, Hawaii Children's Action Network, We Are One, Inc., Local Food Coalition, Kamehameha Schools, Ka Ohana O Na Pua, Ho'omana Pono, LLC, and numerous individuals testified in support of this measure. The American Heart Association provided comments on this measure.

Your Committee has amended this measure by changing the appropriation to an unspecified amount.

Should your Committee on Finance deliberate on this measure further, your Committee on Agriculture respectfully requests that it consider appropriating \$114,336 to establish two full-time equivalent (2.0 FTE) farm to staff positions in the department of education.

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. 2156, 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. 2156, H.D. 2.

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

**SCRep. 723-18      Agriculture on H.B. No. 2072**

The purpose of this measure is to enhance the offense of cruelty to animals in the second degree to protect animals from cruel treatment by:

- (1) Specifying additional conduct that constitutes the offense of cruelty to animals in the second degree, including:
  - (A) Depriving a pet animal of necessary sustenance, includes inadequate shelter; and
  - (B) Using a trolley, pulley, cable, or running line designed to attach a dog to two stationary objects, depending on the age of the dog and the restraint's configuration, length, size, weight, and nature; and
- (2) If nine or less pet animals are involved in one instance, making it a petty misdemeanor with escalating fines, education and community service requirements, and term of imprisonment for repeat convictions of the offense.

The Humane Society of the United States, Hawaiian Humane Society, West Hawaii Humane Society, Hawaii Association of Animal Welfare Agencies, Sierra Club of Hawai'i, Windward Dog Park Hui, Osolicious Orchards, For Forgotten Felines Inc, Hui Pono Holoholona, Aloha Animal Advocates, and numerous concerned individuals supported this measure. The Pacific Pet Alliance provided comments.

The Humane Society of the United States and Hawaiian Humane Society expressed a number of concerns regarding this measure and proposed amendments to the measure to address those concerns.

Your Committee has amended this measure by changing its effective date to July 1, 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. 2072, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2072, 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). Noes, none. Excused, 1 (Ing).

**SCRep. 724-18      Agriculture on H.B. No. 2593**

The purpose of this measure is to humanely address the exponential increases in the feral cat population by:

- (1) Requiring the Department of Health to contract with a nonprofit animal rescue group to oversee caretakers of feral cats;
- (2) Exempting registered feral cat caretakers from state and county laws relating to the feeding and confinement of cats; and
- (3) Establishing a feral cat trap-sterilize-return process.

The Pacific Pet Alliance, Wild Bird Rehab Haven, Poi Dogs & Popoki, The Pacific Cooperative Studies Program, Hearts for Animals, Inc., and many concerned individuals supported this measure. The Department of Health, Department of Land and Natural Resources, Office of Hawaiian Affairs, Big Island Invasive Species Committee, Hui Pono Holoholona, American Bird Conservancy, Native Ecosystem Services LLC, and numerous concerned individuals opposed this measure. The Humane Society of the United States, Hawaiian Humane Society, Hawaii Cat Foundation, and a concerned individual provided comments on this measure.

Your Committee has amended this measure by:

- (1) Removing the Department of Health as the lead agency for the feral cat caretaker program and leaving the state lead agency unspecified; and
- (2) Changing its effective date to July 31, 2150, to encourage further discussion.

Your Committee notes that The Humane Society of the United States expressed a number of concerns regarding this measure and provided proposed amendments to address those concerns. Should your Committee on Finance deliberate on this matter further, it may consider the appropriateness of the proposed amendments.

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. 2593, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2593, 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 (Gates). Noes, none. Excused, 3 (DeCoite, Say, Thielen).

**SCRep. 725-18      Agriculture on H.B. No. 2632**

The purpose of this measure is to assist agricultural landowners to overcome the difficulty in recruiting and retaining farmworkers due to the shortage of affordable housing for farmworkers and farm employees by allowing the building of farm dwellings and employee housing for farmers and farmworkers and their immediate family members on agricultural lands, subject to specified requirements and restrictions.

The Hawaii Island Economic Development Board, Hawaii Leeward Planning Conference, Hawaii Cattlemen's Council, Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and three concerned individuals supported this measure. The City and County of Honolulu Department of Planning and Permitting, County of Maui Department of Planning, and a concerned individual opposed this measure. The Department of Agriculture, Office of Planning, Land Use Commission, County of Hawaii Planning Department, and Life of the Land submitted comments on this 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 consistency, clarity, and style.

Your Committee notes that the Land Use Commission, Office of Planning, County of Hawaii Planning Department, and Life of the Land expressed concerns regarding this measure including issues relating to:

- (1) The need for clarification in the scope and applicability of employee housing and farm dwellings, including the permissibility of short-term vacation rentals;
- (2) The resources necessary and the capabilities required of the enforcing agencies to monitor and enforce compliance with the requirements, conditions, and restrictions allowing employee housing and farm dwellings, including ascertaining familial relationships; and
- (3) Protecting agricultural lands from being subdivided for residential use and gentlemen farmer estates.

Your Committee on Finance may deem it appropriate to address these concerns, should it deliberate 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. 2632, 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. 2632, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 4; Ayes with Reservations (DeCoite, Gates). Noes, 1 (Say). Excused, 2 (Ing, Thielen).

**SCRep. 726-18      Health & Human Services on H.B. No. 1602**

The purpose of this measure is to require a seller of opioid drugs to warn of the risks of addiction and death, by displaying a warning label on the drug container.

The Department of Public Safety, Hawaii Chapter of the American Physical Therapy Association, Walgreen Co., and Hawaii Substance Abuse Coalition testified in support of this measure. The Department of Health provided comments on this measure.

Your Committee notes that the Department of Public Safety has expressed concerns that the labeling requirements of section 329-38, Hawaii Revised Statutes, may be applicable to this measure. A violation of section 329-38 constitutes a class C felony under section 329-41, Hawaii Revised Statutes. Accordingly, the language in this measure may have the unintended consequence of exposing physicians to substantial penalties. Should this measure receive further consideration from your Committee on Consumer Protection and Commerce, your Committee requests that this concern be addressed.

Your Committee has amended this measure by:

- (1) Removing the requirement that the warning label be printed in not less than fourteen-point font;



- (2) Changing the labeling requirement to an authorization for the inclusion of the warning label on the packaging of any opioid drug dispensed by a licensed health care professional or pharmacist;
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style; and
- (4) Changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1602, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1602, 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, none.

**SCRep. 727-18 Health & Human Services on H.B. No. 1893**

The purpose of this measure is to include the medical use of cannabidiol products as allowable medical uses of cannabis for the treatment of opioid use disorder.

Hawaii Advocates for Consumer Rights, Greenwich Biosciences, Epilepsy Foundation, Epilepsy Foundation of Hawaii, Dravet Syndrome Foundation, Lennox-Gastaut Syndrome Foundation, Tuberous Sclerosis Alliance, and a few of concerned individuals offered testimony in support of this measure. The Department of the Attorney General, Hawaii Substance Abuse Coalition, and a few concerned individuals offered testimony in opposition. The Department of Public Safety provided comments.

Your Committee has amended this measure by deleting its contents and replacing them with provisions to make the medical use of cannabidiol lawful upon the approval of its use as a prescription drug by the Federal Food and Drug Administration.

Your Committee notes that concerns were raised by the Department of the Attorney General as to whether the language of this measure is sufficient to fulfill its purpose. After conducting additional research, the Deputy Attorney General shall send a letter to members of your Committee on Health & Human Services and the Chair of your Committee on Judiciary to clarify the opinion of the Department. Specifically, the letter shall address:

- (1) Whether Section 329-11, Hawaii Revised Statutes, authorizes the Department of Public Safety to approve the medical use of cannabidiol upon Food and Drug Administration approval; and
- (2) If Section 329-121, Hawaii Revised Statutes, may prohibit the Department of Public Safety from approving the medical use of cannabidiol.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1893, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1893, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 728-18 Health & Human Services on H.B. No. 2753**

The purpose of this measure is to establish the Ohana Zone Pilot Program with preliminary milestones that shall be met by the Department of Human Services in establishing the pilot program.

The Governor's Coordinator on Homelessness, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Psychological Association, and one concerned individual submitted testimony in support. The Department of Human Services and Department of Land and Natural Resources submitted comments.

Your Committee has amended this measure by:

- (1) Expanding the definition of ohana zone to detail additional services and resources that shall be provided as well as to add the additional goal of alleviating intergeneration poverty;
- (2) Placing the Ohana Zone Pilot Program under the Department of Human Services Homeless Programs Office;
- (3) Exempting contracts entered into by the Homeless Programs Office, pursuant to the Ohana Zone Pilot Program, from the requirements of The Hawaii Public Procurement Code and Hawaii Purchase of Health and Human Services law, Chapters 103D and 103F, Hawaii Revised Statutes, respectively;
- (4) Authorizing the Department of Human Services and Department of Land and Natural Resources to develop interim administrative rules without regard to Chapter 91, Hawaii Revised Statutes;
- (5) Changing the effective date to July 1, 3000, to enable further discussion; and
- (6) 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 Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2753, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2753, 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, none.

**SCRep. 729-18 Health & Human Services on H.B. No. 782**

The purpose of this measure is to improve the cardiac care at Kona Community Hospital by appropriating funds to construct a hybrid catheterization lab and operating room and to provide stipends for two on-call or visiting cardiologists.

The Mayor of the County of Maui and a few concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Specifying that the funds may be used to construct a hybrid catheterization lab and operating room, and may be used to provide stipends for cardiology staff positions;
- (2) Blanking out the amounts providing for the construction of a hybrid catheterization lab and operating room as well as the annual stipends of two on-call or visiting cardiologists;
- (3) Inserting language from H.B. No. 2663 with a change to permit, rather than require, the Department of Health to hire physicians to serve as district health officers;
- (4) Changing the effective date to July 1, 3000, to promote discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance consider this measure, your Committee requests that the appropriation provide for:

- (1) \$2,000,000 to be used to construct a hybrid catheterization lab and operating room; and
- (2) \$100,000 per year to be used to provide stipends of on-call or visiting cardiologists at Kona community hospital.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 782, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 782, 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, none.

**SCRep. 730-18 Health & Human Services on H.B. No. 2185**

The purpose of this measure is to improve health and academic outcomes for school-aged children by establishing positions within the Department of Education, Department of Health, and Department of Human Services to facilitate the establishment of oral, vision, and behavioral health screening and assessment programs within the Department of Education.

The Department of Education, Hawaii medical Service Association, Hawaii Public Health Institute, Hawaii State Teachers Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Dental Association, Hawaii Pacific Health, and a few concerned individuals submitted testimony in support. The Department of Health, Department of Human Services, and Hawaii Primary Care Association provided comments.

Your Committee has amended this measure by:

- (1) Deleting the appropriations for school health services coordinator positions within the Department of Health and the Department of Human Services;
- (2) Blanking out the appropriations;
- (3) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2185, 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. 2185, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 731-18 Health & Human Services on H.B. No. 2278**

The purpose of this measure is to establish the Suicide Prevention Task Force to develop a strategic plan to reduce suicide in Hawaii by 25 percent by 2025.

Hawaii Catholic Conference, Prevent Suicide Hawaii Taskforce, Hawaii Family Forum, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Mental Health America of Hawaii, and a few concerned individuals submitted testimony in support of this measure. The Department of Health and Honolulu County Republican Party offered comments.

Your Committee has amended this measure by:

- (1) Changing the name of the task force to the Prevent Suicide Hawaii Taskforce and establishing it under the Department of Health;
- (2) Enabling the appointing officials of members of the Prevent Suicide Hawaii Taskforce to select a designee to participate in the member's absence;
- (3) Removing the sunset date for the Taskforce;
- (4) Adding additional members to the Taskforce including: members from each County; representatives from each branch of the military; and representatives from the Departments of Education, Public Safety, Human Services, and the Judiciary;
- (5) Enabling the chair of the Taskforce to appoint additional members, for the purposes of inclusion and balancing of interests;
- (6) Requiring the Taskforce to develop and propose general and specific policies to the Legislature based on the goals, themes, and formal objectives of the Prevent Suicide Hawaii Taskforce Report;
- (7) Requiring an annual report to the Legislature;
- (8) Requiring the meetings of the Taskforce to be open to the public;
- (9) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (10) Making technical nonsubstantive amendments for the purposes of clarity, style, and consistency.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2278, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2278, 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 (Tupola).

**SCRep. 732-18 Veterans, Military, & International Affairs, & Culture and the Arts/Public Safety on H.B. No. 2196**

The purpose of this measure is to increase public safety, particularly during the adverse weather conditions of a category four hurricane by:

- (1) Requiring the Department of Education to establish a pilot program to retrofit specified buildings to meet or exceed various building codes established for enabling a building to withstand the weather conditions of a category four hurricane; and
- (2) Authorizing the issuance of general obligation bonds for the retrofitting of the specified Department of Education buildings.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and Ho'omana Pono, LLC testified in support of this measure. The Department of Education and Hawaii Emergency Management Agency testified in support of the intent of this measure.

Your Committees understand that it may be cost prohibitive to retrofit buildings on campuses statewide to withstand the weather conditions of Category 3 or Category 4 hurricanes so that they may be used as shelters in the event of a coming disaster. However, actual costs are not fully known as there are a number of variables to be considered in determining whether a building can be retrofitted to withstand such weather conditions. Accordingly, your Committees have requested that the Department of Education work with the Hawaii Emergency Management Agency to develop rough cost estimates for the retrofitting of schools to withstand the weather conditions of a Category 3 hurricane and submit these cost estimates to the Committee on Finance should it deliberate on this measure further.

Your Committees have amended this measure by:

- (1) Specifying that the Department of Education work in collaboration with the Hawaii Emergency Management Agency to establish the pilot program;
- (2) Deleting the mandate to retrofit buildings at five specific schools and instead tasking the Department of Education, in collaboration with the Hawaii Emergency Management Agency, with selecting one school in each of the four largest counties for retrofitting of buildings as disaster shelters;
- (3) Lowering the category of the hurricane weather conditions that a building must be able to withstand from Category 4 to Category 3;

- (4) Specifying that additional structural assessments of the buildings selected in (2) above be made in accordance with the *Report of Recommended Statewide Public Hurricane Shelter Criteria, Hurricane Shelter Criteria Committee*, State Civil Defense, June 24, 2014;
- (5) Requiring the Hawaii Emergency Management Agency to determine any sources of federal funding that may be obtained to assist with retrofitting selected buildings to withstand the conditions of a Category 3 hurricane;
- (6) Changing its effective date to December 23, 2083, to facilitate further discussion; and
- (7) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Veterans, Military, & International Affairs, & Culture and the Arts and Public Safety that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2196, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2196, H.D. 1, 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, 10; Ayes with Reservations (Onishi). Noes, none. Excused, none.  
Public Safety: Ayes, 6; Ayes with Reservations (Say). Noes, none. Excused, 1 (Ing).

**SCRep. 733-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2350**

The purpose of this measure is to preserve the operating budget of the State Department of Defense while assisting the Department in recouping costs associated with the rental and use of facilities under their jurisdiction, including utility, maintenance, and personnel costs, by allowing the Department to retain a portion of the rental revenues to cover these costs.

The State Department of Defense testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to March 19, 2100, 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 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. 2350, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2350, 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, 1 (Woodson).

**SCRep. 734-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2351**

The purpose of this measure is to continue to provide essential training for military personnel in Hawaii by establishing a Chargeable Transient Accommodations Revolving Fund into which lodging and billet fees are deposited to pay for the costs of goods and services of the National Guard's 298<sup>th</sup> Regiment Multi-functional, Regional Training Institute.

The State Department of Defense testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to March 19, 2100, 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 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. 2351, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2351, 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, 1 (Woodson).

**SCRep. 735-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2445**

The purpose of this measure is to protect the disability benefits earned by disabled veterans by prohibiting courts from considering federal disability benefits awarded to a military veteran when determining the disposition of property pursuant to a divorce decree.

The Office of Veterans Services, National Association for Uniformed Services Hawaii Chapter (HI-1), and a concerned individual testified in support of this measure.

Your Committee notes that it was made aware that the Supreme Court of the United States may have already rendered a decision that makes this measure unnecessary. However, the Department of the Attorney General was unable to provide information to your Committee on this matter prior to, or at

the hearing. Accordingly, your Committee finds that this measure should continue to be discussed to determine if it is necessary and requests the Department of the Attorney General to present this information to the Committee on Judiciary should it deliberate this measure further.

Your Committee has amended this measure by changing its effective date to March 19, 2100, to facilitate further discussion.

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. 2445, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2445, 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, 1 (Woodson).

**SCRep. 736-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2604**

The purpose of this measure is to broaden cultural and educational experiences for Hawaii's college students by appropriating funds to the University of Hawaii to fund one or more programs to implement international college experiences for students enrolled at a University of Hawaii campus.

A concerned individual testified in support of this measure. The Department of Business, Economic Development and Tourism testified in support of the intent of this measure. The University of Hawaii provided 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 H.B. No. 2604, 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. 2604, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 1 (Woodson).

**SCRep. 737-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2696**

The purpose of this measure is to protect the electronic security of the state Department of Defense from cyber threats by appropriating funds for the establishment of one full-time equivalent, civil service exempt cybersecurity analyst position within the state Department of Defense.

The Department of Defense and Hawaii Fusion Center testified in support of this measure.

Your Committee notes that concerns were raised regarding the necessity for the civil service exemption for the cybersecurity analyst position. Your Committee also notes that there were discussions as to whether this position would constitute duplication of services provided by the Department of Enterprise Technology Services. As such, your Committee respectfully requests that the Committee on Finance consider these issues should it deliberate this measure further.

Your Committee has amended this measure by changing its effective date to March 19, 2100, to facilitate further discussion.

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. 2696, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2696, H.D. 2, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 9; Ayes with Reservations (Tokioka). Noes, none. Excused, 1 (Woodson).

**SCRep. 738-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2697**

The purpose of this measure is to assist Hawaii's veterans, including their families and dependents, by requiring the Office of Veterans' Services to organize, coordinate, and conduct an annual State of Hawaii Veterans Summit and to appropriate funds to conduct the Summit.

The Office of Veterans Services and two concerned individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Requiring the State of Hawaii Veterans Summit to be conducted biennially rather than annually;
- (2) Changing its effective date to March 19, 2100, 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 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. 2697, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2697, H.D. 2, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Woodson).

**SCRep. 739-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 2698**

The purpose of this measure is to honor the sacrifices of the men and women who served in World War I, and to remember their suffering and loss of life, by appropriating moneys to honor the one-hundredth anniversary of World War I with various programs, ceremonies, and activities.

The Office of Veterans Services, Hawaii State World War I Centennial Task Force, Military Order of the World Wars- Department of Hawaii, National Association for Uniformed Services Hawaii Chapter (HI-1), Hawai'i Council for the Humanities, Military Order of Foreign Wars–Hawaii Commandery, Military Officers Association of America, Department of Veterans of Foreign Wars of the United States–Hawaii, and several concerned individuals testified in support of this measure

Your Committee has amended this measure by changing its effective date to March 19, 2100, to facilitate further discussion.

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. 2698, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2698, H.D. 2, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 1 (Woodson).

**SCRep. 740-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.B. No. 1902**

The purpose of this measure is to recognize and honor those individuals of our armed forces who have played an important role in the development of our country and State by designating May as Military Appreciation Month in Hawaii.

The Office of Veterans Services and The Chamber of Commerce Hawaii testified in support of 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. 1902 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, 1 (Woodson).

**SCRep. 741-18 Housing on H.B. No. 2747**

The purpose of this measure is to encourage first-time homebuyers to save for the purchase of a home by changing the aggregate amount that can be contributed to an individual housing account to an unspecified amount and changing the penalty for the failure of an individual housing account trustee to file a required report to an unspecified amount.

The Hawaii Association of REALTORS and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Department of Taxation and Office of Hawaiian Affairs offered comments for this measure.

Your Committee finds that the down payment on the purchase of a home is one of the biggest hurdles to homeownership in Hawaii.

Your Committee has amended this measure by:

- (1) Replacing the annual limitation on contributions to individual housing accounts for individuals and a married couple filing jointly with an unspecified amount;
- (2) Allowing parents, siblings, and grandparents to make contributions to a taxpayer's individual housing accounts;
- (3) Authorizing the maintenance of individual housing accounts in community development financial institutions;
- (4) Replacing the number of taxable months in which contributions may be made to an individual housing account with an unspecified number of taxable months;
- (5) Changing the effective date to January 1, 2050, to promote further discussion; and
- (6) Making technical, non-substantive changes 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. 2747, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2747, 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. 742-18 Housing on H.B. No. 1746**

The purpose of this measure is to assist individuals in saving for the purchase of a home by incentivizing the use of individual housing accounts by:

- (1) Authorizing a state income tax deduction for savings in individual housing accounts held by community development financial institutions;
- (2) Updating the annual and aggregate limits for individual housing account deductions;
- (3) Allowing certain amounts paid into an individual housing account and used to obtain rental housing to qualify for a tax deduction; and
- (4) Removing requirements that individuals pay taxes on individual housing account distributions used to purchase a first principal residence or to secure rental housing.

The Office of Hawaiian Affairs, Chairperson of the Committee on Resource Management of the Office of Hawaiian Affairs, Hawaiian Community Assets, Hawaii Association of REALTORS, YWCA O'ahu, and several concerned individuals supported this measure. The Department of Taxation, Hawaii Credit Union League, and Tax Foundation of Hawaii offered comments for this measure.

Your Committee finds that the use of individual housing accounts to secure rental housing may increase housing security for renters.

Your Committee notes Hawaiian Community Assets' testimony that Hawaii taxpayers only receive a tax incentive on individual housing accounts held by a bank or credit union, there are no banks or credit unions that offer individual housing accounts, and community development financial institutions are the only financial institutions in Hawaii that offer individual housing accounts.

Your Committee has amended this measure by:

- (1) Reinstating the taxability of distributions;
- (2) Changing the effective date to January 1, 2050, 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 Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1746, 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. 1746, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 3 (Aquino, San Buenaventura, McDermott).

**SCRep. 743-18 Housing/Water & Land on H.B. No. 2016**

The purpose of this measure is to encourage the private sector to increase the supply of workforce housing by prohibiting the imposition of inclusionary zoning and exactions during the zoning and permitting process for certain housing developments.

The Chamber of Commerce Hawaii, Pulama Lana'i, Hawaii Island Economic Development Board, Hawaii Leeward Planning Conference, Building Industry Association of Hawaii, and an individual testified in support of this measure. The Department of Planning and Permitting of the City and County of Honolulu (DPP), Hawaiian Community Assets, UNITE HERE Local 5, Office of Hawaiian Affairs, Hawaii Habitat for Humanity, Faith Action for Community Equity Housing Now Coalition, EAH Housing, Trinity United Methodist Church, Hawaii Appleseed Center for Law and Economic Justice, Parents and Children Together, and several concerned individuals testified in opposition to this measure. The Office of Planning provided comments.

Your Committees find that there is a tremendous need for affordable housing in Hawaii. According to the Department of Business, Economic Development and Tourism, approximately 64,693 additional housing units will be required to be built statewide between 2015 and 2025 to meet the demands for affordable housing. Furthermore, your Committees find that, while the policies of inclusionary zoning and the imposition of development exactions were intended to increase the availability of affordable housing units, they appear to have had the opposite effect, resulting in slower housing growth. Your Committees find that this measure addresses this issue.

However, your Committees understand the concerns raised by DPP that this measure will take away time-tested major tools used for the delivery of needed housing and will intrude a careful process and strategy currently in place, exempting development projects that would otherwise be required to provide affordable housing. Your Committees also understand concerns raised by some members that the application of this measure will have a limited effect on the cost of housing in some districts because the cost of housing, even without the added cost of exactions, in those districts is very high. Nevertheless, your Committees find that this measure deserves further consideration.

Your Committees have amended this measure by:

- (1) Inserting a provision to repeal the prohibition on the imposition of inclusionary zoning and exactions during the zoning and permitting process for certain housing developments in five years; 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 Housing and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2016, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2016, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 6; Ayes with Reservations (Nakamura, San Buenaventura). Noes, none. Excused, 1 (McDermott).

Water & Land: Ayes, 6; Ayes with Reservations (Kong, Lowen). Noes, none. Excused, 2 (Lee, McKelvey).

**SCRep. 744-18      Judiciary on H.B. No. 2131**

The purpose of this measure is to address the manner in which sexual assault evidence collection kits are processed and tracked and to ensure that victims of sexual assault are informed of their rights under the law by:

- (1)      Creating and appropriating funds for a Hawaii Sexual Assault Response Team; and
- (2)      Requiring:
  - (A)      Annual reports to the Attorney General on the status of sexual assault evidence collection kits; and
  - (B)      Annual summary reports by the Attorney General to the Legislature.

The American Association of University Women in Hawaii, Joyful Heart Foundation, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Women Lawyers, League of Women Voters of Hawaii, Hawaii Women's Coalition, and one individual testified in support of this measure. The Department of the Attorney General, City and County of Honolulu Department of the Prosecuting Attorney, County of Hawaii Office of the Prosecuting Attorney, Honolulu Police Department, and Sex Abuse Treatment Center provided comments.

Your Committee has amended this measure by:

- (1)      Removing references to the Combined DNA Index System (CODIS) in the definition of "DNA analysis";
- (2)      Changing the definition of "law enforcement agency" to mean a county police department;
- (3)      Requiring the Department of the Attorney General to establish a Hawaii Sexual Assault Response and Training Program, rather than a Hawaii Sexual Assault Response Team;
- (4)      Amending the membership of the Hawaii Sexual Assault Response and Training Program by replacing accredited and approved DNA laboratories with the state or county CODIS administrator;
- (5)      Clarifying the duties of the Hawaii Sexual Assault Response and Training Program to include regularly scheduled meetings and developing protocols for the collection of forensic evidence;
- (6)      Removing the requirement that facilities that collect, receive, maintain, store, or preserve sexual assault evidence collection kits report to the Department of the Attorney General;
- (7)      Amending the required information for the annual report to the Legislature by the Attorney General;
- (8)      Amending the length of time unreported sexual assault evidence collection kits must be stored from 20 years for all unreported kits to at least 20 years if the victim was under the age of 18 at the time of the incident, and five years if the victim was 18 or older at the time of the incident;
- (9)      Amending the conditions and timeframes for taking possession of and submitting sexual assault evidence collection kits for testing;
- (10)     Requiring the state CODIS administrator, or designee, to enter DNA profiles into CODIS;
- (11)     Clarifying that a law enforcement agency shall retain the sexual assault evidence collection kit for a specified period if there has been no acquittal or final dismissal, in addition to no conviction;
- (12)     Specifying that entities allowed to collect, receive, maintain, store, or preserve sexual assault evidence collection kits shall be approved by the Department of the Attorney General;
- (13)     Deleting language allowing victims of sexual assault to anonymously access the system and language requiring the victims to receive secure updates regarding the location and status of their kits;
- (14)     Deleting language requiring the use of technology that allows for continuous access of the tracking system and allowing law enforcement to contract out for the development, operation, and maintenance of the system;
- (15)     Inserting language requiring the Department of the Attorney General to have access to the electronic tracking system at all times statewide;
- (16)     Specifying that a victim shall have the right to support and consultation with a crisis counselor if funding is available;
- (17)     Inserting an appropriation to all four counties for all costs associated with testing sexual assault evidence collection kits;



- (18) Changing all appropriation amounts to unspecified amounts;
- (19) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (20) 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. 2131, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2131, 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 (Lee).

**SCRep. 745-18      Judiciary on H.B. No. 2147**

The purpose of this measure is to divert individuals with mental health or substance abuse challenges from the criminal justice system and connect them with community mental health services and related supportive services by:

- (1) Establishing a Pre-Arrest Diversion Pilot Project and specifying the principles under which the pilot project will operate;
- (2) Requiring the Department of Health community mental health services and the Department of Human Services to provide transitional housing, housing first, or other social services for the pilot project; and
- (3) Appropriating funds for the pilot project.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and several concerned individuals supported this measure. The Office of Hawaiian Affairs, Department of Health, Department of Public Safety, Governor's Coordinator on Homelessness, Hawaii Substance Abuse Coalition, and Drug Policy Forum of Hawaii offered comments.

Your Committee has amended this measure by:

- (1) Clarifying that the pilot program applies to individuals who commit nonfelony offenses;
- (2) Authorizing, rather than requiring, a deputy sheriff to either cite or arrest an offender, or refer the offender to the Department of Health if the offender has not had a conviction for a violent offense in the past three years;
- (3) Clarifying that no later than September 1, 2018, the governor shall assign a state executive branch officer to serve as the responsible state officer for the pilot project;
- (4) Replacing "offenses against drinking liquor in public or on a public place" to "offenses against the possession or consumption of liquor in public or on a public place"; 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. 2147, 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. 2147, H.D. 2.

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

**SCRep. 746-18      Judiciary on H.B. No. 2693**

The purpose of this measure is to:

- (1) Prohibit the denial of emergency shelter by places of public accommodation;
- (2) Clarify that places of public accommodation and their agents and employees are protected from liability when providing emergency shelter; and
- (3) Clarify that any facility that is receiving compensation from a person sheltered there and owners of properties made available for shelter use may be exempted from civil liability for providing emergency access to land, shelter, and subsistence during a disaster.

The Hawaii Emergency Management Agency, Retail Merchants of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and one individual testified in support of this measure. The Maui Chamber of Commerce testified in opposition. The City and County of Honolulu Department of Emergency Management provided 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. 2693, 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. 2693, H.D. 2.

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

**SCRep. 747-18 Judiciary on H.B. No. 2729**

The purpose of this measure is to amend regulatory statutes and operational requirements for the medical cannabis dispensary system by:

- (1) Amending the reciprocity program, whereby qualifying patients from other jurisdictions may purchase limited quantities of cannabis for medical use, subject to certain safeguards, reporting and transparency requirements, and payment of a visiting patient certifying fee;
- (2) Extending the maximum period of validity of a qualifying patient's written certification of a debilitating medical condition;
- (3) Allowing the Department of Health to provide a dispensary with the opportunity for retesting a failed batch of medical cannabis;
- (4) Allowing the establishment of a bona fide physician-patient or advanced practice registered nurse-patient relationship via telehealth;
- (5) Adding certain devices that provide safe pulmonary administration to the list of medical cannabis products that may be manufactured and distributed; and
- (6) Increasing the tetrahydrocannabinol limit per multipack container of manufactured cannabis products or single container of oil.

The Hawaii Educational Association for Licensed Therapeutic Healthcare, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Maui Grown Therapies, and a few individuals testified in support of this measure. The Department of the Attorney General, Department of Health, Queen's Health Systems, Drug Policy Forum of Hawaii, and a few individuals provided comments.

Your Committee has amended this measure by:

- (1) Deleting language allowing the establishment of a bona fide physician-patient or advanced practice registered nurse-patient relationship via telehealth;
- (2) Clarifying that the devices that provide safe pulmonary administration are distributed solely for use with disposable, pre-filled and tamper resistant sealed containers that do not contain nicotine or other tobacco related products and are used to deliver cannabis orally; and
- (3) Clarifying that dispensaries are not required to manufacture the devices that provide safe pulmonary administration.

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. 2729, 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. 2729, H.D. 2.

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

**SCRep. 748-18 Judiciary on H.B. No. 1994**

The purpose of this measure is to prohibit state and county law enforcement agencies from complying with federal immigration detainers or honoring requests from federal immigration and customs agencies for non-public information about individuals unless specifically required to do so by a warrant signed by a judge or provisions of federal, state, or local law.

The Hawai'i Civil Rights Commission, American Association of University Women-Hawaii, IMUAlliance, Filipina Advocacy Network, Hawai'i Friends of Civil Rights, Planned Parenthood Votes Northwest and Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawai'i State Democratic Women's Caucus, Hawaii Women's Coalition, Filipino American Citizens League, Nursing Advocates and Mentors, Inc., and numerous individuals testified in support of this measure. The County of Maui Department of the Prosecuting Attorney and a few individuals testified in opposition. The Department of the Attorney General, American Civil Liberties Union of Hawai'i, and Hawaii J-20+ provided comments.

Your Committee has amended this measure by:

- (1) Specifying that no state or county agency shall use any public resource to enforce or assist in the enforcement of any federal program that requires registration of individuals on the basis of citizenship or immigration status; 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1994, 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. 1994, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, 2 (McDermott, Thielen). Excused, 1 (Lee).

**SCRep. 749-18 Intrastate Commerce on H.B. No. 2651**

The purpose of this measure is to upgrade and support next-generation wireless broadband infrastructure throughout Hawaii by establishing a permitting, application, review, and approval process for communications service providers to install small broadband or wireless facilities on State- or county-owned utility poles or install associated utility poles in the right of way.

AT&T, Verizon Wireless, T-Mobile US, Sprint, CTIA, the Maui Hotel & Lodging Association, Hawai'i Lodging & Tourism Association, Maui Chamber of Commerce, and the National Hispanic Caucus of State Legislators supported the measure. The Department of Transportation, Mayor of the County of Hawaii, and Charter Communications opposed the measure. The Department of Commerce and Consumer Affairs; Department of Business, Economic Development and Tourism; Office of Enterprise Technology Services; Office of the Mayor of the City and County of Honolulu; Hawaiian Telcom; Hawaiian Electric Company, Inc.; Hawaii Electric Light Company, Inc.; and Maui Electric Company, Limited, submitted comments.

Your Committee has amended this measure by:

- (1) Amending the applicability of the new statute only to activities of a communications service provider to deploy small broadband facilities and wireless facilities and to modified or replaced State or county solely-owned utility poles associated with small broadband facilities;
- (2) Adding definitions for "broadband or wireless facility", "broadband or wireless provider", "broadband or wireless support structure", and "wireline backhaul";
- (3) Amending the definitions of "collocate", "communications service provider", "decorative pole", "micro broadband or wireless facilities", "small broadband or wireless facilities", "technically feasible", and "utility pole";
- (4) Removing the requirement that the State or a county must modify laws or ordinances regulating the development of real property to ensure that new development of real property or the redevelopment of existing real property, including in residential zones, must include locations in the right of way capable of accommodating a utility pole or other structure for the placement of a small wireless facility;
- (5) Removing the provision that where the State or county has requirements for the undergrounding of facilities that pre-date the submission of an application, the State or county must allow reasonable and nondiscriminatory access by wireless providers to place, construct, install, maintain, modify, operate, or replace state or county poles and other utility poles for the collocation of small wireless facilities subject to the requirements of the new statute;
- (6) Removing the prohibition against the State or a county from directly or indirectly requiring applicants who seek to obtain one or more permits to collocate a small wireless facility or install a modified or replaced utility pole associated with a small wireless facility to perform services or provide goods unrelated to the permit, such as in-kind contributions to the State or county, including reserving fiber, conduit, or pole space for the State or county;
- (7) Requiring applicants who seek to use the right of way for small broadband or wireless facilities and utility poles to also provide to the State or a county:
  - (A) A geographical description of the project area;
  - (B) A listing and description of the utility poles, light standards, buildings, and structures included in the project for the installation, mounting, operation, and placement of broadband infrastructure, including an assessment of the identifying information, location, and ownership of the listed utility poles, light standards, buildings, and structures; and
  - (C) A description of the equipment associated with the facilities to be installed in the project area, including radio transceivers, antennas, coaxial or fiber-optic cables, power supplies, and related equipment, and the size and weight of the equipment to be installed on each pole, building, or structure;
- (8) Allowing the State or county to deny a proposed collocation of a small broadband or wireless facility or the construction or modification of a modified or replaced utility pole that meets certain requirements for the following additional reasons:
  - (A) If the proposed application could cause the installation of the equipment on the poles, buildings, and structures to be performed in a manner that does not protect public health and safety and safe travel in the public rights of way;
  - (B) If the proposed application could cause the utility poles and light standards to be unable to bear the additional weight of the equipment and the equipment could pose a hazard or obstruction to the public; and
  - (C) If the proposed application could allow the project equipment and broadband infrastructure to interfere with government systems for public safety communication operations or emergency services;
- (9) Allowing the State or a county to limit the number of small broadband or wireless facilities placed on a single utility pole;
- (10) Allowing an applicant seeking to collocate small broadband or wireless facilities within a two-mile radius to, at the applicant's discretion, file a consolidated application and receive a single permit for the collocation of no more than 25 small broadband or wireless facilities; provided that the denial of one or more small broadband or wireless facilities in a consolidated application must not delay processing of any other small broadband or wireless facilities in the same batch;

- (11) Allowing the State or a county to remove a utility pole if it decides to do so;
- (12) Prohibiting the State or a county from requiring an application or permit, or charging any rate, fees, or compensation for replacement of small broadband or wireless facilities with small broadband or wireless facilities that are substantially similar or the same size and weight or smaller;
- (13) Excluding state and county poles, related structures, sites, and facilities that support public safety, law enforcement, and emergency communications from certain public-access provisions;
- (14) Except as provided in the new statute with respect to the small broadband or wireless facilities subject to the permit, rate, and fee requirements established by the new statute or specifically required pursuant to Chapter 440G, Hawaii Revised Statutes, or federal law, prohibiting the State and any county from adopting or enforcing any regulations or requirements or charging additional rates or fees on the placement or operation of communications facilities in the right of way where the entity is already authorized by a franchise or authorization other than that granted in the new statute to operate throughout the right of way, and prohibiting the State from regulating or charging fees for the provision of communications services, unless expressly authorized by applicable law;
- (15) Removing the prohibition against the State or county from requiring a broadband or wireless provider to obtain insurance naming the State or a county or its officers and employees as an additional insured;
- (16) Amending various deadlines by which the State or a county must take action regarding applications;
- (17) Changing various fees to unspecified amounts;
- (18) Changing its effective date to July 1, 3000, to encourage further discussion; and
- (19) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee has implemented a two-year sunset date, because wireless providers have repeatedly communicated their readiness to serve the Hawaii market, and your Committee would like to see the progress of deploying small broadband or wireless facilities in that timeframe. In addition, your Committee respectfully requests that your Committee on Consumer Protection & Commerce consider whether cellular video streaming services, where live television and live channels may be offered by a cellular phone company, are the same as or similar to cable television service and should thus be subject to a state franchise fee, as mandated by the Federal Communications Commission.

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. 2651, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2651, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 9; Ayes with Reservations (Ito, Tokioka). Noes, none. Excused, 1 (LoPresti).

**SCRep. 750-18 Intrastate Commerce on H.B. No. 1950**

The purpose of this measure is to expand the scope of services and specific medications that pharmacists may furnish.

The University of Hawaii at Hilo Daniel K. Inouye College of Pharmacy, Walgreen Co., R. Weinstein, Inc., and several individuals testified in support of this measure. Numerous individuals opposed this measure. The Board of Pharmacy, Hawaii Medical Service Association, and Hawaii Immunization Coalition provided comments.

Your Committee has amended this measure by:

- (1) Establishing a working group to review the scope of practice of pharmacists and continuing competency requirements for pharmacists in relation to state licensing and regulatory laws for pharmacists; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should this measure be heard by your Committee on Commerce and Consumer Protection, your Committee respectfully requests that it consider whether pharmacists should face increased licensing requirements as their scope of practice and responsibilities are enhanced.

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. 1950, 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. 1950, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 7. Noes, 2 (Cachola, Ward). Excused, 1 (LoPresti).

**SCRep. 751-18 Consumer Protection & Commerce on H.B. No. 1911**

The purpose of this measure is to protect the health and safety of vulnerable adults by:

- (1) Authorizing the Department of Health to investigate care facilities reported to be operating without an appropriate certificate or license; and

- (2) Establishing penalties for the:
- (A) Operation of an uncertified or unlicensed care facility; and
- (B) Referral and transfer of patients to uncertified or unlicensed care facilities.

The Department of Health, Office of the Long-Term Care Ombudsman, Alliance of Residential Care Administrators, Big Island Adult Foster Home Association, Big Island Adult Residential Carehome, Adult Foster Homecare Association of Hawaii, Kokua Council, and a few individuals testified in support of this measure. Comprehensive Innovations for Senior Services, Maile Case Management, LLC, and two individuals testified in opposition. The Department of the Attorney General, AARP Hawaii, Healthcare Association of Hawaii, and The Queen's Health Systems provided comments.

Your Committee has amended this measure by:

- (1) Deleting language establishing investigations, actions upon investigation, penalties, and transfers to uncertified or unlicensed care facilities;
- (2) Requiring the Department of Health to establish a home aid registry;
- (3) Authorizing the Department of Health to establish procedures for the receipt, investigation, and resolution of complaints against home care agencies;
- (4) Requiring the Department of Health to post electronic copies of inspection reports for community-based care homes;
- (5) Allowing the Department of Health to create a forum for job listings for vacancies within state-licensed care facilities;
- (6) Defining "community based care home," "health care," "home care," "home care agency," "home care aid," and "vulnerable adult";
- (7) Authorizing the Department of Health to conduct unannounced inspections of community-based care homes and adult day care centers;
- (8) Requiring home care agencies, community-based care homes, and adult day care centers to be licensed or certified;
- (9) Penalizing the intentional obstruction or interference of the Department of Health's investigation, right of entry, of communication of a vulnerable person, as a misdemeanor;
- (10) Penalizing the intentional operation of a community-based foster family home, adult foster home, adult day care center, and home care agency without a license as a misdemeanor;
- (11) Requiring the Department of Health to convene a working group on the implementation and maintenance of a forum where state-licensed care facilities may post job vacancies and making an appropriation; and
- (12) 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. 1911, 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. 1911, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 2 (Aquino, Yamane).

#### **SCRep. 752-18 Consumer Protection & Commerce on H.B. No. 2128**

The purpose of this measure is to require that health insurance policies include coverage for clinical victim support services for victims of sexual violence and abuse who suffer from mental disorders. This measure also defines "clinical victim support service" and "victim of sexual violence or abuse" for the purposes of insurance coverage.

The Domestic Violence Action Center, Hawai'i Democratic Women's Caucus, IMUAlliance, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Planned Parenthood Votes Northwest and Hawaii, The Sex Abuse Treatment Center, YWCA O'ahu, YWCA of Kaua'i, Hawai'i Psychological Association, Hawai'i Women's Coalition, Hawaii Children's Action Network, Hawaii Chapter of the American Association of University Women, and several concerned individuals testified in support of this measure. The Insurance Division of the Department of Commerce and Consumer Affairs, Department of Human Services, Hawaii Medical Service Association, and Kaiser Permanente Hawaii provided comments on this measure.

Your Committee notes that the Insurance Commissioner submitted written comments expressing concerns on this measure. The Insurance Commissioner testified that because this measure is a new mandate, it may require a sunrise analysis pursuant to Section 23-51, Hawaii Revised Statutes. Under Section 23-51, any proposed legislative measure that mandates health insurance coverage for care requires the passage of a concurrent resolution requesting a report assessing the social and financial impacts of the proposed mandate. This measure mandates appropriate, related clinical victim support services by qualified mental health providers. Therefore, this measure may be viewed as a new mandate, implicating Section 23-51.

However, the Hawaii Medical Service Association (HMSA) and Kaiser Permanente Hawaii (Kaiser) each submitted written comments stating that this measure may mandate expanded insurance benefits beyond what their insurance plans currently cover. The services listed in lines 17-21 on page 3, and lines 1-5 on page 4 of this measure are not offered by HMSA and Kaiser. These services include: "[a]ssisting victims of sexual violence and abuse in obtaining appropriate government entitlements, access, insurance coverage, and other appropriate programs and services offered by government agencies and community organizations" and "[c]oordinating with schools, employers, and other individuals and entities concerning a victim." By deleting these provisions, this measure

would no longer require services that are not being provided under current insurance plans. Thus, there would no longer be a need for a sunrise analysis under section 23-51, Hawaii Revised Statutes.

Accordingly, your Committee has amended this measure by:

- (1) Amending the definition of "clinical victim support service" by deleting references to "[a]ssisting victims of sexual violence and abuse in obtaining appropriate government entitlements, access, insurance coverage, and other appropriate programs and services offered by government agencies and community organizations" and "[c]oordinating with schools, employers, and other individuals and entities concerning a victim"; and
- (2) Changing all references of a "qualified mental health provider" to a "licensed mental health provider".

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. 2128, 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. 2128, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 2 (Aquino, Yamane).

**SCRep. 753-18 Consumer Protection & Commerce on H.B. No. 1812**

The purpose of this measure is to assist individuals who lack capacity but may be eligible for Medicaid health coverage by authorizing health care surrogates to serve as a patient's authorized representative in the Medicaid application and eligibility process.

Aloha Nursing Rehab Centre, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, The Queen's Health Systems, and three individuals supported this measure. The Department of Human Services, Healthcare Association of Hawaii, and Kaiser Permanente Hawai'i offered comments for this measure.

Your Committee has amended this measure by:

- (1) Amending the language of the purpose section for accuracy;
- (2) Making housekeeping and conforming amendments to statutory language regarding the appointment and decision-making authority of a surrogate;
- (3) Specifying the duties of the surrogate when acting as a patient's Medicaid authorized representative and providing for termination of that status; and
- (4) 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. 1812, H.D. 2, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1812, H.D. 3.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 2 (Aquino, Yamane).

**SCRep. 754-18 Consumer Protection & Commerce on H.B. No. 2471**

The purpose of this measure is to ensure proper oversight of game developers and marketers and to protect consumers from predatory and manipulative practices by the gaming industry by establishing a Hawaii Digital Gaming Commission, which shall coordinate with other states to provide oversight and monitoring of predatory or exploitative practices in digital games.

Hawaii Youth Services Network and several individuals supported this measure. The Entertainment Software Association opposed this measure. The Department of Commerce and Consumer Affairs and Department of Health provided comments.

Your Committee has amended this measure by:

- (1) Appropriating an unspecified amount to be expended by the Department of Commerce and Consumer Affairs to establish the Hawaii Digital Gaming Commission;
- (2) Changing its 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2471, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2471, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, 3 (Ito, Say, Tokioka). Excused, 2 (Aquino, Yamane).

**SCRep. 755-18 Consumer Protection & Commerce on H.B. No. 2727**

The purpose of this measure is to protect consumers from predatory video game mechanisms by establishing certain disclosure requirements for publishers of video games that contain a system to purchase a randomized reward or virtual item.

The Hawaii Youth Services Network and several concerned individuals testified in support of this measure. The Retail Merchants of Hawaii, Entertainment Software Association, and an individual testified in opposition to this measure. The Department of Commerce and Consumer Affairs provided comments.

Your Committee has amended this measure by:

- (1) Appropriating an unspecified amount of funds for the Department of Commerce and Consumer Affairs to audit the codes of video games sold in Hawaii;
- (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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2727, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2727, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, 3 (Ito, Say, Tokioka). Excused, 2 (Aquino, Yamane).

**SCRep. 756-18 Higher Education on H.B. No. 2172**

The purpose of this measure is to authorize the University of Hawaii to enter into public-private partnerships and establish an Office of Strategic Partnerships and Development to coordinate, develop, and manage public-private partnerships that benefit the University of Hawaii.

The University of Hawaii and Ulupono Initiative supported this measure. The Department of Accounting and General Services provided comments.

Your Committee has amended this measure by:

- (1) Authorizing the Board of Regents to delegate to the President and Vice President of Budget and Finance the authority to conduct activities and enter into business relationships as the Board deems necessary or appropriate and which the Board has determined benefit the University's interests, based on recommendations from the Office of Strategic Partnerships and Development; and
- (2) Clarifying that any corporation, venture, or relationship entered into under a public-private partnership does not involve the development of land, or activities, within a conservation district.

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. 2172, 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. 2172, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 8. Noes, none. Excused, 3 (Ing, Kong, Quinlan).

**SCRep. 757-18 Higher Education on H.B. No. 474**

The purpose of this measure is to help combat rat lungworm disease by appropriating funds to the University of Hawaii at Hilo, Department of Health, Department of Land and Natural Resources, and Department of Agriculture for testing, studies, programs, plans, outreach, and other activities related to the prevention and eradication of rat lungworm disease.

The University of Hawaii at Hilo; Mayor of Hawaii County; Council Members representing Districts 3 and 4 on the Hawaii County Council; Coordinating Group on Alien Pest Species; Hilo-Hamakua Community Development Corporation; Silver Oaks Ranch; We Are One, Inc.; Hawai'i Farm to School and School Garden Hui; and numerous concerned individuals supported the measure. The Department of Agriculture and Department of Land and Natural Resources supported the intent of the measure. The Hawai'i Farm Bureau supported the measure with amendments. The Department of Health and a concerned individual submitted comments.

Your Committee has amended this measure by:

- (1) Retaining only the appropriation to the University of Hawaii at Hilo and deleting the respective appropriations to the Department of Health, Department of Land and Natural Resources, and Department of Agriculture;
- (2) Making the appropriation to the University of Hawaii at Hilo in an unspecified amount;
- (3) Making the appropriation contingent on a 1:1 match between the State and anticipated sources of funding, including private sources and federal research grants, and adding certain appropriation provisos;
- (4) Removing certain outreach, integrated pest management, and monitoring activities related to rat lungworm disease;

- (5) Adding:
  - (A) The research and review of worldwide literature regarding rat lungworm disease case studies for comparison and contrast with cases of rat lungworm disease in Hawaii;
  - (B) The development of clinical guidelines regarding the risk factors, diagnosis, treatment, and long-term consequences of rat lungworm disease; and
  - (C) The conducting of a case study on individuals who contracted rat lungworm disease by ingesting kava, as activities to be performed;
- (6) Changing its effective date to July 1, 2112, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee respectfully requests that your Committee on Finance, should it hear this measure, consider appropriating \$500,000 as the State's portion of the 1:1 matching requirement.

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. 474, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 474, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 1 (Quinlan).

**SCRep. 758-18 Higher Education on H.B. No. 2506**

The purpose of this measure is to help combat rat lungworm disease by appropriating funds to the University of Hawaii at Hilo:

- (1) For research and other activities related to the prevention and eradication of rat lungworm disease, including:
  - (A) Conducting laboratory testing to determine the effectiveness of deworming rats to reduce rat lungworm transmission;
  - (B) Conducting laboratory testing of a wide range of commercially available produce washes as well as other potential solutions;
  - (C) Conducting laboratory testing of commercially available filters and ultraviolet systems to determine effectiveness in catchment; and
  - (D) Optimizing existing tests or developing new blood-based tests for rat lungworm diagnostics; and
- (2) To collaborate with the Department of Health, Department of Land and Natural Resources, Department of Agriculture, and Governor's Joint Rat Lungworm Task Force to create a statewide plan for the prevention and eradication of rat lungworm disease.

The University of Hawaii at Hilo Daniel K. Inouye College of Pharmacy, Department of Land and Natural Resources, Department of Agriculture, Mayor of Hawaii County, Hawaii County Council Member representing District 4, Hawai'i Farm Bureau, Big Island Invasive Species Committee, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Business Strategies, and many concerned individuals supported the measure.

Your Committee has amended this measure by:

- (1) Establishing a Statewide Rat Lungworm Disease Working Group--composed of a representative of the Daniel K. Inouye College of Pharmacy at the University of Hawaii at Hilo, a representative of the Department of Health, a representative of the Department of Agriculture, a physician who is actively treating rat lungworm disease in a patient or patients, and a veterinarian--to be administratively attached to the Office of the Lieutenant Governor;
- (2) Adding:
  - (A) The creation and development of best practices for vector control for rat lungworm disease and semi-slug proliferation;
  - (B) The creation and development of clinical guidelines and best practices for physicians and health care workers;
  - (C) The creation and distribution of educational multimedia material for the general public, including residents and visitors, regarding the prevention of rat lungworm disease as well as the risk factors for, diagnosis of, treatment of, and long-term consequences of rat lungworm disease;
  - (D) The development of clinical guidelines relating to the risk factors for, diagnosis of, treatment of, and long-term consequences of rat lungworm disease; and
  - (E) The conducting of a case study on individuals who contract rat lungworm disease by ingesting kava, as activities to be undertaken in the effort to prevent, treat, and eradicate rat lungworm disease;
- (3) Making the appropriation to the Statewide Rat Lungworm Disease Working Group;



- (4) Removing the condition on the appropriation that the University of Hawaii at Hilo must submit a report to the Legislature listing the specific research and other activities that it plans to undertake to prevent and eradicate rat lungworm disease in Hawaii;
- (5) Requiring the Statewide Rat Lungworm Disease Working Group to submit to the Legislature, no later than 20 days prior to the convening of the Regular Session of 2019, a comprehensive plan describing its activities, including research and education, to prevent and eradicate rat lungworm disease in Hawaii;
- (6) Changing its effective date to July 1, 2112, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee respectfully requests that your Committee on Finance, should it hear this measure, consider appropriating \$50,000 for the work of the Statewide Rat Lungworm Disease Working Group.

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. 2506, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2506, 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 (Ing).

**SCRep. 759-18 Higher Education on H.B. No. 2113**

The purpose of this measure is to provide state tuition grants for qualified current employees of the State who are admitted to and enrolled in an undergraduate, graduate, or professional degree program or community college program of the University of Hawaii and commit to employment with the State for a certain period of years.

The Hawaii Government Employees Association, and Hawaii State Teachers Association supported the measure. The Department of Human Resources Development submitted comments.

Your Committee has amended this measure by:

- (1) Providing that if a person is unable to fulfill the entire employment commitment because of an involuntary lay-off, that person is not obligated to refund the State for the pro-rata portion of the grant for the amount of employment commitment remaining;
- (2) Providing that notwithstanding chapter 76, Hawaii Revised Statutes, the Department of Human Resources Development must continuously develop and update a list of approved state positions;
- (3) Changing the effective date to July 1, 2112, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

It is not the intent of your Committee to contravene the merit principle of the civil service.

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. 2113, 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. 2113, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 8; Ayes with Reservations (Learmont). Noes, none. Excused, 3 (Ing, Kong, Quinlan).

**SCRep. 760-18 Higher Education on H.B. No. 2735**

The purpose of this measure is to promote and protect the health of University of Hawaii faculty, staff, students, and visitors by prohibiting smoking and the use of tobacco on all university premises.

The University of Hawaii, Department of Health, American Cancer Society Cancer Action Network, American Heart Association, Coalition for a Tobacco-Free Hawai'i, Blue Zones Project - Hawaii, University of Hawaii Student Health Advisory Council, and numerous concerned individuals supported the measure.

Your Committee has concerns that this measure, if enacted, could limit the rights of legal medical marijuana patients. However, the University of Hawaii testified that it has adopted medical marijuana accommodations. Even so, if codified in the Hawaii Revised Statutes, said accommodations may conflict with federal guidelines.

Accordingly, should the Committee on Judiciary consider this measure, your Committee asks that it consider the issue of medical marijuana patient accommodations from a judicial standpoint.

Your Committee has 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 Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2735, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2735, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, 1 (Quinlan). Excused, 1 (Ing).

**SCRep. 761-18 Finance on H.B. No. 1757**

The purpose of this measure is to expand the coffee labeling requirements to include ready-to-drink coffee beverages.

The Councilmember representing District 7 of the Hawai'i County Council, Maui Brewing Company, Origin Coffee Roasters, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Smith Farm, LLC., ATHENA of HAWAII Coffee, LLC., Palm Valley Farm, LLC., Daily Fix Coffee, Rancho Aloha, Lava Rock Farm, Huahua Farm, and many individuals 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1757, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (DeCoite, Nakamura).

**SCRep. 762-18 Finance on H.B. No. 2105**

The purpose of this measure is to support loss mitigation and efficiency improvements in the agricultural industry to achieve the State's goal of doubling local food production by 2020 by appropriating funds to the Department of Agriculture to establish and administer the Agricultural Grant Program.

The Hawai'i Farm Bureau, Hawaii Tropical Fruit Growers, Haiku Aina Permaculture Initiative, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Oahu Resource Conservation and Development Council, Ulupono Initiative, Ho'omanapono Political Action Committee, Kona Chapter of the Hawaii Farmer Union United, Malamalama Farm and Center, Maui School Garden Network, Ka Ohana O Na Pua, Kulahaven Farms LLC, Tri-Isle Resource Conservation and Development Council, Inc., Waihuena Farm, Hawaii Cattlemen's Council, Inc., Maui County Farm Bureau, and numerous individuals 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2105, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (DeCoite, Nakamura).

**SCRep. 763-18 Finance on H.B. No. 2306**

The purpose of this measure is to enable the Department of Agriculture to expend the \$500,000 in general funds that was appropriated under Act 183, Session Laws of Hawaii 2017, from its Food Safety Certification Costs Grant Special Fund (Special Fund) by directing the deposit of the general funds appropriated into the Special Fund and appropriating that amount out of the Special Fund for expenditure by the Department of Agriculture to support local farmers and ranchers with food safety certification costs.

The Department of Agriculture, Hawai'i Farm Bureau, Ulupono Initiative, and Oahu County Committee on Legislative Priorities of the Democratic Party 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. 2306, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (DeCoite, Nakamura).

**SCRep. 764-18 Finance on H.B. No. 1958**

The purpose of this measure is to appropriate moneys to continue the small business innovation research program and to authorize the Hawaii Technology Development Corporation to match federal small business innovation research phase III or small business technology transfer program phase III awards, including those funded by the private sector or government sources outside of the program.

AlgorithmHub Inc., Ho'omanapono Political Action Committee, Hawaii Biotech Inc., Hyperspective, Kuehnle AgroSystems Inc., Makai Ocean Engineering, Inc., Oceanit, Premier Solutions LLC, Spectrum Photonics, and two concerned individuals supported this measure. Hawaii Technology Development Corporation and The Chamber of Commerce Hawaii offered comments for 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. 1958, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (DeCoite, Fukumoto, Nakamura, Yamashita, Tupola).

**SCRep. 765-18 Finance on H.B. No. 1962**

The purpose of this measure is to continue to support the manufacturing industry in Hawaii by requiring the Department of Business, Economic Development and Tourism to conduct an economic development study on opportunities for automated manufacturing in the State and appropriating funds for the study.

Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and a concerned individual supported this measure. The Department of Business, Economic Development and Tourism offered comments for 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. 1962, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (DeCoite, Fukumoto, Nakamura, Yamashita, Tupola).

**SCRep. 766-18 Finance on H.B. No. 1969**

The purpose of this measure is to increase Hawaii's food security and self-sufficiency by requiring the Department of Agriculture, in coordination with the Office of Planning, to prepare and periodically update a functional plan for seafood sustainability that expands the State's priority on food by including wild seafood as a viable food source.

Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and a concerned individual supported this measure. The Department of Agriculture and Office of Planning offered comments for 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. 1969, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (DeCoite, Fukumoto, Nakamura, Yamashita, Tupola).

**SCRep. 767-18 Finance on H.B. No. 2080**

The purpose of this measure is to continue to promote the diversification of Hawaii's economy, particularly in the innovation technology sector, by appropriating funds to the Hawaii Technology Development Corporation to provide grants to software application challenge participants for the development of proofs of concept into prototypes suitable for local and state government use.

The Department of Commerce and Consumer Affairs, Office of Enterprise Technology Services, Hawaii Open Data, Transform Hawaii Government, and a few concerned individuals supported this measure. Hawaii Technology Development Corporation and DevLeague offered comments for 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. 2080, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (DeCoite, Fukumoto, Nakamura, Yamashita, Tupola).

**SCRep. 768-18 Finance on H.B. No. 2084**

The purpose of this measure is to support the development of a statewide innovation industry by:

- (1) Appropriating funds for the continuation of the Neighbor Island Innovation Initiative Program of the Hawaii Technology Development Corporation;
- (2) Requiring the Hawaii Technology Development Corporation to include information on the impact of the Program in providing outreach and mentorship assistance to innovative small businesses on the Neighbor Islands in its annual report to the Legislature; and
- (3) Authorizing and appropriating funds for the Hawaii Technology Development Corporation to participate in and contribute funding towards activities related to aspects of cybersecurity, including the development of a Hawaii cyber ecosystem.

The Chamber of Commerce Hawaii, CyberHawaii, Ho'omanapono Political Action Committee, Kai Law, LLLC, and a few concerned individuals supported this measure. Hawaii Technology Development Corporation and a concerned individual offered 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. 2084, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 5 (DeCoite, Fukumoto, Nakamura, Yamashita, Tupola).

**SCRep. 769-18 Finance on H.B. No. 2174**

The purpose of this measure is to continue working toward the diversification of Hawaii's economy by:

- (1) Establishing the High-Growth Grant Program within the Department of Business, Economic Development and Tourism to assist qualified businesses with financing for specific business development purposes, including expanding business operations; and
- (2) Appropriating funds for the provision of grants through the High-Growth Grant Program.

The Chamber of Commerce Hawaii, Hawai'i Farm Bureau, Ho'omanapono Political Action Committee, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a concerned individual supported this measure. The Department of Budget and Finance and Department of Business, Economic Development and Tourism offered comments for 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. 2174, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (DeCoite, Fukumoto, Nakamura, Yamashita, Tupola).

**SCRep. 770-18 Finance on H.B. No. 2333**

The purpose of this measure is to authorize the Department of Business, Economic Development and Tourism to deposit moneys it receives from the repayment of outstanding loans into the Hawaii Community-based Economic Development Revolving Fund to be used to make loans and grants to small businesses.

The Department of Business, Economic Development and Tourism, Ho'omanapono Political Action Committee, Hawai'i Farm Bureau, and a concerned individual supported this measure. Hawai'i Alliance for Community-Based Economic Development offered comments for 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. 2333, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (DeCoite, Fukumoto, Nakamura, Yamashita, Tupola).

**SCRep. 771-18 Finance on H.B. No. 2556**

The purpose of this measure is to promote science and technology industries innovation in the State by:

- (1) Establishing a Research and Development Program (Program) within the Hawaii Technology Development Corporation to help Hawaii-based small businesses collaborate with commercial partners to further refine and optimize research and development performed in the State; and
- (2) Establishing the Research and Development Special Fund to provide funding for the Program.

The Chamber of Commerce Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Oceanit, Navatek, Makai Ocean Engineering, Inc., and a few concerned individuals supported this measure. The Department of Budget and Finance and Hawaii Technology Development Corporation offered comments for 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. 2556, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (DeCoite, Fukumoto, Nakamura, Yamashita, Tupola).

**SCRep. 772-18 Finance on H.B. No. 2557**

The purpose of this measure is to continue to diversify Hawaii's economy and develop Hawaii's workforce for Twenty-First Century jobs, particularly in the aerospace sector, by appropriating funds to the Department of Business, Economic Development, and Tourism to support the Pacific International Space Center for Exploration Systems' internship and economic development programs.

Global Ground Systems LLC; Hawaii Electric Light Company, Inc.; Hawaiian EDucational Pursuits, Llc./Hawaiian EDventures; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; Oceanit; Pacific Aviation Museum Pearl Harbor; Pacific International Space Center for Exploration Systems; SpinLaunch, Inc.; W.H. Shipman, Limited; 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. 2557, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (DeCoite, Fukumoto, Nakamura, Yamashita, Tupola).

**SCRep. 773-18 Finance on H.B. No. 2559**

The purpose of this measure is to continue to diversify and develop Hawaii's economy, particularly with regard to the space industry, by authorizing the issuance of special purpose revenue bonds to assist SpinLaunch Inc., with the financing, planning, design, and construction of a satellite launch system.

Hawaii Island Economic Development Board; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; CLW Engineering, LLC; Engineering Space; Free Flight Lab; Greenboard Enterprise; Pacific International Space Center for Exploration Systems; SpinLaunch, Inc.; and two individuals supported this measure. The Department of Budget and Finance offered 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. 2559, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (DeCoite, Fukumoto, Nakamura, Yamashita, Tupola).

**SCRep. 774-18 Finance on H.B. No. 2358**

The purpose of this measure is to correct a statutory error that occurred when the Hawaii Public Housing Authority (HPHA) was established from its predecessor agencies, the Housing and Community Development Corporation of Hawaii and the Hawaii Housing Authority. Lands held by these agencies were previously excluded from the status of "public lands" under the jurisdiction of the Department of Land and Natural Resources. This measure corrects that error by specifying that lands to which HPHA holds title in its corporate capacity are also exempt from the statutory definition of "public lands."

The Hawaii Public Housing Authority supported this measure. The Office of Hawaiian Affairs, Ka Lanui Hawai'i Political Action Committee, Ho'omanana Pono, LLC, Ho'omanapono Political Action Committee, and several individuals 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. 2358, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (DeCoite, Fukumoto, Nakamura, Yamashita, Tupola).

**SCRep. 775-18 Finance on H.B. No. 1646**

The purpose of this measure is to require that when a candidate other than the incumbent is elected to the office of United States Senator and the incumbent vacates the office prior to the expiration of the incumbent's term, the Governor must temporarily appoint the member-elect to immediately fill the vacancy for the unexpired term

One concerned individual offered testimony in support of this measure. One concerned individual provided testimony in opposition.

As affirmed by the record of votes of 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. 1646, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (DeCoite, Nakamura).

**SCRep. 776-18 Finance on H.B. No. 1770**

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 and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of 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. 1770, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (DeCoite, Nakamura).

**SCRep. 777-18 Finance on H.B. No. 1774**

The purpose of this measure is to facilitate the payment of restitution to victims of crime by:

- (1) Establishing standards and procedures for income withholding from the defendant; and

- (2) Appropriating funds to the Department of the Attorney General for enhancing restitution collection.

The Crime Victim Compensation Commission, City and County of Honolulu Department of the Prosecuting Attorney, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and an individual testified in support of 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. 1774, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (DeCoite, Nakamura).

**SCRep. 778-18 Finance on H.B. No. 2177**

The purpose of this measure is to assist the State Department of Transportation and the counties in paying for the upkeep of highways under their jurisdiction, including the removal of abandoned or derelict vehicles, by making highway beautification fees consistent for all motor vehicles. Specifically, this measure applies the same fee and any county fee increases to U-drive vehicles as to all other motor vehicles.

The Department of Transportation, Mayor of the County of Maui, Maui County Council Chair, and two Councilmembers for the County of Maui 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. 2177, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (DeCoite, Fukumoto, Nakamura, Yamashita, Tupola).

**SCRep. 779-18 Finance on H.B. No. 1944**

The purpose of this measure is to recognize the sacrifices of many World War II Filipino veterans and their final wishes to be buried in their homeland by:

- (1) Establishing a Filipino-American Veterans of World War II Burial Assistance Program within the Office of Veterans' Services to provide burial grants to cover the funeral and burial costs of Filipino-American veterans of World War II, including the cost of returning these veterans' remains to the Philippines for burial; and
- (2) Appropriating funds to cover the operating expenses of the Filipino-American Veterans of World War II Burial Assistance Program and for the costs of providing the burial grants.

The Filipina Advocacy Network, Filipino American Citizens League, Hawaii Filipino Lawyers Association, and several concerned individuals supported this measure. The Department of Budget and Finance, Office of Veterans Services, and Hawai'i Civil Rights Commission offered comments for 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. 1944, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (DeCoite, Fukumoto, Nakamura, Yamashita, Tupola).

**SCRep. 780-18 Finance on H.B. No. 2181**

The purpose of this measure is to recognize and honor the 2,403 service members and civilians who were killed during the attack on Pearl Harbor, Hawai'i, by establishing December 7 of each year as Pearl Harbor Remembrance Day in Hawai'i.

A concerned individual supported this measure. The Office of Veterans Services offered comments for 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. 2181, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (DeCoite, Fukumoto, Nakamura, Yamashita, Tupola).

**SCRep. 781-18 Finance on H.B. No. 1987**

The purpose of this measure is to appropriate funds to the Commission on Water Resource Management to contract with the United States Geological Survey to conduct a study and report annually on streamflows in the State over a five-year period.

The Honolulu Board of Water Supply, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and Ulupono Initiative testified in support of this measure. 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. 1987, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (DeCoite, Nakamura).

**SCRep. 782-18 Finance on H.B. No. 2027**

The purpose of this measure is to increase the efficiency of the process to obtain a water quality certification from the Department of Health's Clean Water Branch by requiring the Auditor to review the water quality certification process and provide recommendations on improvement.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. The Department of Health and Office of the Auditor 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. 2027, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (DeCoite, Nakamura).

**SCRep. 783-18 Finance on H.B. No. 2122**

The purpose of this measure is to:

- (1) Clarify the interests that must be represented by the members of the Hawaii Community Development Authority representing community development districts; and
- (2) Replace the county council with the Speaker of the House of Representatives and the President of the Senate as the nominating authorities for the Hawaii Community Development Authority members who are representatives of the several community development districts.

An individual 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. 2122, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (DeCoite, Nakamura).

**SCRep. 784-18 Finance on H.B. No. 2443**

The purpose of this measure is to require and appropriate funds to the Department of Land and Natural Resources to develop, contract with entities for, and implement a three-year Accessible Playgrounds Pilot Program to provide recreation opportunities for children of all abilities by creating at least one accessible playground in each county.

The Hawaii Disability Rights Center and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. The Department of Land and Natural Resources and Disability and Communication Access Board 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. 2443, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (DeCoite, Nakamura).

**SCRep. 785-18 Finance on H.B. No. 1895**

The purpose of this measure is to address the artificial shortage of available dialysis centers caused by the delayed certification process by appropriating funds to assist the Department of Health in reviewing, certifying, and recertifying dialysis centers in Hawaii and other health care facilities under the purview of the Department of Health.

The Healthcare Association of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, U.S. Renal Care Inc., Liberty Dialysis Hawaii, Fresenius Medical Care of North America, and National Kidney Foundation of Hawaii testified in support of this measure. The Department of Health and Disability and Communication Access Board 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. 1895, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Fukumoto, Lowen, Nakamura, Yamashita, Tupola).

**SCRep. 786-18 Finance on H.B. No. 1943**

The purpose of this measure is to appropriate funds to the Department of Health to establish two full-time equivalent permanent program specialist positions within the Office of Language Access to assist state agencies and state-funded agencies in implementing the requirements of Hawaii's language access law.

The Judiciary, Office of Language Access Advisory Council, State Health Planning and Development Agency, Volunteer Legal Services Hawai'i, Filipina Advocacy Network, Susannah Wesley Community Center, Nursing Advocates and Mentors, Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and two individuals testified in support of this measure. The Office of Language Access and Filipino American Citizens League 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. 1943, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Fukumoto, Lowen, Nakamura, Yamashita, Tupola).

**SCRep. 787-18 Finance on H.B. No. 2427**

The purpose of this measure is to accurately assess the financial and operational state of the Hawaii Health Systems Corporation by requiring the Office of the Auditor to conduct a comprehensive audit of the Hawaii Health Systems Corporation and appropriating funds for this purpose.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; United Public Workers, AFSCME, Local 646, AFL-CIO; and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. The Office of the Auditor 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. 2427, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Fukumoto, Lowen, Nakamura, Yamashita, Tupola).

**SCRep. 788-18 Finance on H.B. No. 2650**

The purpose of this measure is to require the Department of Human Services to develop a regularly updated, publicly accessible system that:

- (1) Tracks appropriations made for contracts with provider agencies that offer services to homeless persons;
- (2) Records the demographics of homeless persons served by the provider agencies; and
- (3) Measures the effectiveness of the services provided to homeless persons by the provider agencies.

The Governor's Coordinator on Homelessness and Department of Human 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. 2650, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Fukumoto, Lowen, Nakamura, Yamashita, Tupola).

**SCRep. 789-18 Finance on H.B. No. 1624**

The purpose of this measure is to delay the implementation of several provisions in Act 152, Session Laws of Hawaii 2017, which conforms Hawaii's requirements for contracting insurance agents to national model standards, until January 1, 2020.

The Hawaii Insurers Council and National Association of Insurance and Financial Advisors Hawaii testified in support of this measure. The Insurance Division 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. 1624, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Fukumoto, Lowen, Nakamura, Yamashita, Tupola).

**SCRep. 790-18 Finance on H.B. No. 1876**

The purpose of this measure is to satisfy the requirement that insurers provide a complete sales and claims service office in the State by requiring that producers establish and maintain an office in the State.



The Insurance Division of the Department of Commerce and Consumer Affairs and State Farm Mutual Automobile Insurance Company 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. 1876, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 6 (DeCoite, Fukumoto, Lowen, Nakamura, Yamashita, Tupola).

**SCRep. 791-18 Finance on H.B. No. 2345**

The purpose of this measure is to enhance consumer protection by clarifying the Commissioner of Financial Institutions' powers regarding the ability to regulate the money transmission industry and administer and enforce the Money Transmitters Act. This measure also amends bond provisions for consistency with other terms used to avoid confusion.

The Division of Financial Institutions 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2345, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 6 (DeCoite, Fukumoto, Lowen, Nakamura, Yamashita, Tupola).

**SCRep. 792-18 Finance on H.B. No. 2539**

The purpose of this measure is to require a notice and public hearing by the counties when a parcel of land included within a community master plan is proposed for sale and intended to be used for a purpose other than as proposed in the community master plan.

The Royal Kunia Community Association, Ho'omanapono Political Action Committee, and a concerned individual testified in support of this measure. The Department of Planning and Permitting of the City and County of Honolulu testified in opposition. The Land Use Research 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. 2539, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 6 (DeCoite, Fukumoto, Lowen, Nakamura, Yamashita, Tupola).

**SCRep. 793-18 Finance on H.B. No. 1665**

The purpose of this measure is to:

- (1) Amend the amount of transient accommodations tax revenues allocated to the counties from a specified sum to reimbursements to the county for expenditures related to specified county public services and specified tax credits allowed; and
- (2) Provide a primary residential property owner who does not provide transient accommodations with a tax credit.

The Councilmember representing District 4 of the Hawai'i County Council testified in support of this measure. The Office of the Mayor of the City and County of Honolulu, a Councilmember of the Honolulu City Council, a Councilmember of the Maui County Council, Hawai'i State Association of Counties, and Maui Chamber of Commerce testified in opposition. The Department of Taxation, Department of the Attorney General, Mayor of the County of Hawai'i, Council Chair of the Maui County Council, 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. 1665, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 6 (DeCoite, Fukumoto, Lowen, Nakamura, Yamashita, Tupola).

**SCRep. 794-18 Finance on H.B. No. 2389**

The purpose of this measure is to specify that funds furnished by the Hawaii Paroling Authority to discharged persons be subject to legislative appropriation.

Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ho'omanapono Political Action Committee, and YWCA O'ahu testified in support of this measure. The Hawaii Paroling 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. 2389, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (DeCoite, Gates, Nakamura).

**SCRep. 795-18 Finance on H.B. No. 2452**

The purpose of this measure is to ensure disaster preparedness by requiring the design of all State buildings constructed on or after July 1, 2018, to include a shelter room or area that is capable of protecting individuals from Category 3 hurricanes.

The Hawaii Emergency Management Agency and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. The Department of Accounting and General Services testified in opposition. The Disability and Communication Access Board 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. 2452, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12; Ayes with Reservations (Holt). Noes, 1 (Kobayashi). Excused, 2 (DeCoite, Nakamura).

**SCRep. 796-18 Finance on H.B. No. 1864**

The purpose of this measure is to expand the income tax credit for renewable energy technologies to include ocean thermal energy conversion research and development facilities by providing an income tax credit of 35 percent of the actual cost or up to \$1,500,000, whichever is less, for each ocean thermal energy conversion research and development facility.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ulupono Initiative, 350Hawaii.org, We Are One, Inc., and several individuals testified in support of this measure. Life of the Land testified in opposition to this measure. The Department of Taxation, Department of Business, Economic Development and Tourism, Tax Foundation of Hawaii, and Natural Energy Laboratory of Hawaii 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. 1864, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13; Ayes with Reservations (Ward). Noes, none. Excused, 2 (DeCoite, Nakamura).

**SCRep. 797-18 Finance on H.B. No. 2046**

The purpose of this measure is to support the implementation of the Hawaii Interagency Biosecurity Plan by appropriating funds to the Department of Agriculture for outreach and education efforts in West Hawaii county regarding the detection and treatment of little fire ants.

The Mayor of the County of Hawaii, Councilmembers representing Districts 4 and 9 of the Hawaii County Council, Little Fire Ant HUI, Big Island Invasive Species Committee, Hawai'i Farm Bureau, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Landscape Industry Council of Hawaii, Hawaii Cattlemen's Council, Ka Ohana O Na Pua, and a few individuals testified in support of 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. 2046, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (DeCoite, Nakamura).

**SCRep. 798-18 Finance on H.B. No. 2108**

The purpose of this measure is to extend the authorization to issue special purpose revenue bonds to assist Kaiuli Energy, LLC, with the financing of the planning, design, and construction of a seawater air conditioning district cooling facility and chilled water distribution system.

Kaiuli Energy, LLC, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ulupono Initiative, 350Hawaii.org, 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 H.B. No. 2108, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (DeCoite, Nakamura).

**SCRep. 799-18 Finance on H.B. No. 1625**

The purpose of this measure is to allow the registered owner of a motor vehicle to designate a beneficiary to whom ownership of the vehicle shall be transferred upon the registered owner's death, provided that certain conditions are met.

As affirmed by the record of votes of 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. 1625, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 800-18 Finance on H.B. No. 1626**

The purpose of this measure is to:

- (1) Limit the liability of volunteers who maintain or repair cemetery grounds located in the State and the liability of organizations that provide such volunteers; and
- (2) Require the Director of Commerce and Consumer Affairs, in consultation with the Comptroller, to develop short-term and long-term strategies for the upkeep, repair, and maintenance of Sunset Memorial Park in Pearl City, Oahu.

The Department of Commerce and Consumer Affairs, Department of Accounting and General Services, Pearl City Neighborhood Board No. 21, and several individuals testified in support of this measure. Hawaii Association for Justice 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. 1626, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 801-18 Finance on H.B. No. 2342**

The purpose of this measure is to enhance consumer protections by allowing consumers, protected consumers, and representatives of protected consumers to request consumer reporting agencies to place, remove, or lift a security freeze on their consumer reports without charge because of recent security breaches of databases that contain consumer identifying information.

The Department of Commerce and Consumer Affairs; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; AARP Hawai'i; and several concerned individuals supported this measure. Consumer Data Industry Association and a concerned individual offered comments for 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. 2342, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 802-18 Finance on H.B. No. 583**

The purpose of this measure is to appropriate funds to the Hawaii Technology Development Corporation (Corporation) for its continued operations and administration and for the various programs operated and administered by the Corporation.

The Department of Business, Economic Development and Tourism; Hawaii Food Industry Association; 3D Innovations; Newberry Technologies LLC; Resurgo, LLC; DevLeague; Nalu Scientific, LLC; HI FusionED; GVS Accelerator; Kuehnle AgroSystems Inc.; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; The Chamber of Commerce Hawaii; Honolulu Options Traders, LLC; Tow Choice; Nest Egg Guru, Inc.; and two individuals supported this measure. The Corporation 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. 583, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 803-18 Finance on H.B. No. 2224**

The purpose of this measure is to diversify Hawaii's economy, particularly in the high technology sector, by amending the definition of "qualified high technology business" to remove the exclusion of various businesses from eligibility to participate in the Hawaii Technology Investment Program.

As affirmed by the record of votes of 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. 2224, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 804-18 Finance on H.B. No. 2659**

The purpose of this measure is to stimulate economic development and job growth on the western portion of the island of Oahu by establishing the Kapolei Jobs Initiative Pilot Program to provide an income tax credit as an incentive for businesses to establish or open new locations in the Kapolei region of Oahu.

The Kapolei Chamber of Commerce, The Queen's Health Systems, Ho'omanapono Political Action Committee, Hunt Companies, Hawaii Division, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Pacific Resource Partnership, National Kidney Foundation of Hawaii, Palehua Townhouse Association, legalHI, Coral Crater LLC, Urgent Care Hawaii, James Campbell Company LLC, and five concerned individuals supported this measure. The Department of Business, Economic Development and Tourism, Department of Taxation, Tax Foundation of Hawaii, and The Chamber of Commerce 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. 2659, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 805-18 Finance on H.B. No. 1886**

The purpose of this measure is to establish a temporary five-year Senior Citizen Higher Education Access Pilot Program at the University of Hawaii systemwide which allows senior citizens to attend college classes:

- (1) Free of charge for no academic credit; and
- (2) At reduced tuition rates if they earn academic credit for those classes.

AARP Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Filipina Advocacy Network, and several concerned individuals supported this measure. 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 H.B. No. 1886, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 806-18 Finance on H.B. No. 2165**

The purpose of this measure is to improve students' access to higher education at the University of Hawaii by:

- (1) Establishing the Hawaii Promise Program to provide scholarships for the unmet direct cost needs of qualified students enrolled at any campus of the University of Hawaii system, including community colleges; and
- (2) Appropriating funds for the Program.

The Department of Education, University of Hawaii Professional Assembly, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Filipina Advocacy Network, Kamehameha Schools, and several concerned individuals supported this measure. The Department of Budget and Finance and 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 H.B. No. 2165, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 807-18 Finance on H.B. No. 2501**

The purpose of this measure is to improve students' access to higher education at the University of Hawaii community colleges by:

- (1) Codifying the Hawaii Community College Promise Program to provide scholarships for the unmet direct cost needs of qualified students enrolled at any community college campus of the University of Hawaii; and
- (2) Appropriating funds for the Program.

The Department of Education, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Kamehameha Schools, Filipina Advocacy Network, and many concerned individuals supported this measure. The University of Hawaii and 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. 2501, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 808-18 Finance on H.B. No. 1968**

The purpose of this measure is to address the budgetary shortfalls experienced by the University of Hawaii College of Tropical Agriculture and Human Resources (CTAHR) Cooperative Extension Service by:

- (1) Appropriating funds to CTAHR for four full-time equivalent ornamental plant extension agents; and
- (2) Requiring CTAHR to submit a report to the Legislature prior to the 2019 Regular Session on the status of the ornamental plant extension agent positions and the reasons behind any vacancies.

The Hawai'i Farm Bureau, Hawaii Tropical Flower Council, Orchid Growers of Hawai'i, Landscape Industry Council of Hawaii, Performance Landscapes, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Maui County Farm Bureau, Hawaii Floriculture and Nursery Association, Hawaii Crop Improvement Association, and numerous individuals testified in support of this measure. The University of Hawaii College of Tropical Agriculture and Human 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. 1968, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 809-18 Finance on H.B. No. 1802**

The purpose of this measure is to amend the cesspool upgrade, conversion, or connection income tax credit pilot program by repealing the provision that restricts the Department of Health from certifying more than two residential large capacity cesspools as qualified cesspools.

The Department of Health and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii 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. 1802, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 810-18 Finance on H.B. No. 2145**

The purpose of this measure is to facilitate medication synchronization for efficient medication refilling by requiring health insurance plans that provide prescription drug benefits to apply prorated daily cost-sharing rates for prescriptions dispensed in less than thirty-day supplies by pharmacies. This measure also authorizes licensed pharmacists to adjust the supply of a prescription dispensed to the patient for purposes of medication synchronization.

The Department of Health, Hawaii Medical Association, American Cancer Society, Cancer Action Network, Kaiser Permanente Hawaii, and several concerned individuals supported this measure. The Department of Commerce and Consumer Affairs, 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. 2145, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 811-18 Finance on H.B. No. 2204**

The purpose of this measure is to:

- (1) Require the Department of Human Services to establish a task force to develop a restructured welfare payment system to incentivize recipients to pursue increasingly remunerative work; and
- (2) Re-establish the exit and retention bonus program, which encourages welfare recipients to transition back into the workforce.

Catholic Charities Hawai'i, Hawaii Appleseed Center for Law and Economic Justice, Mental Health America of Hawai'i, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a few individuals supported this measure. The Department of Human Services offered comments for 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. 2204, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 812-18 Finance on H.B. No. 2280**

The purpose of this measure is to address the persistent security problems at the Hawaii State Hospital in Kaneohe, Oahu by appropriating funds to the Department of Health for the purchase of electronic security devices, additional lighting, signage, and cameras and authorizing the issuance of general obligation bonds to fund capital improvement projects including gates, relocation of a guard shack and entry road, and the design and construction of a security fence. This measure additionally requires the Department of Health to report to the Legislature on the progress of implementing its security corrective action plan, the number of escapes in the prior year, and other findings and legislative recommendations.

The Department of Health and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. One 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. 2280, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9; Ayes with Reservations (Nakamura). Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 813-18 Finance on H.B. No. 2362**

The purpose of this measure is to exempt administrative appeals hearing officers in the Department of Human Services, who conduct administrative appeals hearings and other required and associated duties, from civil service requirements.

The Department of Human Services testified in support of 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. 2362, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 814-18 Finance on H.B. No. 2738**

The purpose of this measure is to expand and monitor health care coverage for children in Hawaii by:

- (1) Establishing the Hawaii Infant Health Care Program as a temporary three-year pilot program to provide continuous, quality health care services by the Department of Human Services or a designated contractor to uninsured newborn children living in Hawaii who are one day, but not more than thirty days, of age;
- (2) Establishing the Hawaii Children's Health Care Program as a temporary three-year pilot program to provide health care coverage to uninsured children between thirty-one days and nineteen years of age living in Hawaii through a public-private partnership between the Department of Human Services and one or more managed care plans operating in the State that offer accident and health or sickness insurance plans; and
- (3) Appropriating funds to establish the Hawaii Infant Health Care Program and Hawaii Children's Health Care Program, including funding for relevant positions and administrative costs.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, American Civil Liberties Union People Power, Women's March Hawaii, Save Medicaid Hawaii, Waikiki Health, and many concerned individuals supported this measure. The Department of Human 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. 2738, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 815-18 Finance on H.B. No. 2742**

The purpose of this measure is to establish the Office of Medical Cannabis Control and Regulation in the Department of Health to administer cannabis patient registration and dispensary licensing and regulation. This measure also extends civil service exemptions and interim rulemaking authority for the medical cannabis program and appropriates moneys for staff and operations of the office.

Hawaii Educational Association for Licensed Therapeutic Healthcare and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. The Department of the Attorney General and Department of Health 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. 2742, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 816-18 Finance on H.B. No. 2144**

The purpose of this measure is to require the Department of Public Safety to inform inmates who have one year or less remaining before their parole or release date of the availability of assistance in securing or verifying Medicaid eligibility.

The Office of Hawaiian Affairs and YWCA O'ahu supported this measure. The Department of Public Safety, Department of Human Services, and League of Women Voters 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. 2144, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 817-18 Finance on H.B. No. 2277**

The purpose of this measure is to ensure the safety and well-being of at-risk children and families in East Hawaii on Hawaii Island by:

- (1) Establishing a five-year pilot project within the Department of Human Services that limits the number of children supervised by each East Hawaii child welfare services section social worker to twenty or fewer; and
- (2) Appropriating funds for eight full-time equivalent case managers and fifteen full-time equivalent support staff positions in the East Hawaii child welfare services section on Hawaii Island as part of the pilot project.

The Mayor for the County of Hawaii, Hawai'i Psychological Association, East Hawaii Friends of Foster Families, Hawaii Family Forum, HI H.O.P.E.S. Initiative's Youth Leadership Board, Epic 'Ohana, Inc., Winners' Camp Foundation, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, and numerous concerned individuals supported this measure. The Department of Human Services, Friends of the Children's Justice Center of East Hawaii, and Catholic Charities Hawai'i offered comments for 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. 2277, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 818-18 Finance on H.B. No. 2257**

The purpose of this measure is to protect consumers involved in virtual currency transactions by:

- (1) Adopting certain operative provisions of the Uniform Regulation of Virtual Currency Business Act;
- (2) Extending the Money Transmitters Act to expressly apply to persons engaged in the transmission of virtual currency; and
- (3) Requiring licensees dealing with virtual currency to provide a warning to consumers prior to entering into an agreement with them.

A concerned individual opposed this measure. The Department of Commerce and Consumer Affairs 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. 2257, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 819-18 Finance on H.B. No. 1805**

The purpose of this measure is to assist county employees who are responsible for permitting, inspecting, licensing, and approving energy systems and related technologies by:

- (1) Requiring the University of Hawaii (UH) community colleges to establish and administer or contract for energy systems and technology training courses for relevant county officers and employees on the various standards and requirements for renewable energy systems and related distributed electricity technologies; establish a stakeholder committee to provide input, guidance, and outreach assistance; and submit a progress report to the Legislature prior to the Regular Session of 2019; and

- (2) Appropriating funds for energy systems and technology training and authorizing the use of funds to reimburse participants for fees paid.

Ulupono Initiative, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Chapter of 350.org, and several concerned individuals testified in support 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1805, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 820-18 Finance on H.B. No. 2025**

The purpose of this measure is to authorize the Department of Education (DOE) to:

- (1) Issue grants to establish composting grant pilot projects in DOE schools; and
- (2) Establish the Composting Grant Pilot Project Working Group to develop guidelines and provide oversight for campus composting in conjunction with the Department of Health, and submit a report to the Legislature prior to the 2019 Regular Session on its findings and recommendations.

This measure also appropriates funds to establish and implement the Composting Grant Pilot Project.

The University of Hawaii College of Tropical Agriculture and Human Resources, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ulupono Initiative, Kokua Hawaii Foundation, Surfrider Foundation Oahu Chapter, Ka Ohana O Na Pua, and two individuals testified in support of this measure. The Department of Education 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. 2025, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 821-18 Finance on H.B. No. 2043**

The purpose of this measure is to authorize counties to:

- (1) Implement a sewer monitoring program that includes county inspections of sewer laterals connected to county sewers located on public or private property to detect saltwater infiltration, after the property owner is provided written notice; and
- (2) Compel private property owners to inspect sewer laterals for saltwater infiltration and perform repairs as necessary.

Two concerned individuals supported this measure. The Department of Health and City and County of Honolulu Department of Environmental 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. 2043, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 822-18 Finance on H.B. No. 2110**

The purpose of this measure is to direct the Public Utilities Commission to open a proceeding to establish a microgrid services tariff to encourage and facilitate the development and use of energy resilient microgrids. This measure also authorizes any person or entity to own or operate a microgrid project that complies with all applicable regulatory measures.

The Sierra Student Coalition at the University of Hawaii at Manoa, Distributed Energy Resources Council of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Energy Policy Forum, Ulupono Initiative, Young Progressives Demanding Action - Hawaii, Hawaii Solar Energy Association, Blue Planet Foundation, Sierra Club of Hawai'i, and many concerned individuals testified in support of this measure. The Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs, Office of Climate Change, Sustainability, and Resiliency of the City and County of Honolulu, Hawaiian Electric Company, Inc., Maui Electric Company, Ltd., and Hawaii Electric Light Company, Inc. 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. 2110, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).



**SCRep. 823-18 Finance on H.B. No. 2460**

The purpose of this measure is to designate and establish requirements for a Natural Energy Laboratory of Hawaii Authority (NELHA) microgrid demonstration project on property controlled by NELHA that can assist in understanding, developing, and refining microgrid technologies and policies in the State.

NELHA, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Young Progressives Demanding Action – Hawaii, Hawaii Leeward Planning Conference, Hawaii Island Economic Development Board, Sierra Student Coalition at the University of Hawaii at Manoa, 350Hawaii.org, Hawaii Solar Energy Association, Sierra Club of Hawai'i, and many concerned individuals supported this measure. Hawaiian Electric Company, Inc., Maui Electric Company, Ltd., and Hawaii Electric Light Company, Inc. opposed this measure. The 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 H.B. No. 2460, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 824-18 Finance on H.B. No. 2545**

The purpose of this measure is to require, and appropriate funds for, the State Sustainability Coordinator to complete a holistic and comprehensive study and plan for green infrastructure opportunities in the State.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; Ulupono Initiative; Surfrider Foundation, Oahu Chapter; and an individual testified in support of this measure. The Office of Planning 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. 2545, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 825-18 Finance on H.B. No. 2626**

The purpose of this measure is to determine the appropriate long-term solution for converting cesspools to other waste disposal options by:

- (1) Requiring and appropriating funds for the Department of Health to hire a third-party consultant to conduct a study on the issues relating to the upgrade or conversion of cesspools which includes the development of a long-range comprehensive plan for statewide conversion of all cesspools by 2050, and to submit the study to the Legislature by December 31, 2019; and
- (2) Establishing the Cesspool Conversion Working Group to assist the third-party consultant in conducting the study and to submit separate reports to the Legislature.

The Councilmember representing District 9 of the Hawaii County Council, Hawaii Leeward Planning Conference, Envirocycle Cesspool Replacement System for Hawai'i, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Oahu Chapter of the Surfrider Foundation, International Longshore and Warehouse Union Local 142, and a few concerned individuals testified in support of this measure. The Department of Health, Department of Environmental Services of the City and County of Honolulu, Department of Environmental Management of the County of Hawaii, Coral Reel Alliance, League of Women Voters of Hawaii, and a concerned 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. 2626, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 826-18 Finance on H.B. No. 1647**

The purpose of this measure is to provide the Legislature and other policy makers a deeper understanding of the causes and sources of underemployment, poverty wages, and their economic impacts on society, business, and the state budget by requiring:

- (1) The Department of Human Services (DHS) to compile data regarding employers with employees who receive public assistance and to submit an annual report to the Legislature on the fifty employers with the highest number of employees receiving public assistance statewide; and
- (2) The Department of Labor and Industrial Relations (DLIR) to assist DHS by sharing employment data.

DHS, DLIR, and Department of the Attorney General offered comments for 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. 1647, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 827-18 Finance on H.B. No. 1654**

The purpose of this measure is to abolish the Office of Community Services Special Fund of the Department of Labor and Industrial Relations and to transfer the unencumbered balance to the general fund.

The Department of Labor and Industrial Relations testified in support of this measure. The 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. 1654 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 828-18 Finance on H.B. No. 1778**

The purpose of this measure is to provide firefighters with improved access to comprehensive medical coverage for certain diseases arising out of and in the course of their employment when a firefighter's workers' compensation claim is accepted or determined to be compensable.

Specifically, this measure:

- (1) Requires the firefighter's private health care plan to pay for or provide medical care, services, and supplies for controverted claims, subject to reimbursement by the firefighter's employer if the claim is later accepted or determined to be compensable; and
- (2) Increases a firefighter's employer's liability for medical costs for certain cancers including those that affect specified organs.

The Hawaii State Fire Council, Honolulu Fire Department, Hawaii Fire Department, Kaua'i Fire Department, and Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO supported this measure. The Department of Labor and Industrial Relations, Mayor for the County of Hawaii, and Hawaii Insurers Council offered comments for 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. 1778, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 829-18 Finance on H.B. No. 2202**

The purpose of this measure is to specify that a duly qualified physician or duly qualified surgeon selected and paid for by an employer to perform a medical examination on an employee relating to a work injury under workers' compensation shall be duly qualified to treat the injury being examined, possess medical malpractice insurance, and owe the same duty of care to the injured employee as to a traditional patient.

International Longshore and Warehouse Union Local 142, Hawaii Injured Workers Association, and Work Injury Medical Association of Hawaii testified in support of this measure. Brewer Consulting Services testified in opposition to this measure. The Department of Labor and Industrial Relations and 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. 2202, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 830-18 Finance on H.B. No. 2582**

The purpose of this measure is to support the State's efforts to plan for, respond to, and recover from disasters and emergencies by:

- (1) Establishing a Hawaii Disaster Preparedness Task Force (Task Force) to review current disaster management coordination and protocols, develop recommendations to support the State's disaster planning, response, and recovery efforts, and report the findings and recommendations to the Legislature; and
- (2) Requiring and funding the National Disaster Preparedness Training Center at the University of Hawaii to draft a Hawaii Disaster Preparedness Plan (Plan), incorporating the Task Force's recommendations, and submit a report and update to the Plan to the Legislature.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. Two concerned individuals opposed this measure. The Office of Information Practices, Legislative Reference Bureau, Disability and Communication Access Board, University of Hawaii, and Hawaii Emergency Management Agency 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. 2582, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 831-18 Finance on H.B. No. 2693**

The purpose of this measure is to clarify the obligations of, and civil protections for, private property owners and places of public accommodation during a disaster by:

- (1) Prohibiting the denial of emergency shelter by places of public accommodation;
- (2) Clarifying that places of public accommodation and their agents and employees are protected from liability when providing emergency shelter; and
- (3) Clarifying that any facility that is receiving compensation from a person sheltered there and owners of properties made available for shelter use may be exempted from civil liability for providing emergency access to land, shelter, and subsistence during a disaster.

The Hawaii Emergency Management Agency, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a concerned individual supported this measure. The Retail Merchants of Hawaii, Maui Chamber of Commerce, and Hawaii Association for Justice 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. 2693, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 832-18 Finance on H.B. No. 2393**

The purpose of this measure is to make an emergency appropriation to continue the temporary housing of inmates at a non-state facility for an additional six months while repairs and improvements are being made to the Halawa Correctional Facility.

Pursuant to the requirements set forth in Article VII, Section 9, of the Hawaii State Constitution, the Governor may request immediate consideration and passage of this measure by the Legislature to address a budget shortfall.

A concerned individual supported this measure. The Department of Public Safety and a concerned 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. 2393, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 833-18 Finance on H.B. No. 1767**

The purpose of this measure is to prohibit any vehicle from traversing Waipio Valley and the Mauna Kea Science Reserve, except for low-range, four-wheel drive vehicles traveling in those areas under certain circumstances.

The Office of Maunakea Management, Councilmember representing District 1 of the Hawai'i County Council, and a concerned individual supported this measure. The Office of Hawaiian Affairs and Maunakea Observatories Support 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. 1767, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13; Ayes with Reservations (Ward). Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 834-18 Finance on H.B. No. 2161**

The purpose of this measure is to amend the penalty for the improper conduct of motor vehicle inspections at inspection stations, from suspension, revocation, and surrender of the issued state operating permit, to a fine.

The Department of Transportation 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. 2161 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 835-18 Finance on H.B. No. 2283**

The purpose of this measure is to address traffic congestion and other transportation-related issues along portions of the H-1 Corridor by authorizing the issuance of general obligation bonds and appropriating funds for the plans, design, construction, materials, and equipment for the following Capital Improvement Projects:

- (1) The eastbound widening of Kualakai Parkway to Waiawa Interchange;
- (2) The eastbound widening of Wahiawa Interchange to Halawa Interchange; and
- (3) Modifications to the Fort Weaver/Kunia road ramp.

Ho'omanapono Political Action Committee and an individual testified in support of this measure. The 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. 2283, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 836-18 Finance on H.B. No. 2403**

The purpose of this measure is to establish an unspecified annual credit to the Department of Transportation (DOT) from the Mass Transit Special Fund and require the Director of DOT to adopt and enforce provisions of the Federal Transit Authority's regulations regarding safety oversight of rail fixed guideway public transportation systems, including aspects that are not regulated by the Federal Railroad Administration.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Department of Transportation, Honolulu Authority for Rapid Transportation, 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. 2403, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 837-18 Finance on H.B. No. 2433**

The purpose of this measure is to amend the motor vehicle franchise laws by:

- (1) Allowing a licensed motor vehicle dealer to engage in business at multiple locations affiliated by common ownership within the same county;
- (2) Authorizing suspension, revocation, or denial of a manufacturer's or distributor's license or fines for failure to compensate a dealer for a recalled vehicle; and
- (3) Clarifying the rights and obligations of dealers, manufacturers, and distributors with respect to improvements and upgrades on dealers' facilities, dealers' performance standards, and access to dealers' business information.

Global Automakers and Alliance of Automobile Manufacturers opposed this measure. The Motor Vehicle Industry Licensing Board and Hawaii Automobile Dealers' 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. 2433, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 838-18 Finance on H.B. No. 2596**

The purpose of this measure is to:

- (1) Establish uniform title and jurisdictional requirements for all vessels capable of use as water transportation, with specified exceptions; and

- (2) Establish requirements for applications for and content of a certificate of title, process for a transfer of vessel ownership and title, rights of a secured party, and rights of a purchaser other than a secured party.

The Commission to Promote Uniform Legislation supported this measure. The 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. 2596, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 839-18 Finance on H.B. No. 1883**

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

The Office of the Prosecuting Attorney of the County of Hawaii, Land Use Research Foundation of Hawaii, Hawai'i Farm Bureau, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and Ulupono Initiative testified in support of this measure. The Department of Agriculture 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. 1883, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 840-18 Finance on H.B. No. 2081**

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources to assist and provide supplemental funding to the National Wildlife Research Center of the United States Department of Agriculture to conduct pilot field studies to evaluate control tools and develop a management plan to reduce the population of rose-ringed parakeets on Kauai.

The Department of Agriculture, Land Use Research Foundation of Hawaii, Hawaii Cattlemen's Council, Hawaii Farm Bureau, Maui County Farm Bureau, Hawaii Crop Improvement Association, and numerous concerned individuals supported this measure. The 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. 2081, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 841-18 Finance on H.B. No. 2099**

The purpose of this measure is to support agricultural technology to increase Hawaii food security by requiring and providing funds to the Department of Agriculture to conduct a study on the feasibility of authorizing the Department to establish and designate ag-tech zones in residential and commercial areas within the City and County of Honolulu.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and two concerned individuals supported this measure. The Department of Agriculture and University of Hawaii College of Tropical Agriculture and Human 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. 2099, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 842-18 Finance on H.B. No. 2304**

The purpose of this measure is to establish the Industrial Hemp Special Fund within the Department of Agriculture to deposit fees and expend funds necessary to fulfill the purposes of the Industrial Hemp Pilot Program.

The Department of Agriculture, Ho'omana Pono, LLC, Hawai'i Farm Bureau, Ho'omanapono Political Action Committee, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii 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 H.B. No. 2304, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 843-18 Finance on H.B. No. 2305**

The purpose of this measure is to extend the civil service exemption of the Pesticide Subsidy Program Manager position within the Department of Agriculture to June 30, 2022, to correspond with the extension of the Subsidy Program pursuant to Act 65, Session Laws of Hawaii 2017, and to allow the Program Manager to assist in processing subsidy applications for pesticide costs incurred in the final year of the Subsidy Program.

The Department of Agriculture, Mayor for the County of Hawaii, Councilmember representing District 9 of the Hawai'i County Council, Land Use Research Foundation of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawai'i Farm Bureau, International Longshore and Warehouse Union Local 142, 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. 2305, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 844-18 Finance on H.B. No. 2426**

The purpose of this measure is to preserve agricultural lands for agricultural production by authorizing the issuance of general obligation bonds to fund the acquisition by the Agribusiness Development Corporation of identified high value farm land in west Kauai.

The Department of Agriculture, Agribusiness Development Corporation, Hawai'i Farm Bureau, Hawaii Cattlemen's Council, Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and Hartung Brothers 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. 2426, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 845-18 Finance on H.B. No. 1882**

The purpose of this measure is to appropriate funds for laptop computers or tablets to be used by teachers and students for digital teaching and learning in public schools.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, TechNet, Computing Technology Industry Association, and two concerned individuals supported this measure. The Department of Education and State Public Charter School Commission 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. 1882, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 846-18 Finance on H.B. No. 1941**

The purpose of this measure is to support multilingualism and cultural diversity in the Department of Education (Department) by establishing and funding a world languages institutional support position in the Department.

The Department, Hawaii State Teachers Association, Hawaii Friends of Civil Rights, Native Hawaiian Education Council, Hawai'i Association of Language Teachers, HawaiiKidsCAN, Filipina Advocacy Network, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawai'i TESOL, The Filipino Chamber of Commerce of Hawai'i, Tinalak Filipino Education Council, Filipino American Citizens League, The Filipino Community Center, Inc., and many concerned individuals supported this measure. The Office of Language Access 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. 1941, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 847-18 Finance on H.B. No. 2162**

The purpose of this measure is to ensure a fair allocation of funds meant to benefit students who attend public schools established and maintained by the Department of Education and students who attend public charter schools.

Specifically, this measure requires that:

- (1) Funds for teacher incentive programs, bonuses, and other compensation required by law or collective bargaining beyond regular wages shall not 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 funding request for such items be a separate line item in the General Appropriations Act and the Supplemental Appropriations Act.

The Office of Hawaiian Affairs, State Public Charter School Commission, Hawaii Public Charter School Network, Hawaii State Teachers Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Academy of Arts & Science Public Charter School, Kamaile Academy Public Charter School, Kualapu'u Public Conversion Charter School, Ho'okako'o Corporation, Na Wai Ola Public Charter School, Kona Pacific Public Charter School, and several concerned individuals 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. 2162, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 848-18 Finance on H.B. No. 2163**

The purpose of this measure is to appropriate funds to the Executive Office on Early Learning for additional operational costs, including equipment, supplies, and personnel costs.

The Early Learning Board, Hawaii Children's Action Network, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Executive Office on Early Learning 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. 2163, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 849-18 Finance on H.B. No. 2164**

The purpose of this measure is to appropriate funds to the Department of Education for school-level funding to support student learning and student success.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Department of Education, State Public Charter School Commission, Hawaii State Teachers Association, IMUAlliance, and Hawai'i Lodging & Tourism 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. 2164, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 850-18 Finance on H.B. No. 2170**

The purpose of this measure is to appropriate funds for an online platform to facilitate professional learning for Executive Office on Early Learning public pre-kindergarten program educators.

The Hawaii Children's Action Network, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Early Learning Board, and two concerned individuals supported this measure. The Executive Office on Early Learning 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. 2170, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 851-18 Finance on H.B. No. 2353**

The purpose of this measure is to make miscellaneous technical amendments to update statutory language relating to the Hawaii State Public Library System and to facilitate library operations.

The Hawaii State Public Library System 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. 2353, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 852-18 Finance on H.B. No. 2507**

The purpose of this measure is to:

- (1) Make housekeeping amendments that remove preschools from the Superintendent's scope of authority to clarify that the responsibility for preschool and pre-kindergarten is with the Early Learning Board and the Executive Office on Early Learning;
- (2) Allow the Director of the Executive Office on Early Learning to authorize preschool personnel access to students' immunization registry information for the purpose of ensuring compliance with mandatory student immunization requirements; and
- (3) Require the Department of Education to administer special education and Title I funded programs at the prekindergarten level.

The Early Learning Board, Hawaii Children's Action Network, and Oahu County Committee on Legislative Priorities of the Democratic Party 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. 2507, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 853-18 Finance on H.B. No. 2607**

The purpose of this measure is to promote computer science education in the State by:

- (1) Requiring the Department of Education (DOE) to develop and implement a statewide computer science curricula plan for public school students in kindergarten through grade 12; and
- (2) Allowing the DOE to enter into a contract or agreement with one or more entities to develop and implement computer science teacher development programs.

HawaiiKidsCAN, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Microsoft Corporation, Hawaii Open Data, Oceanit, Hawaii Academy of Arts and Science, and numerous concerned individuals supported this measure. The Department of Education, Hawaii Technology Development Corporation, Code.org, Women in Technology, Purple Mai'a, and DevLeague 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. 2607, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 854-18 Finance on H.B. No. 2679**

The purpose of this measure is to assist the Department of Education in its development of Twenty-First Century public schools by transferring fee interest in certain public school lands from the City and County of Honolulu and the Department of Land and Natural Resources to the Department of Education.

The Department of Education and Hawaii State Teachers Association supported this measure. The Office of Hawaiian Affairs, Department of Parks and Recreation of the City and County of Honolulu, Board of Directors of the 'Aina Haina Community Association, and a concerned individual opposed this measure. The Department of Land and Natural Resources 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. 2679, 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, none. Excused, 1 (Tupola).

**SCRep. 855-18 Finance on H.B. No. 2139**

The purpose of this measure is to establish a state corollary to Title IX of the federal Education Amendments of 1972, Patsy Mink Equal Opportunity in Education Act, by prohibiting discrimination on the basis of sex, including gender identity or expression, or sexual orientation, in any:

- (1) State educational program or activity; or
- (2) Educational program or activity that receives state financial assistance.



This measure also clarifies that students subjected to sexual harassment or sexual assault may pursue civil remedies through the Civil Rights Commission and the courts.

The State Public Charter School Commission, Hawai'i Civil Rights Commission, Hawaii State Teachers Association, The Sex Abuse Treatment Center of Kapi'olani Medical Center for Women & Children, Hawaii Children's Action Network, LGBT Caucus of the Democratic Party of Hawaii, IMUAlliance, AF3IRM Hawai'i, American Civil Liberties Union of Hawai'i, Hawai'i State Democratic Women's Caucus, Hawaii Youth Services Network, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawai'i Section of the American College of Obstetricians and Gynecologists, Planned Parenthood Votes Northwest and Hawaii, YWCA O'ahu, Hawai'i Women Lawyers, Hawaii LGBT Legal Association, Filipina Advocacy Network, American Association of University Women, Rainbow Family 808, Healthy Mothers Healthy Babies Coalition of Hawaii, and numerous concerned individuals supported this measure. The Department of Education 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. 2139, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 856-18 Finance on H.B. No. 2697**

The purpose of this measure is to require the Office of Veterans Services to organize, coordinate, and conduct a biennial State of Hawaii Veterans Summit.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii submitted testimony in support of this measure. The Office of Veterans 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. 2697, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 857-18 Finance on H.B. No. 2091**

The purpose of this measure is to protect public health, safety, and security by:

- (1) Establishing the Hawaii State Fusion Center within the Office of Homeland Security to monitor, integrate, and analyze threat-related information, and support local, state, and federal agencies' response to threats, crimes, and hazards; and
- (2) Establishing the position of Hawaii State Fusion Center Director to manage the day-to-day operations of the Hawaii State Fusion Center.

The Department of Land and Natural Resources; Department of Human Services; Department of Business, Economic Development and Tourism; Hawaii Emergency Management Agency; Office of Homeland Security; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; Board of Water Supply; Hawaiian Electric Company, Inc.; Hawaii Electric Light Company, Inc.; Maui Electric Company, Ltd.; and Retail Merchants 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. 2091, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 858-18 Finance on H.B. No. 2696**

The purpose of this measure is to analyze cyber threats to critical infrastructure throughout the State (e.g., hospitals, utilities, airlines, retail, government, etc.) and provide a nexus to federal partners (e.g., Federal Bureau of Investigation) to warn private and public sector entities of incoming cyber threats or ongoing cyber infiltrations and investigate these threats so as to best advise these sectors on how to respond by appropriating funds for the establishment of one full-time equivalent, civil service exempt cybersecurity analyst position within the State Department of Defense.

The Oahu County Committee on Legislative Priorities of the Democratic Party 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. 2696, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 859-18 Finance on H.B. No. 2196**

The purpose of this measure is to increase public safety by:

- (1) Establishing a pilot program within the Department of Education, in collaboration with the Hawaii Emergency Management Agency, to retrofit specified Department of Education buildings to meet or exceed various building codes established to enable a building to withstand category three hurricane weather conditions; and
- (2) Authorizing the issuance of general obligation bonds to retrofit the Department of Education buildings.

Ho'omanapono Political Action Committee and the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Department of Education and Hawaii Emergency Management Agency 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. 2196, 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, Ward). Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 860-18 Finance on H.B. No. 2592**

The purpose of this measure is to establish a working group within the Department of the Attorney General to determine the constitutionality of counties implementing tax increment financing to fund capital projects and the viability of using tax increment financing to construct safe drinking water, water quality, and other water-related infrastructure projects.

Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and Ulupono Initiative supported this measure. The Department of Health 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. 2592, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 861-18 Finance on H.B. No. 1976**

The purpose of this measure is to authorize the issuance of general obligation bonds to provide additional funding for improvements to the Waiahole Irrigation System.

The Department of Agriculture, Agribusiness Development Corporation, Hawai'i Farm Bureau, Maui County Farm Bureau, Land Use Research Foundation of Hawaii, Local Food Coalition, Hawaii Cattlemen's Council, Inc., Monsanto, and Oahu County Committee on Legislative Priorities of the Democratic Party 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. 1976, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 862-18 Finance on H.B. No. 2097**

The purpose of this measure is to increase safety at Hawaii's beaches by appropriating funds to the Department of Land and Natural Resources to hire lifeguards to monitor state and county beach parks.

The Mayor of Hawaii County, Councilmember representing District 4 of the Hawaii County Council, Hawaii County Fire Department, Hawaiian Lifeguard Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure. The Department of Land and Natural Resources, Hawai'i Tourism Authority, and Emergency Services Department 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. 2097, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 863-18 Finance on H.B. No. 2380**

The purpose of this measure is to clarify that the Board of Land and Natural Resources must obtain prior authorization of the Legislature through concurrent resolution to lease all fast lands and submerged lands within any existing state boating facility by public auction, request for proposals, or direct negotiation by deleting a non-applicable requirement and repealing obsolete requirements specific to Ala Wai Boat Harbor.

Pulama Lana'i supported this measure. Two concerned individuals opposed this measure. The 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. 2380, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 864-18 Finance on H.B. No. 2595**

The purpose of this measure is to appropriate moneys to the Department of Land and Natural Resources to conduct improvements, repairs, and maintenance of watersheds throughout the State.

The Honolulu Board of Water Supply, The Nature Conservancy of Hawai'i, West Maui Mountains Watershed Partnership, Coordinating Group on Alien Pest Species, Kaua'i Watershed Alliance, Hawai'i Association of Watershed Partnerships, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Sierra Club of Hawai'i, and a few concerned individuals supported this measure. The 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. 2595, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 865-18 Finance on H.B. No. 2073**

The purpose of this measure is to:

- (1) Establish Kanoelehua Industrial Area and Banyan Drive region as a redevelopment district under a pilot project until June 30, 2028;
- (2) Authorize a local redevelopment agency to negotiate a development agreement with a developer for commercial, business, or hotel or resort uses on public lands within the Kanoelehua Industrial Area and Banyan Drive redevelopment area; and
- (3) Exempt gross income for the construction, work, or improvements of a redevelopment project from general excise and use taxes.

The Mayor of the County of Hawaii, Department of the Attorney General, Department of Land and Natural Resources, and 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 is in accord with the intent and purpose of H.B. No. 2073, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 866-18 Finance on H.B. No. 1974**

The purpose of this measure is to protect public health and safety and support Hawaii's firefighters by transferring funds from the Natural Area Reserve Fund to the Firefighter's Contingency Fund to be expended to upgrade firefighting equipment to be used jointly by the State and the counties.

The Hawaii State Fire Council, Honolulu Fire Department, Maui County Department of Fire and Public Safety, County of Hawaii Fire Department, Kaua'i Fire Department, The Nature Conservancy of Hawai'i, and a concerned individual supported this measure. The 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. 1974, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 867-18 Finance on H.B. No. 2275**

The purpose of this measure is to:

- (1) Make owners who charge a fee for the use of a private street, highway, or thoroughfare located within the Kakaako Community Development District and used continuously by the general public for at least six months responsible for the costs of conforming and maintaining the private streets, highways, or thoroughfares to meet county construction and maintenance standards; and
- (2) Exempt private streets, highways, or thoroughfares used solely by the owner or employees of the owner from the requirements established by this measure.

The Department of Transportation, Hawaii Community Development Authority, Bank of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawai'i Gas, and a few 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. 2275, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 868-18 Finance on H.B. No. 2560**

The purpose of this measure is to:

- (1) Require the State Sustainability Coordinator to develop a sustainable economic development strategy using genuine progress indicators to generate recommendations that promote indigenous-based economies, economic diversity, and sustainability and report to the Legislature;
- (2) Require the University of Hawaii to provide data mining services to the State Sustainability Coordinator for the development of the sustainable economic development strategy; and
- (3) Appropriate funds for the development of a sustainable economic development strategy.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Department of Business, Economic Development, and Tourism, Office of Planning, and 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 H.B. No. 2560, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 869-18 Finance on H.B. No. 2411**

The purpose of this measure is to stimulate and diversify Hawaii's economy by:

- (1) Clarifying that brewpub and small craft producer pub licensees may conduct liquor sales at multiple, appropriately licensed premises;
- (2) Increasing the maximum amount that a small craft producer pub licensee can manufacture from 60,000 barrels to 100,000 barrels of malt beverages;
- (3) Specifying that brewpubs and small craft producer pubs may sell malt beverages in growlers that may be recyclable containers of up to one gallon; and
- (4) Permitting direct shipping of malt beverages and spirits under the same conditions as are currently permitted for direct shipment of wine.

Waikiki Brewing Company, Honolulu Beerworks, Maui Brewing Co., Hawaiian Craft Brewers Guild, REAL a gastropub/Bent Tail Brewing Company, Stewbum & Stonewall Brewing Co., Lanikai Brewing Company, Kauai Beer Company, Big Island Brewhaus, Kaua'i Island Brewing Co., and several concerned individuals supported this measure. The Liquor Commission 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. 2411, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 870-18 Finance on H.B. No. 2354**

The purpose of this measure is to provide an opportunity for members of the public to increase their support of the Hawaii State Public Library System by making a contribution toward the Libraries Special Fund, which is used for the purchase of additional library materials for the Hawaii State Public Library System collection. Specifically, this measure changes the amount of authorized income check-off that an individual or joint filer may designate from a state income tax refund to the Libraries Special Fund on the individual's income tax return.

The Hawaii State Public Library System and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii 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. 2354, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 871-18 Finance on H.B. No. 2508**

The purpose of this measure is to provide funding to the State Public Charter School Commission for charter school infrastructure costs, rent or lease assistance, and the repair and maintenance of network infrastructure.

The State Public Charter School Commission, Hawaii Public Charter Schools Network, Hawaii Children's Action Network, Hawaii State Teachers Association, HawaiiKidsCAN, IMUAlliance, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Kamehameha Schools, Connections Public Charter School, Hawaii Academy of Arts & Science Public Charter School, Ke Kula 'o Samuel M. Kamakau, Na Wai Ola Public Charter School, and many concerned individuals supported this measure. The Office of Hawaiian 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. 2508, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 872-18 Finance on H.B. No. 2752**

The purpose of this measure is to appropriate funds to the Judiciary to conduct an evaluation study to assess:

- (1) The impact of the community court outreach project in reducing administrative burdens within the judicial system; and
- (2) The need for any staff and technology necessary for conducting the community court at community sites outside of traditional courtroom settings.

The Judiciary testified in support of this measure. The Department of the Prosecuting Attorney of the City and County of Honolulu testified in opposition. The Office of the Public Defender 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. 2752 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 873-18 Finance on H.B. No. 2455**

The purpose of this measure is to celebrate the one-hundred fiftieth anniversary of the arrival of the first group of organized Japanese immigrants in Hawaii by making an emergency appropriation to the Department of Business, Economic Development and Tourism for the 2018 Gannenmono Celebration.

The Department of Business, Economic Development and Tourism, Japanese Cultural Center of Hawai'i, Kizuna Hawai'i, Gannenmono Celebration Committee, and a concerned individual supported this measure. A concerned 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. 2455, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 874-18 Finance on H.B. No. 2009**

The purpose of this measure is to expressly include single family homes, multi-family homes, and accessory dwellings as property types which may be used as transient accommodations and to clarify the applicability of the tax to any property type regardless of the frequency with which the property is furnished to guests.

Expedia, Inc. supported this measure. The Department of Taxation, Office of Hawaiian Affairs, 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. 2009, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 875-18 Finance on H.B. No. 2008**

The purpose of this measure is to create parity in the taxation of transient accommodations by imposing the Transient Accommodations Tax on the portion of gross rental proceeds allocated to travel agencies and tour packagers that enter into arrangements to furnish transient accommodations at noncommissioned negotiated contract rates and including travel agencies and tour packagers in registration requirements.

Expedia Inc. opposed this measure. The 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. 2008, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 876-18 Finance on H.B. No. 2011**

The purpose of this measure is to increase the annual cap on the Tax Administration Special Fund for the Department of Taxation's Special Enforcement Section from \$700,000 to \$1,000,000, and require that the first \$300,000 collected be deposited into a special account exclusively for the operations of the Special Enforcement Section in enforcing the transient accommodations tax law.

The 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. 2011, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 877-18 Finance on H.B. No. 2012**

The purpose of this measure is to allocate funds from transient accommodations tax revenues to the Hawai'i Tourism Authority to implement initiatives, in conjunction with the Hawai'i Lodging and Tourism Association, to address homelessness in tourist and resort areas and to report to the Legislature.

IMUAlliance, Kohala Coast Resort Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawai'i Lodging and Tourism Association, and Maui Hotel and Lodging Association testified in support of this measure. The Governor's Coordinator on Homelessness, Hawai'i Tourism Authority, 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. 2012, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 878-18 Finance on H.B. No. 2432**

The purpose of this measure is to specify that resort fees, which are any mandatory charges or surcharges imposed for the use of a transient accommodation's property, services, or amenities, are included in the gross rental proceeds amount upon which transient accommodations tax is calculated.

The Hawai'i Lodging and Tourism Association, Highgate, Maui Hotel and Lodging Association, Waikiki Resort Hawaii, Marriott International, Inc., The Royal Hawaiian, a Luxury Collection Resort, and Kohala Coast Resort Association testified in opposition to 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. 2432 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 879-18 Energy & Environmental Protection on H.B. No. 2219**

The purpose of this measure is to expand the candidate pool for membership on a County Arborist Advisory Committee by including a certified arborist, a horticulturalist with specialization in trees, or a person who has received a master's degree in botany, who may alternatively take the place of the member required to be actively employed in landscape architecture.

The Department of Land and Natural Resources, Malama O Puna, Cuddle Party, and an individual supported this measure.

Your Committee has amended this measure by changing its effective date to January 28, 2045, 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. 2219, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2219, 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, 1 (McDermott).

**SCRep. 880-18 Consumer Protection & Commerce on H.B. No. 1869**

The purpose of this measure is to exempt a seller of residential real property who continues to occupy that real property after the transfer of the seller's ownership rights from the Landlord-Tenant Code.

The Hawai'i Association of REALTORS testified in support of this measure. The Office of Consumer Protection of the Department of Commerce and Consumer Affairs and an individual provided 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1869, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1869, 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. 881-18 Consumer Protection & Commerce on H.B. No. 1879**

The purpose of this measure is to provide protections to prospective renters by placing a maximum a landlord may charge for an application screening fee and allowing the applicant the right to review the credit report if the applicant paid the screening fee.

The Office of Consumer Protection of the Department of Commerce and Consumer Affairs, Hawai'i Association of REALTORS, and Legal Aid Society of Hawai'i testified in support of this measure. The Governor's Coordinator on Homelessness and one individual provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that the landlord or landlord's agent shall not charge an application screening fee if the landlord or agent knows that the rental unit will not become available within the time stated in an advertisement or in a written notice provided to the applicant;
- (2) Narrowing the definition of an "applicant" to any person who makes a request to rent a dwelling with the intention of signing a rental agreement; and
- (3) 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1879, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1879, 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 (LoPresti, Yamane, McDermott).

**SCRep. 882-18 Consumer Protection & Commerce on H.B. No. 1621**

The purpose of this measure is to require a merchant to include in a refund all shipping and handling charges paid by a purchaser if the goods were damaged or defective prior to the time of sale and the purchaser was not notified of the damage or defect in writing prior to the time of sale.

The Office of Consumer Protection of the Department of Commerce and Consumer Affairs testified in support of this measure. The Retail Merchants of Hawaii testified in opposition.

Your Committee has amended this measure by:

- (1) Deleting the language requiring a merchant to include in a refund all shipping and handling charges paid by a purchaser if the goods were damaged or defective prior to the time of sale and the purchaser was not notified of the damage or defect in writing prior to the time of sale; and
- (2) Prohibiting merchants from adopting a warranty policy that requires a customer to pay an additional fee to obtain a repair, replacement, or refund for goods returned pursuant to the warranty.

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. 1621, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1621, 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 (Say). Noes, none. Excused, none.

**SCRep. 883-18 Judiciary on H.B. No. 1850**

The purpose of this measure is to clarify that the offense of promoting pornography for minors does not apply to a legal guardian of a minor.

The Honolulu Police Department testified in support of this measure. 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 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. 1850, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1850, 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, none.

**SCRep. 884-18      Judiciary on H.B. No. 1852**

The purpose of this measure is to amend the definition of "pornographic for minors" by clarifying that a material or performance does not have to appeal specifically to the minor's prurient interest in order to be found pornographic for minors.

The Honolulu Police Department testified in support of this measure. 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 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. 1852, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1852, 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, none.

**SCRep. 885-18      Judiciary on H.B. No. 2247**

The purpose of this measure is to clarify that campaign advertisements broadcast, televised, circulated, published, distributed, or otherwise communicated by digital means, or through the Internet or online social media, are subject to campaign finance disclosure requirements.

One individual testified in support of this measure. The Campaign Spending Commission and TechNet 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. 2247, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2247, 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, none.

**SCRep. 886-18      Judiciary on H.B. No. 2588**

The purpose of this measure is to authorize the courts to impose an extended term of imprisonment for an offender who is convicted of a felony that results in the death, disability, or serious disfigurement of one or more persons based on the offender's willful and wanton disregard of the need to exercise reasonable care.

The Hawaii Ironworkers Stabilization Fund and numerous individuals testified in support of this measure. Kamehameha Schools supported the intent of this measure. The Office of the Public Defender testified in opposition. The Department of Transportation; United Public Workers, AFSCME, Local 646, AFL-CIO; Hawaii Chapter of Mothers Against Drunk Driving; Hawaii Laborers' Union, Local 368; UNITE HERE Local 5; Hawaii Bicycling League; and many individuals provided comments.

Your Committee has amended this measure by:

- (1) Deleting the proposed language authorizing the courts to impose an extended term of imprisonment for an offender who is convicted of a felony that results in the death, disability, or serious disfigurement of one or more persons based on the offender's willful and wanton disregard of the need to exercise reasonable care;
- (2) Inserting language from S.B. No. 2582, which is a similar measure that authorizes the courts to impose an extended term of imprisonment for an offender who is convicted of negligent homicide in the first degree and did not remain at the scene of the crime and render reasonable assistance to an injured person; 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. 2588, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2588, 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, none.

**SCRep. 887-18      Judiciary on H.B. No. 1659**

The purpose of this measure is to repeal the requirement that noncandidate committee organizational reports include information regarding contributions.

The Campaign Spending Commission and Common Cause Hawaii 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 H.B. No. 1659, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1659, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Brower, McDermott).

**SCRep. 888-18      Judiciary on H.B. No. 1661**

The purpose of this measure is to require a candidate committee or noncandidate committee to inform the Campaign Spending Commission if the candidate committee 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 Common Cause Hawaii 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 H.B. No. 1661, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1661, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Brower, McDermott).

**SCRep. 889-18      Judiciary on H.B. No. 1687**

The purpose of this measure is to:

- (1) Allow an election officer who is required to issue a public notice in a statewide or county publication to satisfy the publication requirement by submitting the notice to the publication and posting the notice on the website associated with the election officer; and
- (2) Provide that the inadvertent failure of a publication to publish a notice in a timely manner shall not invalidate any legal consequences or actions associated with the notice.

The Office of Elections testified in support of this measure.

Your Committee has amended this measure by:

- (1) Requiring the notice to be conspicuously posted on the website;
- (2) Changing its effective date to July 1, 2050, to facilitate 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 H.B. No. 1687, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1687, 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, none.

**SCRep. 890-18      Judiciary on H.B. No. 1847**

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 an entity that is also civilly liable until April 24, 2020.

The County of Maui Police Department, Hawaiian Civic Club of Honolulu, Hawaii State Coalition Against Domestic Violence, Domestic Violence Action Center, OCC Legislative Priorities, and many individuals testified in support of this measure. The Attorney General, Sex Abuse Treatment Center, and Hawaii Women's Coalition 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. 1847, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1847, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Lee, Morikawa).

**SCRep. 891-18      Judiciary on H.B. No. 2070**

The purpose of this measure is to require the Attorney General to investigate an alleged violation of state law by a county police officer if the prosecuting attorney of the county that employs the police officer has declined to prosecute the police officer.

The Hawaiian Civic Club of Honolulu and two individuals testified in support of this measure. The Attorney General and one individual provided comments.

Your Committee has amended this measure by:

- (1) Adding the condition that the victim of the alleged violation submit a written request to the Attorney General to investigate the alleged violation;
- (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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2070, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2070, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Lee, Morikawa).

**SCRep. 892-18      Judiciary on H.B. No. 2133**

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 filed as a notarized or sworn written statement.

A County of Maui Councilmember, Hawaiian Civic Club of Honolulu, Domestic Violence Action Center, Hawaii State Coalition Against Domestic Violence, Hawaii State Democratic Women's Caucus, OCC Legislative Priorities, and two individuals testified in support of this measure. The Maui Police Department, County of Maui Department of the Prosecuting Attorney, and one individual 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, 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 H.B. No. 2133, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2133, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Lee, Morikawa).

**SCRep. 893-18      Judiciary on H.B. No. 2134**

The purpose of this measure is to:

- (1) Establish offenses for violating the privacy of a minor and threatening to violate privacy;

- (2) Amend the offense of violation of privacy in the first degree to specifically include disclosures that are acts of revenge or retribution; and
- (3) Require that any recording or image made or disclosed be sealed and remain confidential.

The Honolulu Police Department, a County of Maui Councilmember, IMUAlliance, UNITE Hawaii, 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:

- (1) Deleting the proposed offenses of violation of privacy of a minor and threatening to violate privacy;
- (2) Amending the offense of violation of privacy in the first degree to:
  - (A) Prohibit threats to disclose an image or video of another identifiable person either in the nude or engaging in sexual conduct; and
  - (B) Enhance the penalty if the person or persons entitled to privacy or the depicted person is a minor;
- (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. 2134, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2134, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Lee, Morikawa).

**SCRep. 894-18      Judiciary on H.B. No. 2318**

The purpose of this measure is to amend the definition of "confidential personal information" for offenses against property rights. Specifically, this measure conforms the definition to the Hawaii Supreme Court's decision in *State v. Pacquing*, 139 Haw. 302 (2016), which excised portions of the definition to eliminate unconstitutionally vague provisions under the offense of unauthorized possession of confidential personal information.

One individual testified in support of this measure. The American Council of Life Insurers 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 replacing its contents with H.B. No. 1775, which is similar to this measure, except that it specifies other types of confidential personal information and clarifies when a password constitutes confidential personal information. Your Committee further amended this measure by:

- (1) Amending the definition to apply to information in which an individual rather than a person has a significant privacy interest;
- (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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2318, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2318, 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, 1 (McDermott).

**SCRep. 895-18      Judiciary on H.B. No. 2481**

The purpose of this measure is to clarify that probable cause for arrests by law enforcement officers of illegal dumping offenders may be based upon statements from witnesses and photographs, video, and other recordings that can be authenticated by one or more witnesses.

Several individuals 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 H.B. No. 2481, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2481, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Lee, Morikawa).

**SCRep. 896-18      Judiciary on H.B. No. 2074**

The purpose of this measure is to enhance sentencing for defendants convicted of committing property rights offenses against nonprofit entities.

One individual testified in support of this measure. The Office of the Public Defender testified in opposition.

Your Committee has amended this measure by:

- (1) Deleting the enhanced sentencing for offenses that are violations or class A felonies;
- (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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2074, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2074, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 6; Ayes with Reservations (Takayama). Noes, none. Excused, 2 (Lee, Morikawa).

**SCRep. 897-18      Finance on H.B. No. 1604**

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 supported 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. 1604 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, 14. Noes, none. Excused, 1 (Ward).

**SCRep. 898-18      Finance on H.B. No. 1652**

The purpose of this measure is to abolish various non-general funds and accounts of the Department of Taxation as recommended by the Office of the Auditor in its Report No. 17-10, and transfer the balances to the general fund.

The Department of Taxation supported this measure. 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. 1652 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, 12. Noes, none. Excused, 3 (Gates, Holt, Tupola).

**SCRep. 899-18      Finance on H.B. No. 1799**

The purpose of this measure is to allow only nonprofit corporations to be the recipients of grants appropriated by the Legislature under Chapter 42F, Hawaii Revised Statutes.

As affirmed by the record of votes of 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. 1799 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, 12. Noes, none. Excused, 3 (Gates, Holt, Tupola).

**SCRep. 900-18 Finance on H.B. No. 2285**

The purpose of this measure is to require organizations that receive state-funded grants to publicly recognize State support of their projects.

An 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. 2285 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, 14. Noes, none. Excused, 1 (Ward).

**SCRep. 901-18 Finance on H.B. No. 2395**

The purpose of this measure is to increase the efficiency of tax administration by allowing the Department of Taxation to require certain taxpayers in certain circumstances to file their tax returns electronically.

The Department of Taxation supported this measure. 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. 2395 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, 14. Noes, none. Excused, 1 (Ward).

**SCRep. 902-18 Health & Human Services/Judiciary on H.B. No. 2739**

The purpose of this measure is to allow qualified patients in Hawaii to determine their own medical care at the end of their lives. Specifically, this measure:

- (1) Establishes a regulated process under which an adult resident of Hawaii with a medically confirmed terminal illness with less than six months to live may choose to obtain a prescription for medication to end the adult's life; and
- (2) Imposes criminal sanctions for tampering with a patient's request for a prescription or coercing a patient to request a prescription.

The Office of the Governor, Lieutenant Governor, Department of the Attorney General, Department of Health, The Interfaith Alliance of Hawai'i, Hawaii Association of Professional Nurses, Hawai'i Alliance for Progressive Hawaii, Progressive Democrats of Hawai'i, Aloha Light Team, Death with Dignity National Center, Hawaii State AFL-CIO, Hawai'i Death with Dignity Society, Hawai'i Friends of Civil Rights, LGBT Caucus of the Democratic Party of Hawai'i, Rainbow Family 808, Hawaii Citizens for End of Life Choices, The American Civil Liberties Union of Hawai'i, The Libertarian Party of Hawaii, Young Progressives Demanding Action, IMUAlliance, Filipina Advocacy Network, Hawaii Martin Luther King, Jr. Coalition, Ho'omana Pono, LLC, Hawai'i Psychological Association, The Kupuna Caucus of the Democratic Party of Hawaii, Americans for Democratic Action, International Longshore and Warehouse Union Local 142, Hawai'i Advocates for Consumer Rights, Women's Caucus of the Democratic Party of Hawai'i, Planned Parenthood Votes Northwest and Hawaii, ACLU People Power, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Community Alliance on Prisons, Hawaii Citizens for End of Life Choices, Hawaii County Democratic Party, Civic Education Council, and a great number of concerned individuals provided testimony in support of this measure.

Concerned Women for America of Hawaii, American Nurses Association, National Association of Pro-Life Nurses, Hawaii's Partnership for Appropriate and Compassionate Care, Patients' Rights Action Fund, Calvary Chapel Pearl Harbor, Not Dead Yet, Emmanuel Lutheran Church and Schools of Maui, A Place for Women in Waipio, Hauoli Home Care, LLC, St. Francis Healthcare System of Hawaii, Choice is an Illusion, Hawaii Family Forum, Roman Catholic Church in the State of Hawaii - Hawaii Catholic Conference, Marana tha Ministries, Inc., The Prayer Center of the Pacific, Honolulu County Republican Party, Hawaii Life Alliance, Advocates for the Mentally Ill, Hawaii Self Advocacy Advisory Council, Catholic War Veterans of the United States of America, Our Lady of the Mount Church, Montanans Against Assisted Suicide, and a great number of concerned individuals provided testimony in opposition to this measure.

Compassion & Choices, Hawaii Federation of Republican Women, American Nurses Association, and a few concerned individuals provided comments.

Your Committees have amended this measure by:

- (1) Amending its purpose statement;
- (2) Deleting an advanced practice registered nurse from the definition of "attending provider" who may prescribe or dispense medication pursuant to this measure;
- (3) Amending the definition of "capable" with respect to a patient's ability to request a prescription pursuant to this measure to:
  - (A) Exclude a court's opinion regarding capability; and
  - (B) Include a patient's ability to understand the patient's choices for care, including risks and benefits;

- (4) Deleting the requirement under the definition of "consulting provider" that the consulting provider be a physician who has not previously assumed responsibility for the care of the patient with the attending provider;
- (5) Redefining "counseling" required before a patient may request a prescription pursuant to this measure as one or more consultations, which may be provided through telehealth, as necessary between a psychiatrist, psychologist, or clinical social worker and patient for the purpose of determining that a patient is capable and does not appear to be suffering from undertreatment or nontreatment of depression or other conditions which may interfere with the patient's ability to make an informed decision;
- (6) Distinguishing the rights and duties of a health care facility and those of a health care provider;
- (7) Defining "self-administer" as an affirmative, conscious, voluntary act by an individual to take into the individual's body prescription medication to end the individual's life;
- (8) Increasing the minimum number of days that must elapse between a qualified patient's initial oral request and second oral request from 15 to 20;
- (9) Requiring counseling for all qualified patients;
- (10) Deleting the requirement that the death certificate list the self-administration of the medication prescribed as the immediate cause of death;
- (11) Including the counselor's statement that the patient is capable, and not suffering from undertreatment or nontreatment of depression or other conditions which may interfere with the patient's ability to make an informed decision, in required medical records and corresponding acknowledgments in the written request and final attestation forms;
- (12) Expanding the information allowed in the annual report by the Department of Health to include any other data deemed appropriate by the Department;
- (13) Clarifying that only a health care facility, as opposed to a health care provider, may:
  - (A) Prohibit a health care provider from performing the duties of an attending provider, consulting provider, or counselor; and
  - (B) Impose sanctions on a health care provider for good-faith actions taken in compliance with this measure;
- (14) Clarifying the prohibited acts and criminal penalties regarding interference with or destruction of requests for a prescription and rescission of a request for a prescription;
- (15) Deleting the proviso on the request for medication form and final attestation form stating that the attending provider may assist in the administration of the medication if the patient is unable to self-administer the medication due to the terminal illness and adding an acknowledgment that the patient may choose to not obtain or use the medication;
- (16) Requiring the Department of Health to form an advisory group to provide advice to the Department to facilitate the implementation of this measure;
- (17) Changing its effective date to January 1, 2019; provided that the Department of Health is required to form the advisory group upon approval; and
- (18) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Health & Human Services and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2739, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2739, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chairs on behalf of the Committees.  
 Health & Human Services: Ayes, 4. Noes, 1 (Tupola). Excused, none.  
 Judiciary: Ayes, 7. Noes, 1 (McDermott). Excused, none.

**SCRep. 903-18 Finance on H.B. No. 2538**

The purpose of this measure is to broaden the Agribusiness Development Corporation's waste-reduction and recycling projects. This measure authorizes the issuance of general obligation bonds to finance the Corporation's public-private partnership to establish a livestock feed mill operation that uses waste materials, such as unusable macadamia nut fruit and shells, and converts the unusable agricultural parts and byproducts into aquaculture and livestock feed.

The Department of Agriculture, Agribusiness Development Corporation, Hawai'i Farm Bureau, Ulupono Initiative, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Cattlemen's Council, Inc., and two 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. 2538, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 904-18 Finance on H.B. No. 1800**

The purpose of this measure is to create better incentives for tire recycling and to offset some of the expenses of used tire cleanup by authorizing each county, at its discretion, to establish a requirement for customers to provide an equal number of used motor vehicle tires to a tire retailer as the number of new motor vehicle tires purchased or pay a fee that shall be refundable upon provision of the appropriate number of used tires.

The Department of Health, Sierra Club of Hawai'i, and many concerned individuals supported this measure. The Hawaii Automobile Dealers' Association opposed this measure. A concerned 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. 1800, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 905-18 Finance on H.B. No. 1830**

The purpose of this measure is to support and provide legislative oversight of the University of Hawaii's energy efficiency, renewable energy, sustainability, and energy conservation projects by:

- (1) Expressly authorizing legislative appropriations to be deposited into the University of Hawaii Green Special Fund (Special Fund);
- (2) Removing the expenditure threshold amount of Special Fund moneys that triggers the requirement for legislative approval;
- (3) Authorizing Special Fund moneys to be used for planning, design, and implementation of energy efficiency, energy conservation, and renewable energy projects; and
- (4) Requiring that notification be provided to the Legislature for the expenditure of funds from the Special Fund.

Blue Planet Foundation, Ulupono Initiative, Hawai'i Energy, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Young Progressives Demanding Action – Hawaii, and several concerned individuals testified in support of this measure. The Department of the Attorney General and 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 H.B. No. 1830, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 906-18 Finance on H.B. No. 1986**

The purpose of this measure is to establish a Carbon Credit Revenue Program under the Department of Business, Economic Development and Tourism that administers revenues realized from the sale of carbon credits in any established carbon registry and invests those proceeds in projects that improve the State's water infrastructure or mitigate threats to water sustainability due to climate change or provide other benefits consistent with the State's sustainability goals and policies.

The Sierra Club of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and several concerned individuals supported this measure. The Department of Business, Economic Development and Tourism and a few concerned individuals opposed this measure. The Department of Land and Natural Resources, Office of Planning, The Nature Conservancy of Hawai'i, Ulupono Initiative, and a few concerned 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. 1986, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 907-18 Finance on H.B. No. 2540**

The purpose of this measure is to reduce nonpoint contamination source pollution created by cesspools by establishing the Hawaii Cesspool Remediation and Conversion Loan Program, which authorizes the Department of Health, in coordination with each county water and sewage department, to provide low interest loans for the upgrade or conversion of cesspools to septic systems or aerobic treatment unit systems or for connection of cesspools to existing sewer systems or other wastewater system as approved by the Department.

The Councilmembers representing District 4 and District 9 of the Hawaii County Council, Hawaii Leeward Planning Conference, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, International Longshore and Warehouse Union Local 142, and several concerned

individuals supported this measure. The Department of Health, City and County of Honolulu Department of Environmental Services, and Honolulu Board of Water Supply 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. 2540, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 908-18 Finance on H.B. No. 2718**

The purpose of this measure is to:

- (1) Require the Department of Accounting and General Services (DAGS) to maintain a database detailing the amount of moneys expended by state departments and agencies in each county for the collection and disposal of polystyrene products; and
- (2) Beginning January 1, 2020, authorize each state department or agency that incurs costs for collecting or disposing of polystyrene products to apply for a reimbursement for these expenses from the counties through a system administered by DAGS.

Sierra Club of Hawai'i, Sierra Student Coalition at the University of Hawaii at Manoa, Young Progressives Demanding Action – Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and several individuals testified in support of this measure. DAGS; City and County of Honolulu Office of Climate Change, Sustainability and Resiliency; and KYD, Inc. dba K. Yamada Distributors 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. 2718, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11; Ayes with Reservations (Cachola). Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 909-18 Finance on H.B. No. 2728**

The purpose of this measure is to begin the State's transition to 100% clean ground transportation by:

- (1) Establishing a Clean Transportation Initiative to reduce and ultimately eliminate the use of fossil fuels in:
  - (A) All public ground transportation by 2035; and
  - (B) All ground transportation thereafter, pursuant to a plan that includes a near term 2025 target benchmark for all ground transportation and is developed with the State Energy Office to assist stakeholders in achieving these clean ground transportation goals; and
- (2) Clarifying that the transportation objectives of the State Planning Act shall include the reduction and ultimate elimination of the use of fossil fuels in all public ground transportation by 2035, and in all ground transportation thereafter.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Sierra Student Coalition at the University of Hawaii at Manoa, Hawaii Interfaith Power & Light, Hawaii Bioeconomy Trade Organization, Ulupono Initiative, Young Progressives Demanding Action – Hawaii, 350Hawaii.org, and many concerned individuals supported this measure. The Department of Business, Economic Development and Tourism, Department of Transportation, Office of Information Practices, Office of Planning, Alliance of Automobile Manufacturers, Blue Planet Foundation, Hawaii Petroleum Marketers Association, and Tesla, Inc. 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. 2728, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 910-18 Finance on H.B. No. 885**

The purpose of this measure is to:

- (1) Prohibit health insurers from requiring preauthorizations that cause undue delay in patients' medical treatment or services;
- (2) Clarify that insurers shall be civilly liable to patients for injuries that occur because of an undue delay in the receipt of medical treatment or services; and
- (3) Permit health care providers to seek indemnification from insurers for civil liability for injuries to patients that were caused by the insurers' undue delay in preauthorizing medical treatment or services.

Hawaii Chapter of the American Physical Therapy Association, Hawaii Medical Association, Hawaii Radiological Society, Hawaii Vision Clinic, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and several individuals supported this measure. AlohaCare, Hawaii



Association of Health Plans, and University Health Alliance opposed this measure. The Department of Commerce and Consumer Affairs, Department of Human Services, American Council of Life Insurers, and Hawaii Medical Service Association offered comments for 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. 885, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 911-18 Finance on H.B. No. 1812**

The purpose of this measure is to authorize health care surrogates to act as authorized representatives to assist a patient with the Medicaid application process, redetermination of eligibility, and other Medicaid-related communications with the Department of Human Services.

The Hawaii Health Systems Corporation, The Queen's Health Systems, Kaiser Permanente Hawai'i, Healthcare Association of Hawaii, Aloha Nursing Rehab Centre, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and Ohana Pacific Management Company, Inc. 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1812, H.D. 3, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 912-18 Finance on H.B. No. 2019**

The purpose of this measure is to assist homeless individuals in finding employment and connect them with service providers that meet their needs by:

- (1) Establishing a three-year homeless employment grant program to be developed by the Department of Human Services to connect homeless individuals with work opportunities, pay individuals for hours worked while in the grant program, and connect participants in the program with appropriate service providers; and
- (2) Appropriating funds for the grant program.

The Hawaii Youth Services Network and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. The Governor's Coordinator on Homelessness, Department of Human Services, State Procurement Office, and Hawaii Association for Justice 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. 2019, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 913-18 Finance on H.B. No. 2128**

The purpose of this measure is to require that accident and health or sickness insurance policies include coverage for appropriate clinical victim support services provided by licensed mental health providers for victims of sexual violence and abuse who suffer from mental disorders. This measure also defines "clinical victim support service" and "victim of sexual violence or abuse" for the purposes of insurance coverage.

The Sex Abuse Treatment Center of Kapi'olani Medical Center for Women & Children, IMUAlliance, Hawaii Children's Action Network, Kaiser Permanente Hawaii, Domestic Violence Action Center, Hawai'i Democratic Women's Caucus, and a few concerned individuals supported this measure. The Department of Human Services, Department of Commerce and Consumer Affairs, Hawaii Medical Service Association, and Planned Parenthood Votes Northwest and 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. 2128, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 914-18 Finance on H.B. No. 2169**

The purpose of this measure is to appropriate funds to the Department of Health to support youth suicide early intervention, prevention, and education initiatives in Maui County.

The Office of Youth Services, Keiki Injury Prevention Coalition, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Prevent Suicide Hawai'i Taskforce, and a concerned individual supported this measure. The Department of Health 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. 2169, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 915-18 Finance on H.B. No. 2271**

The purpose of this measure is to improve access to services for individuals who would benefit from behavioral analysis services and interventions by:

- (1) Exempting individuals working within the scope of practice or duties of another licensed profession that overlaps with the practice of behavior analysis and individuals working under the direct supervision of an appropriate licensed professional from licensure requirements;
- (2) Clarifying that the exemption for direct support workers in school settings who directly implement a behavior analysis program under the supervision of a licensed professional does not require that services are provided pursuant to an individualized education plan; and
- (3) Clarifying that direct support workers in school settings shall work under the supervision of a licensed behavior analyst.

Hawai'i Psychological Association and numerous concerned individuals testified in support of this measure. Two concerned individuals testified in opposition to this measure. The Department of Education, Department of Commerce and Consumer Affairs Regulated Industries Complaint Office, Hawaii Disability Rights Center, Hawaii State Teachers Association, Hawai'i Association for Behavior Analysis, American Psychological Association Practice Organization, Aloha Behavioral Associates, and numerous concerned 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. 2271, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 916-18 Finance on H.B. No. 2281**

The purpose of this measure is to:

- (1) Establish within the Department of Human Services and appropriate funds for the Ohana Zones Program to provide housing to homeless individuals and families based on principles similar to housing first programs; and
- (2) Appropriate moneys to the Department of Human Services, Department of Health, and Hawaii Public Housing Authority to support various efforts to end homelessness, including public housing, rapid rehousing and the State's rent supplement program, housing first, Oahu's family assessment center, the law enforcement assisted diversion program, and civil legal services.

IMUAlliance, League of Women Voters of Hawaii, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Department of Human Services, Department of Land and Natural Resources, Hawaii Public Housing Authority, Governor's Coordinator on Homelessness, Aloha United Way, and The Queen's Health Systems 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. 2281, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 917-18 Finance on H.B. No. 2369**

The purpose of this measure is to increase efficiency in decision making by the Policy Advisory Board for Elder Affairs by decreasing the total number of members, specifying that ex officio members are non-voting members, and amending the composition of the ex-officio membership.

The Executive Office on Aging 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. 2369, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 918-18 Finance on H.B. No. 2606**

The purpose of this measure is to appropriate funds for the Tropic Care program of the United States Department of Defense to provide free medical care to individuals in rural areas on the island of Hawaii.

Mayor of the County of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and Hawaii Self Advocacy Advisory Council testified in support of this measure. The Department of Health 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. 2606, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 919-18 Finance on H.B. No. 2729**

The purpose of this measure is to amend regulatory statutes and operational requirements for the medical cannabis dispensary system by:

- (1) Extending the maximum period of validity of a qualifying patient's written certification of a debilitating medical condition;
- (2) Allowing the Department of Health to provide a dispensary with the opportunity for retesting a failed batch of medical cannabis;
- (3) Adding certain devices that provide safe pulmonary administration to the list of medical cannabis products that may be manufactured and distributed;
- (4) Increasing the tetrahydrocannabinol limit per pack or container of multiple dose manufactured cannabis products; and
- (5) Amending the reciprocity program, whereby qualifying patients from other jurisdictions may purchase limited quantities of cannabis for medical use, subject to certain safeguards, reporting and transparency measures, and payment of a visiting patient certifying fee.

Kush Bottles Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Maui Grown Therapies, and Hawaii Education Association for Licensed Therapeutic Healthcare supported this measure. The Department of Health, Department of the Attorney General, Noa Botanicals, and Drug Policy Forum of Hawai'i 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. 2729, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 920-18 Finance on H.B. No. 2753**

The purpose of this measure is to establish and appropriate funds for the Ohana Zone Pilot Program to create a place that has a program that provides basic needs and services for individuals experiencing homelessness. This measure also establishes preliminary milestones that shall be met by the Department of Human Services Homeless Programs Office in establishing the Ohana Zone Pilot Program.

The Mayor's Office of the County of Hawaii, IMUAlliance, League of Women Voters of Hawaii, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Governor's Coordinator on Homelessness, Department of Human Services, Department of Land and Natural Resources, and The Queen's Health Systems 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. 2753, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 921-18 Finance on H.B. No. 1712**

The purpose of this measure is to increase the minimum portion of residential units in condominiums required to be offered for sale to owner-occupants during the thirty-day period following the initial date of sale from fifty percent to ninety percent of all residential units.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and a concerned individual supported this measure. The Hawaii Housing Finance and Development Corporation, American Resort Development Association, and League of Women Voters 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. 1712, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 922-18 Finance on H.B. No. 2357**

The purpose of this measure is to establish an eviction process for state low-income public housing projects and programs and elder or elderly housing owned, managed, administered, or operated by the Hawaii Public Housing Authority.

The Hawaii Public Housing Authority and League of Women Voters 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. 2357, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 923-18 Finance on H.B. No. 2472**

The purpose of this measure is to increase the pool of Hawaii residents eligible to invest in State Low-Income Housing Tax Credits by providing that certain provisions of the Internal Revenue Code related to at-risk rules and deductions and to passive activity loss do not apply with respect to claims for the State Low-Income Housing Tax Credit.

InState Partners supported this measure. The Department of Taxation, Hawaii Housing Finance and Development Corporation, 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. 2472, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 924-18 Finance on H.B. No. 2703**

The purpose of this measure is to provide some relief to low-income residents by amending certain tax provisions.

Specifically, this measure:

- (1) Allocates a portion of conveyance tax revenues to the rental assistance revolving fund to be used by the Hawaii Housing Finance and Development Corporation to subsidize rents for persons who meet certain income requirements;
- (2) Increases the income tax credit for low-income household renters; and
- (3) Converts the state earned income tax credit into a refundable tax credit and changes the amount of the credit to an unspecified percentage of the federal earned income tax credit.

The Office of Hawaiian Affairs, IMUAlliance, League of Women Voters of Hawaii, Hawaii Appleseed Center for Law & Economic Justice, Catholic Charities Hawai'i, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a concerned individual supported this measure. The Hawai'i Association of REALTORS opposed this measure. The Department of Taxation, Hawaii Housing Finance and Development Corporation, 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. 2703, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 925-18 Finance on H.B. No. 2744**

The purpose of this measure is to appropriate funds to support the State Rent Supplement Program.

The League of Women Voters of Hawaii and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure. Governor's Coordinator on Homelessness 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. 2744, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 926-18 Finance on H.B. No. 2745**

The purpose of this measure is to increase the number of low-income households with access to permanent affordable rental housing by increasing the percentage of units that a rental housing project must maintain for income-eligible tenants from twenty percent to thirty percent in order to remain eligible for rental subsidies and to appropriate an unspecified amount to be deposited into the Rental Assistance Revolving Fund.

The League of Women Voters of Hawaii and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure. The Governor's Coordinator on Homelessness, Hawaii Housing Finance and Development Corporation, and Office of Hawaiian 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. 2745, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 927-18 Finance on H.B. No. 1726**

The purpose of this measure is to appropriate funds for fiscal biennium 2017-2019 for collective bargaining cost items for public employees in collective bargaining unit (14) and their excluded counterparts.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO supported this measure. Department of Budget and Finance 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. 1726 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 928-18 Finance on H.B. No. 71**

The purpose of this measure is to prohibit a sitting Governor or county Mayor from maintaining outside employment or receiving emoluments, with certain, limited exceptions.

The League of Women Voters of Hawaii, Ho'omana Pono, LLC, and several concerned individuals testified in support of this measure. The Hawaii State Ethics Commission 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. 71, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 929-18 Finance on H.B. No. 1627**

The purpose of this measure is to:

- (1) Repeal the minimum wage exemption allowing compensation of individuals whose earning capacity is impaired by old age or physical or mental deficiency or injury at less than minimum wage; and
- (2) Authorize the compensation of persons with intellectual disabilities at less than minimum wage.

The Hawaii State Teachers Association, IMUAlliance, Labor Caucus of the Democratic Party of Hawaii, Hawaii State AFL-CIO, Pono Hawai'i Initiative, Young Progressives Demanding Action-Hawaii, and several concerned individuals supported this measure. Kalapawai Market and Cafes and Lanakila Pacific opposed this measure. The Department of Labor and Industrial Relations, Hawaii Disability Rights Center, Democratic Party of Hawaii, Progressive Democrats of Hawai'i, National Federation of the Blind Hawaii, National Down Syndrome Society, Hawaii Alliance for Progressive Action, Goodwill Hawaii, and many concerned individuals provided comments.

Your Committee respectfully requests that the Department of Labor and Industrial Relations provide information on this measure regarding the number of special certificates issued by the Director, range of salaries of individuals who are impacted by this measure, and if an appropriate base salary may be determined.

As affirmed by the record of votes of 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. 1627, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 930-18 Finance on H.B. No. 1727**

The purpose of this measure is to require employers defined under the federal Fair Labor Standards Act to provide minimum wage employees with paid sick leave to be used during absences from work due to the employee's illness or need for preventive medical care, or to care for a family member who is ill or needs preventive medical care, or during a public health emergency to care for a child or family member.

Healthy Mothers Healthy Babies Coalition of Hawaii; International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO; Labor Caucus of the Democratic Party of Hawaii; Hawaii State AFL-CIO; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and YWCA O'ahu supported this measure. The City and County of Honolulu Department of Human Resources; Hawai'i Lodging & Tourism Association; Integrated Security Technologies, Inc.; Maui Chamber of Commerce; Dorvin D. Leis Co., Inc.; Aloha Petroleum, Ltd.; Hawaii Food Industry Association; The Chamber of Commerce Hawaii; Hawaii Credit Union League; Kalapawai Market & Cafes; Hawaii Petroleum; REAL a gastropub/Bent Tail Brewing Company; Ulu Development; Hukilau Lanai Restaurant; Retail Merchants of Hawaii; KAI Hawaii, Inc.; ABC Stores; National Federation of Independent Business; Society for Human Resource Management – Hawaii Chapter; Hawaii Transportation Association; Architects Hawaii Limited; City Mill Company; Home Instead Senior Care; Hawaiian Chip Company; Murphy's Bar and Grill; Hawaii Crop Improvement Association; and a few individuals opposed this measure. The Department of Labor and Industrial Relations; Department of Human Resources Development; Hawaii Applesseed Center for Law & Economic Justice; Hawaii Children's Action Network; Kauai Gymnastics Academy; Pacific Transfer LLC; International Longshore and Warehouse Union Local 142; 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. 1727, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 931-18 Finance on H.B. No. 1787**

The purpose of this measure is to require the Mayors or their representatives to provide timely updates to their respective county councils relating to collective bargaining unit negotiations.

The Maui County Council Chair and a Councilmember of the Maui County Council 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. 1787, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 932-18 Finance on H.B. No. 2044**

The purpose of this measure is to appropriate funds to hire four full-time equivalent permanent state lifeguards to be located at Kua Bay, Kekaha Kai State Park, and to purchase equipment to be used by the lifeguards.

The Mayor for the County of Hawai'i, Councilmember representing District 8 of the Hawai'i County Council, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, Daniel R. Sayre Memorial Foundation, Kohala Coast Resort Association, and two concerned individuals supported this measure. The 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. 2044, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 933-18 Finance on H.B. No. 2071**

The purpose of this measure is to ensure standards of professionalism and accountability for law enforcement officers in the State by establishing a Law Enforcement Standards Board to develop and enforce standards for training and certification of:

- (1) County police officers;
- (2) State public safety officers; and
- (3) Employees of the Department of Transportation, Department of Land and Natural Resources, Department of Taxation, and Department of the Attorney General who are conferred with police powers.

The Department of Transportation and two concerned individuals testified in support of this measure. The Kaua'i Police Department, Hawai'i Police Department, and two concerned individuals testified in opposition to this measure. The Department of Land and Natural Resources, Department of Public Safety, Department of the Attorney General, and 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. 2071, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 934-18 Finance on H.B. No. 2077**

The purpose of this measure is to:

- (1) Establish the Public Employees Training Program (Program) within the Department of Human Resources Development to provide training programs for state employees to improve and enhance their understanding of their job duties;
- (2) Establish the Public Employees Training Fund for the development and implementation of training programs for state employees; and
- (3) Allocate one percent of collective bargaining increases to the Program.

The Judiciary and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO 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. 2077, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 935-18 Finance on H.B. No. 2113**

The purpose of this measure is to require the Department of Human Resources Development to provide state tuition grants for qualified current employees of the State who are admitted to and enrolled in an undergraduate, graduate, or professional degree program or community college program of the University of Hawaii and commit to employment with the State for a certain number of years.

The Hawaii State Teachers Association and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO supported this measure. The Department of Human Resources Development 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. 2113, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 936-18 Finance on H.B. No. 2115**

The purpose of this measure is to appropriate funds to continue the work of the K-12 Agricultural Workforce Development Pipeline Initiative to conduct training on all islands for teachers and school administrators and students in agricultural self-sufficiency.

The Department of Education, Hawaii State Teachers Association, Hawai'i Farm Bureau, Land Use Research Foundation of Hawaii, Hawaii Farmers Union United, Maui County Farm Bureau, Hawaii Cattlemen's Council, Inc., Waipahu Intermediate School Future Farmers of America, Maui Chamber of Commerce, Hawaii Crop Improvement Association, and numerous concerned individuals supported this measure. The Department of Agriculture and Department of Labor and Industrial Relations 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 H.B. No. 2115, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 937-18 Finance on H.B. No. 2117**

The purpose of this measure is to promote real-world learning experiences for Hawaii's children by:

- (1) Limiting the number of standardized tests that students in Department of Education (DOE) schools take each year;
- (2) Requiring DOE to notify students and parents or guardians of students about the right to opt out of participating in standardized tests; and
- (3) Requiring the Board of Education to conduct a one-year statewide survey of DOE school administrators and teachers to determine the amount of time spent on standardized testing preparation and the effect of preparation time on the quality of instruction.

The Hawaii State Teachers Association, Parents for Public Schools of Hawai'i, IMUAlliance, Young Progressives Demanding Action – Hawaii, and several individuals supported this measure. The Department of Education 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. 2117, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 938-18 Finance on H.B. No. 2225**

The purpose of this measure is to:

- (1) Provide the Office of Enterprise Technology Services Chief Information Officer full discretion to require independent verification and validation of information technology projects if certain criteria are met;
- (2) Require that certain information technology projects adhere to statewide information technology governance; and
- (3) Provide a review process established by the Chief Information Officer for information technology projects.

The Department of Education, Office of Enterprise Technology Services, and Transform Hawai'i Government 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. 2225, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 939-18 Finance on H.B. No. 2236**

The purpose of this measure is to create a new entity to regulate various communications and information services under a single regulatory body and to ensure people of Hawaii are afforded equitable access to connectivity in all parts of the State by:

- (1) Transferring to the Department of Business, Economic Development and Tourism (DBEDT) jurisdiction over cable TV and the Broadband Assistance Advisory Council from the Department of Commerce and Consumer Affairs and telecommunications carriers from the Public Utilities Commission;
- (2) Establishing the position of Commissioner of Telecommunications to oversee and supervise the regulatory functions transferred to DBEDT;
- (3) Creating a special fund in DBEDT for administration, including personnel costs, of regulation of cable systems and telecommunications carriers; and
- (4) Transferring all rights, powers, duties, assets, funds, and employees of the Department of Commerce and Consumer Affairs and the Public Utilities Commission associated with the regulatory jurisdiction transferred by this measure to DBEDT.

Hawaiian Telcom opposed this measure. The Department of Business, Economic Development and Tourism and Department of Commerce and Consumer Affairs 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. 2236, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 940-18 Finance on H.B. No. 2336**

The purpose of this measure is to allow payment of employer contributions to the Employees' Retirement System in advance of the fiscal year in which the contributions are required and provide for interest on and application of the advance payments.

The Board of Trustees of the Employees' Retirement System and Department of Budget and Finance 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. 2336, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 941-18 Finance on H.B. No. 2341**

The purpose of this measure is to:



- (1) Allow direct payment to a spouse or former spouse of an Employees' Retirement System (ERS) member or retirant to include the former spouse or former members with vested benefit status when the former spouse has been awarded all or a portion of ERS retirement benefits as ordered or decreed by a court in a domestic relations proceeding;
- (2) Make ERS benefits payable to an alternate payee whether the Hawaii qualified domestic relations order is certified prior to or after the ERS member, former member with vested benefit status, or retirant retires;
- (3) Postpone implementation of Act 263, Session Laws of Hawaii 2016, from July 1, 2018, to July 1, 2020; and
- (4) Appropriate funds for fiscal year 2018-2019 for the planning and expenditures necessary to implement this measure.

The Board of Trustees of the Employees' Retirement System 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. 2341, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 942-18 Finance on H.B. No. 2368**

The purpose of this measure is to appropriate funds for the establishment of twenty-seven full-time equivalent permanent civil service positions and equipment for the Hawaii Public Housing Authority to provide refuse collection.

The Department of Human Resources Development and United Public Workers, AFSCME, Local 646, AFL-CIO supported this measure. The Hawaii Public Housing Authority and Grassroot Institute 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. 2368, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 943-18 Finance on H.B. No. 2375**

The purpose of this measure is to:

- (1) Permit an advanced practice registered nurse to certify an employee's disability;
- (2) Allow for greater flexibility in hearing procedures, including authorizing filing of notice of appeals in a location other than the county in which the claimant was last employed, providing for electronic service of notice of hearings, allowing for hearings in any county, and providing for parties' participation in hearings through telecommunications technologies; and
- (3) Increase the penalty when an employer fails to provide timely information to an insurer on a claim.

The Department of Labor and Industrial Relations, Hawai'i State Center for Nursing, and two individuals supported this measure. International Longshore and Warehouse Union Local 142 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. 2375, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 944-18 Finance on H.B. No. 2377**

The purpose of this measure is to amend workers' compensation laws by:

- (1) Establishing options and priorities for training for employment in another occupational field when required as part of the injured employee's rehabilitation plan; and
- (2) Making a housekeeping amendment to clarify that all professional and clerical employees of the Department of Labor and Industrial Relations Rehabilitation Unit are administered by the Director of Labor and Industrial Relations.

The Department of Labor and Industrial Relations and City and County of Honolulu Department of Human Resources 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. 2377, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 945-18 Finance on H.B. No. 2383**

The purpose of this measure is to establish statutory authorization for special duty employment, commonly referred to as special duty services, by deputy sheriffs.

The Department of Public Safety, Department of Transportation, Office of Elections, Aloha Stadium Authority, University of Hawaii, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, Collection Law Section of the Hawaii State Bar Association, and a concerned individual supported this measure. The Department of Taxation 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. 2383, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 946-18 Finance on H.B. No. 2203**

The purpose of this measure is to consolidate the law enforcement functions of the State within the Department of the Attorney General.

Specifically, this measure reorganizes state law enforcement functions by:

- (1) Establishing an enforcement division within the Department of the Attorney General; and
- (2) Transferring to the enforcement division, the state law enforcement activities of the:
  - (A) Department of Land and Natural Resources Division of Conservation and Resources Enforcement;
  - (B) Department of Public Safety state law enforcement officers, including the narcotics enforcement investigators with the Narcotics Enforcement Division; and
  - (C) Department of Transportation Harbors Division.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO and a concerned individual supported this measure. The Department of Public Safety, Department of the Attorney General, Department of Land and Natural Resources, Department of Transportation, The Nature Conservancy of Hawai'i, Ho'opae Pono Peace Project, and several concerned individuals 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. 2203, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12; Ayes with Reservations (DeCoite, Kobayashi, Nakamura). Noes, 1 (Ward). Excused, 2 (Keohokalole, Tupola).

**SCRep. 947-18 Finance on H.B. No. 1874**

The purpose of this measure is to encourage alternative dispute resolution to resolve condominium disputes by authorizing the use of the Condominium Education Trust Fund to subsidize voluntary binding arbitration and expanding the scope of issues for which the Trust Fund may be used to subsidize mandatory or voluntary mediation.

The Hawaii Council of Associations of Apartment Owners, Associa, Community Associations Institute, and two concerned individuals supported this measure. Hui 'Oia'i'o and a concerned individual opposed this measure. The Hawaii Real Estate Commission 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. 1874, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 15. Noes, none. Excused, none.

**SCRep. 948-18 Finance on H.B. No. 1328**

The purpose of this measure is to stimulate the motion picture, digital media, and film production industry in the State by:

- (1) Amending the annual aggregate cap, from \$35,000,000 to an unspecified amount, that is placed on the amount of the motion picture, digital media, and film production income tax credit that may be claimed by qualified productions; and
- (2) Providing greater flexibility in the motion picture, digital media, and film production income tax credit eligibility requirements by granting qualified productions the option of providing the State alternative marketing opportunities as a condition of claiming the income tax credit.

The Department of Business, Economic Development and Tourism; University of Hawai'i; Kauai Film Office of the County of Kauai - Office of Economic Development; Hawaii County Film Office; Motion Picture Association of America; Screen Actors Guild – American Federation of Television and Radio Artists; United Public Workers, AFSCME, Local 646, AFL-CIO; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; Film and Video Association of Hawaii; International Longshore and Warehouse Union Local 142; HT Project Inc.; and numerous individuals testified in support of this measure. The Department of Taxation; Tax Foundation of Hawaii; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artists and Allied Crafts Local 665; GVS Accelerator; Hawaii Teamsters Local 996; Hawaii Media Inc.; Da Spot Health Foods and Juices; and numerous individuals 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. 1328, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 949-18 Finance on H.B. No. 1720**

The purpose of this measure is to allow for an income tax deduction for amounts paid by teachers for professional development courses related to the curriculum in which the teacher provides instruction and for books, supplies, computer equipment, software, and supplementary materials used by the teacher in the classroom; provided that a teacher claiming the income tax deduction obtains written certification verifying the expenses paid or incurred and the employment of the teacher from the school.

The Hawaii State Teachers Association, IMUAlliance, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a concerned 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. 1720, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 950-18 Finance on H.B. No. 2049**

The purpose of this measure is to enable the Board of Education to invite the exclusive representative for Bargaining Unit (5) to appoint a public school teacher to serve as a nonvoting representative to the Board of Education.

The Hawaii State Teachers Association, IMUAlliance, and an individual supported this measure. The League of Women Voters 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. 2049, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 951-18 Finance on H.B. No. 2156**

The purpose of this measure is to authorize the Department of Education (DOE) to establish a Farm to School Program that includes funding for the establishment of two full-time equivalent (2.0 FTE) farm to school staff positions in the DOE. This measure also requires the farm to school coordinator of the Department of Agriculture (DOA) to work in collaboration with the DOE on any Farm to School Program.

The Office of the Lieutenant Governor, DOE, DOA, Blue Zones Project – Hawaii, Hawai'i Farm Bureau, Hawai'i Pacific Health, Hawai'i Primary Care Association, Hawaii Medical Service Association, Hawai'i Public Health Institute, Hawaii State Teachers Association, MA la'ai: The Culinary Garden of Waimea Middle School, Ka Ohana O Na Pua, Hawaii Cattlemen's Council, Inc., The Kohala Center, Kokua Hawai'i Foundation, Local Food Coalition, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Pioneering Healthier Communities of Honolulu, Ulupono Initiative, Hawaii Children's Action Network, and numerous individuals supported this measure. An individual opposed this measure. The Department of Health, American Heart Association, and Kamehameha Schools 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. 2156, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 952-18 Finance on H.B. No. 2352**

The purpose of this measure is to ensure that Hawaii's public school teachers continue to provide quality education to all students by:

- (1) Increasing membership on the Hawaii Teacher Standards Board to include a member of the Native Hawaiian Education Council and a non-voting public university student teacher; and

- (2) Clarifying that a permit issued by the Hawaii Teacher Standards Board is required for non-licensed teachers serving in public schools.

The Department of Education, Hawai'i Teacher Standards Board, Office of Hawaiian Affairs, Native Hawaiian Education Council, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Kamehameha Schools, and several concerned individuals supported this measure. The University of Hawaii System 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. 2352, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 953-18 Finance on H.B. No. 1801**

The purpose of this measure is to amend the definition of "renewable portfolio standard" to more accurately reflect the percentage of renewable energy penetration in the State. This measure establishes renewable portfolio standards and targets for gas utility companies that mirror those set for electric utility companies.

The Department of Business, Economic Development and Tourism, Sierra Club of Hawai'i, Young Progressives Demanding Action - Hawaii, Hawai'i Interfaith Power & Light, Distributed Energy Resources Council of Hawaii, Elemental Excelerator, and numerous individuals testified in support of this measure. Hawaii Teamsters and Allied Workers, Local 996, Hawai'i Lodging & Tourism Association, and Marriott Hawaii testified in opposition to this measure. The Public Utilities Commission, Division of Consumer Advocacy of the Department of Commerce and Consumer Affairs, Blue Planet Foundation, Hawai'i Gas, Hawaiian Electric Company, Inc. and its subsidiary utilities Maui Electric Company, Ltd. and Hawai'i Electric Light Company, Inc., Ulupono Initiative, The Progressive Movement Hawaii, Hawaii Bioeconomy Trade Organization, 350Hawaii.org, and League of Women Voters 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. 1801, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 954-18 Finance on H.B. No. 1934**

The purpose of this measure is to protect the local environment from the harms related to the disposal of waste by prohibiting the construction of sewage wastewater injection wells unless alternative wastewater disposal options are not available, feasible, or practical.

The Department of Health, Office of Hawaiian Affairs, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, The Limtiaco Consulting Group, and one individual testified in support of this measure. The Department of Environmental Management of the County of Hawai'i 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. 1934, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 15. Noes, none. Excused, none.

**SCRep. 955-18 Finance on H.B. No. 2470**

The purpose of this measure is to require state and county agencies with regulatory jurisdiction over environmental protection matters to adopt and maintain rules pertaining to environmental protection, air quality, water supplies, water quality, and drinking water that are as stringent as, or more stringent than, applicable baseline federal standards in existence on or before January 1, 2017; provided that changes to the definition of "waters of the United States" made by the federal Clean Water Rule as published on June 29, 2015, and currently subject to judicial review and stay of enforcement shall not be applicable as baseline federal standards.

The Sierra Club of Hawai'i, Blue Planet Foundation, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and two concerned individuals supported this measure. The Hawai'i Farm Bureau opposed this measure. The Department of Health and Honolulu Board of Water Supply 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. 2470, 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, 1 (Lowen).

**SCRep. 956-18 Finance on H.B. No. 2612**

The purpose of this measure is to protect nearshore marine areas and their ecosystems by:

- (1) Requiring the University of Hawai‘i Water Resources Research Center, in cooperation and consultation with the Department of Health, to conduct a statewide study of sewage contamination in nearshore marine areas; and
- (2) Appropriating an unspecified amount of funds for the study.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i and two individuals testified in support of this measure. The Department of Health and University of Hawai‘i 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. 2612, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 15. Noes, none. Excused, none.

**SCRep. 957-18 Finance on H.B. No. 2005**

The purpose of this measure is to help address the University of Hawaii's deferred maintenance and capital modernization of its aging facilities by authorizing the Board of Regents to issue revenue bonds to finance the construction and maintenance of qualifying capital improvement projects.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, University of Hawai‘i Student Caucus, and University of Hawaii Alumni Association supported this measure. 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 H.B. No. 2005, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Kobayashi).

**SCRep. 958-18 Finance on H.B. No. 2299**

The purpose of this measure is to authorize the University of Hawaii Board of Regents, or its designee, to indemnify, defend, and hold harmless a county agency, its officers, agents, and employees, when the University of Hawaii uses county property for a university purpose or a university function, provided certain conditions are met.

The University of Hawai‘i and two concerned individuals supported this measure. The Academy for Creative Media at the University of Hawaii at Manoa 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. 2299, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Lowen).

**SCRep. 959-18 Finance on H.B. No. 538**

The purpose of this measure is to create the Intellectual and Developmental Disabilities Medicaid Waiver Administrative Claiming Special Fund to allow the Department of Health to directly access federal matching funds provided for the Department's administrative costs for providing services under the Hawaii Medicaid Section 1915(c) Home and Community-Based Services for People with Intellectual and Developmental Disabilities waiver program.

The Department of Health, Department of Human Services, State Council on Developmental Disabilities, The Arc in Hawaii, The Arc of Kona, Hawaii Self Advocacy Advisory Council, and Full Life supported this measure. The Hawaii Disability Rights Center 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. 538, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 960-18 Finance on H.B. No. 1638**

The purpose of this measure is to appropriate funds to the University of Hawaii to continue and expand health care apprenticeship programs at University of Hawaii community colleges.

The Hawaii Island Economic Development Board, Hawai‘i Primary Care Association, Hawai‘i Pacific Health, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawai‘i Health Partners, ALEA Bridge, and several individuals supported this measure. The Department of Health, Department of Labor and Industrial Relations, and University of Hawai‘i 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. 1638, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Lowen).

**SCRep. 961-18 Finance on H.B. No. 1716**

The purpose of this measure is to support and empower youth participation in public policymaking by:

- (1) Establishing a Youth Commission within the Office of Youth Services to advise the Governor and Legislature on policies affecting youth in the State; and
- (2) Appropriating funds to the Office of Youth Services to staff and administer the Youth Commission.

Community Alliance on Prisons, Civic Education Council, Hawaii Youth Services Network, HawaiiKidsCAN, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Young Progressives Demanding Action - Hawai'i, EPIC 'Ohana, 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 H.B. No. 1716, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 962-18 Finance on H.B. No. 1718**

The purpose of this measure is to assist families with young children by creating a nonrefundable income tax credit for child care costs for children up to four years old.

The 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. 1718, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11; Ayes with Reservations (DeCoite, Nakamura, Todd). Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 963-18 Finance on H.B. No. 1911**

The purpose of this measure is to provide for the health and safety of vulnerable adults by:

- (1) Requiring home care facilities home agencies to elderly or disabled persons through contract or agreement be licensed or certified and subject to unannounced inspections by the Department of Health (DOH) and providing for written notices for noncompliance and penalties for violations;
- (2) Requiring DOH to establish a home aid registry;
- (3) Establishing a process for reinstating previously licensed facilities that have discontinued their licensed status within the last five years;
- (4) Authorizing DOH to establish procedures for the receipt, investigation, and resolution of complaints against home care agencies and giving DOH the right of entry pursuant to a complaint or while engaged in its investigations;
- (5) Requiring DOH to include on its website electronic copies of inspection reports for community-based care homes;
- (6) Authorizing DOH to maintain a forum on its website for posting vacancy information by state-licensed care facilities, requiring and funding DOH to convene a working group to discuss and provide feedback on the implementation and maintenance of the forum, and requiring a report to the Legislature;
- (7) Expanding DOH's unannounced-visit mandate to community-based care homes and adult day care centers;
- (8) Requiring community-based care homes and specified types of adult day care centers to be certified or licensed and under the purview of DOH; and
- (9) Making intentionally operating a community-based foster family home, adult foster home, adult day care center, or home care agency, without a license, a misdemeanor offense.

The Office of the Long Term Care Ombudsman, Comprehensive Innovations for Senior Services, Adult Foster Homecare Association of Hawaii, Alliance of Residential Care Administrators, Big Island Adult Residential Care Home-Expanded ARCH Association, Quality Case Management, Inc., Filipino Nurses Organization of Hawaii, and several concerned individuals supported this measure. The Department of Health, Maile Case Management, and two concerned individuals opposed this measure. The Queen's Health Systems, AARP Hawaii, and Healthcare Association of Hawaii 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 H.B. No. 1911, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 964-18 Finance on H.B. No. 1926**

The purpose of this measure is to require the Department of Human Services to use an integrated and multigenerational approach to delivering human services to reduce the incidence of intergenerational poverty and dependence on public benefits.

The Department of Human Services, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Parents And Children Together, Hawai'i Primary Care Association, PHOCUSED, 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. 1926, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 965-18 Finance on H.B. No. 2147**

The purpose of this measure is to assist individuals with mental health or substance abuse challenges who are particularly vulnerable to becoming homeless by establishing a Pre-Arrest Diversion Pilot Project, to be operative from July 1, 2019 to June 30, 2020, (Pilot Project) under which Deputy Sheriffs may refer these individuals who commit certain nonviolent, nonfelony offenses on state property to appropriate community mental health services instead of arresting or citing them; and providing for:

- (1) Coordination among Deputy Sheriffs, the Department of Health, Department of Human Services, the Responsible State Officer appointed to oversee the Pilot Project, and Governor's Coordinator on Homelessness for operation of the Pilot Project;
- (2) Provision for Pilot Project participants of community mental health services by the Department of Health and housing and other services by the Department of Human Services;
- (3) Interim and final status reports to the Legislature by the Responsible State Officer; and
- (4) Appropriation of funds for the Pilot Program.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and two concerned individuals supported this measure. The Governor's Coordinator on Homelessness, Department of Public Safety, Department of Health, Office of Hawaiian Affairs, The Queen's Health Systems, and Hawaii Substance Abuse Coalition 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 H.B. No. 2147, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9; Ayes with Reservations (Nakamura). Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 966-18 Finance on H.B. No. 2611**

The purpose of this measure is to appropriate funds to the Department of Health to establish:

- (1) A comprehensive and coordinated continuum of treatment services for persons with multiple chronic conditions, including substance abuse disorders;
- (2) A comprehensive and coordinated centralized referral system in each county;
- (3) A comprehensive and coordinated substance use disorder case management program; and
- (4) A peer mentoring and coaching program.

The Hawaii Substance Abuse Coalition, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, New Horizons Counseling, The Salvation Army, Coalition for a Drug-Free Hawaii, and Action with Aloha supported this measure. The 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. 2611, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 967-18 Finance on H.B. No. 2657**

The purpose of this measure is to clarify the scope of practice and licensure requirements for individuals who provide behavior analysis services by:

- (1) Specifying that the practice of behavior analysis means the practice of applied behavior analysis;
- (2) Clarifying that the behavior analyst license exemption for licensed professionals working within the scope of a licensed profession that overlaps with the scope of practice of behavior analysis includes individuals appropriately working under the supervision of the licensed professional; and
- (3) Broadening and extending by five years the exemption for individuals who provide applied behavior analysis services to adults under the State's Medicaid Home and Community-Based Services Waiver Program to include any individual who designs or implements these services before January 1, 2024.

The State Council on Developmental Disabilities, Department of Human Services, The Arc in Hawaii, The Arc of Kona, Full Life, Hawai'i Psychological Association, and two concerned individuals supported this measure. The Hawai'i Association for Behavior Analysis opposed this measure. The Department of Commerce and Consumer Affairs Regulated Industries Complaints Office, Department of Health, and Hawaii Medical Service 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. 2657, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 968-18 Finance on H.B. No. 2118**

The purpose of this measure is to allow a condominium board to borrow money for the installation of government-mandated equipment or improvements for the health and safety of residents without the consent of owners in projects where at least twenty percent of unit owners reside outside of the United States.

The Hawaii State Fire Council, Honolulu Fire Department, Maui County Department of Fire and Public Safety, Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations, and Associa supported this measure. Hui 'Oia'i'o and a few concerned individuals 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. 2118, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11; Ayes with Reservations (Cachola, DeCoite). Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 969-18 Finance on H.B. No. 2330**

The purpose of this measure is to address Hawaii's affordable housing needs by:

- (1) Expanding the general excise tax exemption for affordable rental housing projects developed under certain Hawaii Housing Finance and Development Corporation (HHFDC) or county public works contracts by removing limits on eligible costs and extending the exemption approval and certification period for the housing projects to June 30, 2026;
- (2) Specifying that the tax exemption applies to new construction and substantial rehabilitation projects that provide affordable rental housing;
- (3) Prohibiting project owners from refusing to lease affordable rental housing project units to qualified applicants solely because the applicant holds a voucher or certificate of eligibility under the federal Section 8 Housing Choice Voucher Program; and
- (4) Making permanent statutory provisions defining the required wages for laborers and mechanics on HHFDC projects eligible for the tax credits.

The Office of the Governor; Department of Taxation; Department of Business, Economic Development and Tourism; HHFDC; Hawaii Public Housing Authority; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; Pacific Resource Partnership; Hawaii Self Advocacy Advisory Council; Hawai'i Construction Alliance; and Land Use Research Foundation of Hawaii supported this measure. The Office of Hawaiian Affairs, Tax Foundation of Hawaii, and General Contractors Association 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. 2330, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).



**SCRep. 970-18 Finance on H.B. No. 2441**

The purpose of this measure is to decrease the conveyance tax rates for properties valued at under \$2,000,000 and amend the rate for residential investment properties by establishing a rate of 3% of the value of the conveyance transaction for these properties. This measure also allocates a portion of conveyance tax revenues to the Housing Finance Revolving Fund, which funds many of the Hawaii Housing Finance and Development Corporation's affordable housing programs.

The Office of Hawaiian Affairs and IMUAlliance testified in support of this measure. The Land Use Research Foundation of Hawaii, Hawai'i Association of REALTORS, and a concerned individual testified in opposition to this measure. The Department of Taxation, Hawaii Housing Finance and Development Corporation, 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. 2441, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 971-18 Finance on H.B. No. 2672**

The purpose of this measure is to help low-income renters afford housing by:

- (1) Amending the definition of "adjusted gross income" to conform to the federal definition of adjusted gross income to increase accuracy in measuring a taxpayer's income and eligibility for the low-income household renters' income tax credit; and
- (2) Expanding eligibility for and increasing the amount of the low-income household renters' income tax credit based upon adjusted gross income and filing status.

The Office of Hawaiian Affairs, PHOCUSED, Catholic Charities Hawai'i, Young Progressives Demanding Action - Hawai'i, Hawai'i State Democratic Women's Caucus, Parents And Children Together, Hawaiian Community Assets, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Americans for Democratic Action, Hawai'i Alliance for Progressive Action, YWCA O'ahu, and several concerned individuals supported this measure. The Department of Taxation, Tax Foundation of Hawaii, IMUAlliance, Hawai'i Appleseed Center for Law & Economic Justice, League of Women Voters of Hawaii, and Pono Hawai'i 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 H.B. No. 2672, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 972-18 Finance on H.B. No. 2603**

The purpose of this measure is to save the State the costs of its annual insurance premiums for property and casualty insurance coverage by:

- (1) Establishing the State Self-insurance Against Property and Casualty Risks Special Fund (Special Fund); and
- (2) Appropriating general funds for deposit into the Special Fund,

to provide the State with self-insurance coverage against property and casualty risks.

The Department of Accounting and General Services, Department of Budget and Finance, 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. 2603, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11; Ayes with Reservations (Nakamura). Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 973-18 Finance on H.B. No. 1614**

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 automatic restraining order is intended to:

- (1) Preserve the financial assets of the parties and their dependents; and
- (2) Maintain the current island of residence and school of enrollment of a minor child of the parties.

Ho'omana Pono, LLC testified in support of this measure. Battered Mothers Custody Conference and several concerned individuals 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. 1614, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 974-18 Finance on H.B. No. 1656**

The purpose of this measure is to:

- (1) Increase the amount of the fine that may be assessed against a noncandidate committee making only independent expenditures for campaign spending violations; and
- (2) Allow the Campaign Spending Commission to order that a fine assessed against a noncandidate committee, or any portion thereof, be paid from the personal funds of officers of the noncandidate committee.

The Campaign Spending Commission, League of Women Voters of Hawaii, and Common Cause 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. 1656, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 975-18 Finance on H.B. No. 1936**

The purpose of this measure is to provide that the environmental courts shall not have exclusive, original jurisdiction over any proceedings relating to any motor vehicle, motorcycle, motor scooter, or moped parking violations under certain administrative rules and laws.

The Department of Land and Natural Resources, The Judiciary, and two 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. 1936, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 976-18 Finance on H.B. No. 2131**

The purpose of this measure is to address the manner in which sexual assault evidence collection kits are processed, stored, and tracked and to ensure that victims of sexual assault are informed of their rights under the law by, among other things:

- (1) Creating and appropriating funds for a Hawaii Sexual Assault Response and Training Program established by the Department of the Attorney General;
- (2) Requiring the Department of the Attorney General to submit annual reports to the Speaker of the House of Representatives and President of the Senate on the inventory and status of sexual assault evidence collection kits statewide;
- (3) Establishing mandatory submission, testing, and storage requirements for sexual assault evidence collection kits;
- (4) Requiring each county to establish an electronic tracking system for sexual assault evidence collection kits and establishing minimum requirements for the tracking system;
- (5) Specifying the rights of victims of sexual assault to support from a trained crisis worker, information about the status of an evidence collection kit and any law enforcement action, information about reporting an offense to law enforcement, and information about available services; and
- (6) Appropriating funds to all four counties for all costs associated with testing sexual assault evidence collection kits.

The Hawai'i State Commission on the Status of Women, Hawaii Women's Coalition, American Association of University Women in Hawaii, The Sex Abuse Treatment Center, Community Alliance on Prisons, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Planned Parenthood Votes Northwest and Hawaii, Hawai'i Women Lawyers, and several concerned individuals testified in support of this measure. The Department of the Attorney General, Department of the Prosecuting Attorney of the City and County of Honolulu, Honolulu Police Department, and Joyful Heart Foundation 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. 2131, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 977-18 Finance on H.B. No. 2191**

The purpose of this measure is to amend the appellate jurisdiction of the Hawaii Supreme Court and Intermediate Court of Appeals to conditions as they existed prior to Act 202, Session Laws of Hawaii 2004, which took effect on July 1, 2006. Specifically, this measure reestablishes:

- (1) The requirement that most appeals be filed with the Supreme Court instead of the Intermediate Court of Appeals; and
- (2) Criteria for assigning appeals.

The Judiciary, Office of the Prosecuting Attorney of the County of Kauai, Department of the Prosecuting Attorney of the County of Maui, and the Appellate Section of the Hawaii State Bar Association testified in opposition 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. 2191, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 978-18 Finance on H.B. No. 2194**

The purpose of this measure is to:

- (1) Allow a court of inferior jurisdiction to certify to the Hawaii Supreme Court a question or proposition of law on which the court of inferior jurisdiction seeks instruction for the proper decision of a remanded case; and
- (2) Require the Supreme Court to answer the certified question or proposition of law from a lower court within an unspecified number of calendar days.

The Hawaii State Bar Association's Appellate Section, Ho'omanapono Political Action Committee, Ho'omana Pono, LLC, and a concerned individual opposed this measure. The Judiciary, Office of the Prosecuting Attorney of the County of Kauai, and Land Use Research 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. 2194, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 979-18 Finance on H.B. No. 2541**

The purpose of this measure is to facilitate participation in elections by:

- (1) Requiring all elections, beginning with the 2020 primary election, to be conducted by mail; and
- (2) Authorizing the Chief Election Officer or County Clerk to allow any election prior to the 2020 primary election to be conducted by mail, in whole or in part, using the procedures and facilities specified in the measure.

The Elections Division of the Office of the County Clerk of the County of Kaua'i, Elections Division of the Office of the County Clerk of the County of Hawai'i, Office of the County Clerk of the County of Maui, Office of the City Clerk of the City and County of Honolulu, Common Cause Hawaii, Young Progressives Demanding Action - Hawai'i, Sierra Club of Hawai'i, National Federation of the Blind of Hawaii, American Association of University Women of Hawaii, Hawaii Appleseed Center for Law and Economic Justice, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Planned Parenthood Votes Northwest and Hawaii, and several individuals testified in support of this measure. An individual testified in opposition. The Office of Elections, League of Women Voters of Hawaii, 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. 2541, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 980-18 Finance on H.B. No. 2332**

The purpose of this measure is to amend the low-income housing tax credit by:

- (1) Specifying that certain sections of the Internal Revenue Code relating to the installment method, deductions limited to the amount at risk, and passive activity losses and credits limited do not apply to investments made in buildings and projects claiming the low-income housing tax credit;
- (2) Clarifying that all allocations to partners of their distributive shares of income, loss, and deductions under Chapter 235, Hawaii Revised Statutes, shall be made in proportion to the low-income housing tax credit; and

- (3) Providing that the amount of state credits allocated by the Hawaii Housing Finance Development Corporation for the qualified low-income building shall not exceed 50 percent of the amount of federal credits allocated to the building.

The Department of Business, Economic Development and Tourism, Hawaii Housing Finance and Development Corporation, Department of Taxation, Land Use Research Foundation of Hawaii, EAH Housing, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and InState Partners 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2332, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Lowen).

**SCRep. 981-18 Finance on H.B. No. 1929**

The purpose of this measure is to require the Hawaii Labor Relations Board (Board) to adopt emergency rules if the Board finds that Hawaii's Collective Bargaining in Public Employment Law, Chapter 89, Hawaii Revised Statutes, or its application is inconsistent with any federal or State law and the adoption of an emergency rule is urgently needed for conformity with controlling law, to preserve rights and stability, or for other purposes.

The University of Hawaii Professional Assembly, United Public Workers, AFSCME, Local 646, AFL-CIO, and Oahu County Committee on Legislative Priorities of the Democratic Party 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. 1929, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13; Ayes with Reservations (Ward). Noes, none. Excused, 2 (Fukumoto, Kobayashi).

**SCRep. 982-18 Finance on H.B. No. 1932**

The purpose of this measure is to allow agencies to adopt specified emergency rules where new federal or state legislation or court decisions disrupt prior practice and urgent rule changes are needed to mitigate disruption.

The University of Hawaii Professional Assembly; United Public Workers, AFSCME, Local 646, AFL-CIO; and the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. A concerned individual opposed this measure. The Department of Education 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. 1932, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13; Ayes with Reservations (Ward). Noes, none. Excused, 2 (Fukumoto, Kobayashi).

**SCRep. 983-18 Finance on H.B. No. 1875**

The purpose of this measure is to require the Contractors License Board to adopt rules to define the term "incidental and supplemental to the performance of work" for the purpose of permitting specialty contractors to accept contracts that include some portion of work outside the scope of specialty licensure. This measure requires that the definition refer to no more than an unspecified percentage of all work in the subcontract contract.

The Ironworkers Stabilization Fund supported this measure. The Contractors License Board, Hawaii Laborers Union, Local 368, General Contractors Association of Hawaii, Hawaii Laborers-Employers Cooperation and Education Trust, Hawaiian Dredging Construction Company, Inc., Alan Shintani, Inc., Nordic PCL Construction, Inc., LYZ, Inc., Building Industry Association of Hawaii, Healy Tibbitts Builders, Inc., and Pacific Resource Partnership opposed this measure. The 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. 1875, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12; Ayes with Reservations (Cachola, DeCoite, Tupola). Noes, 1 (Ward). Excused, 2 (Fukumoto, Kobayashi).

**SCRep. 984-18 Finance on H.B. No. 2055**

The purpose of this measure is to appropriate funds to establish two full-time equivalent (2.00 FTE) construction procurement specialist positions to support the State Procurement Office.

The State Procurement Office 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. 2055, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Lowen).

**SCRep. 985-18 Finance on H.B. No. 2172**

The purpose of this measure is to:

- (1) Establish an Office of Strategic Partnerships and Development within the University of Hawaii (UH) to coordinate, develop, and manage public-private partnerships that benefit UH's interests; and
- (2) Appropriate funds for the hiring of full-time permanent positions within UH for staff to develop and manage the Office of Strategic Partnerships and Development.

UH, Ho'omanapono Political Action Committee, Ho'omana Pono, LLC, Ulupono Initiative, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and Hawaii Cattlemen's Council supported this measure. The Department of Accounting and General 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. 2172, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Kobayashi).

**SCRep. 986-18 Finance on H.B. No. 2178**

The purpose of this measure is to remove the \$10,000 maximum limit on the cash or protest bond that must be posted for a procurement award protest.

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. 2178, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Kobayashi).

**SCRep. 987-18 Finance on H.B. No. 2602**

The purpose of this measure is to provide greater clarity to the Hawaii Employment Security Law regarding individuals choosing to become entrepreneurs by establishing three categories and twelve factors for the Department of Labor and Industrial Relations to apply to determine independent contractor status.

The Chamber of Commerce Hawaii, Condominium Rentals Hawaii, Envisions Entertainment & Productions, Inc., Maui Chamber of Commerce, Moloka'i Chamber of Commerce, Maui Wedding Association, Maui Pops Orchestra, and three concerned individuals supported this measure. The Department of Labor and Industrial Relations, 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, Hawaii Teamsters & Allied Workers Local 996, Hawai'i Regional Council of Carpenters, and International Longshore and Warehouse Union Local 142 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. 2602, 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, Nakamura). Noes, none. Excused, 2 (Fukumoto, Kobayashi).

**SCRep. 988-18 Finance on H.B. No. 2671**

The purpose of this measure is to ensure the continued availability of gainful employment on the island of Molokai by appropriating funds to various agencies to collaboratively develop and implement agreed upon solutions to assist displaced workers.

The University of Hawaii, Council Chair and two Councilmembers of the County of Maui, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, United Public Workers, AFSCME, Local 646, AFL-CIO, Anahaki LLC, Molokai Chamber of Commerce, Hawaii Crop Improvement Association, and two concerned individuals supported this measure. The Office of the Governor, Department of Labor and Industrial Relations, Department of Business, Economic Development and Tourism, and 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. 2671, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Kobayashi).

**SCRep. 989-18 Finance on H.B. No. 1819**

The purpose of this measure is to require the Department of Transportation to acquire a privately owned portion of North Road on Oahu and install lighting there. This measure authorizes the issuance of general obligation bonds and appropriates funds for the acquisition and lighting and appropriates funds as a grant-in-aid to the City and County of Honolulu to install lighting on the city-owned portion of North Road.

The Ho'omanapono Political Action Committee and Ho'omana Pono, LLC opposed this measure. The Department of Transportation 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. 1819, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 990-18 Finance on H.B. No. 2175**

The purpose of this measure is to require any metropolitan planning organization serving a metropolitan planning area within the jurisdiction of a county that includes at least three islands inhabited by permanent residents to include on its policy board one member and one alternate member of the Senate, to be appointed by the President of the Senate, and one member and one alternate member of the House of Representatives, to be appointed by the Speaker of the House of Representatives.

The Department of Transportation and Kihei Community Association supported this measure. A Councilmember of the County Council of Maui opposed this measure. A Councilmember of the County Council of Maui and Maui Metropolitan Planning Organization 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. 2175, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 991-18 Finance on H.B. No. 2267**

The purpose of this measure is to enable the State and counties to enforce illegal parking violations involving the stopping, standing, or parking of vehicles on state highways and provide for parking management-related improvements by establishing the State Highway Enforcement Program, which adds a surcharge to fines for these violations and deposits the surcharge amounts into a newly-created State Highway Enforcement Fund.

The Department of Transportation and County of Kauai Planning Department supported this measure. A concerned individual opposed this measure. The Department of Land and Natural Resources 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. 2267, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 992-18 Finance on H.B. No. 2601**

The purpose of this measure is to:

- (1) Create a supplemental rental motor vehicle user fee (fee) to be levied, assessed, and collected for motor vehicles rented or leased for each day, or any portion of a day, from a rental motor vehicle concession located in any airport, and authorize rental motor vehicle companies to pass the fee to their customers;
- (2) Authorize the use of the revenues from the fee to pay for capacity road projects statewide; and
- (3) Require the Director of Transportation to cease collecting the supplemental rental motor vehicle fee upon completion of capacity road projects statewide.

A Councilmember of the County Council of Maui and the Kihei Community Association supported this measure. The Department of the Attorney General, Enterprise Holdings, Inc., Avis Budget Group, Maui Hotel & Lodging Association, Hawai'i Lodging & Tourism Association, and an individual opposed this measure. The Department of Budget and Finance, Department of Transportation, a Councilmember of the County of Maui, and Maui Metropolitan Planning Organization 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. 2601, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11; Ayes with Reservations (Cachola). Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 993-18 Finance on H.B. No. 2684**

The purpose of this measure is to amend the fees and charges collected by the Public Utilities Commission and civil penalties imposed upon all motor carriers and require that a percentage of motor carriers' annual fees, application fees, and fees for providing forms and other printed materials be used for expenditures relating to the enforcement of motor carrier laws, including but not limited to expenditures for enforcement personnel.

The Hawaii Transportation Association supported this measure. The Public Utilities Commission 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. 2684, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 994-18 Finance on H.B. No. 2101**

The purpose of this measure is to protect Hawaii's environment by appropriating funds to the Department of Land and Natural Resources for the operational expenses and staffing costs of the Hawaii Association of Conservation Districts.

The Sierra Club of Hawai'i, Local Food Coalition, Larry Jefts Farms, LLC, Hawai'i Farm Bureau, Hawaii Crop Improvement Association, Maui County Farm Bureau, Hawaii Coffee Association, Hawaii Cattlemen's Council, Inc., Ulupono Initiative, Ag Matters, LLC, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and numerous concerned individuals testified in support of this measure. The Department of Land and Natural Resources and 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. 2101, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 15. Noes, none. Excused, none.

**SCRep. 995-18 Finance on H.B. No. 1977**

The purpose of this measure is to require the Hawaii Emergency Management Agency to develop strategic regional flood plans, to become effective December 31, 2020, that address flood mitigation, flood water retention, flood diversion, and catastrophic floods and to submit a report of its progress in developing the plans to the Legislature no later than twenty days prior to the convening of the 2019 Regular Session.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and a concerned individual supported this measure. The Department of Land and Natural Resources, Hawaii Emergency Management Agency, and Sierra Club of Hawai'i 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. 1977, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 15; Ayes with Reservations (Nakamura). Noes, none. Excused, none.

**SCRep. 996-18 Finance on H.B. No. 1984**

The purpose of this measure is to protect the State's water supply and address issues affecting the supply of fresh water in Hawaii by:

- (1) Requiring the Commission on Water Resource Management to conduct a study on the current state of water resources in the State, potential alternative sources of water, and the future needs for water in the State; and
- (2) Appropriating funds for the study.

The Honolulu Board of Water Supply and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Department of Land and Natural Resources and Hawaii Cattlemen's Council, Inc. 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. 1984, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 15. Noes, none. Excused, none.

**SCRep. 997-18 Finance on H.B. No. 1985**

The purpose of this measure is to require the Board of Land and Natural Resources to provide an annual report to the Legislature with information regarding the value, lease status, zoning status, and availability for immediate agricultural or affordable housing use of resource value public lands held by the Department of Land and Natural Resources.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and a concerned individual testified in support of this measure. The 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. 1985, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 15. Noes, none. Excused, none.

**SCRep. 998-18 Finance on H.B. No. 2419**

The purpose of this measure is to provide for the proper maintenance of critical infrastructure at the State's small boat harbors and port locations by:

- (1) Requiring the Department of Land and Natural Resources to create a strategic plan for maintenance dredging for small boat harbors, channels, ramps, and other important port infrastructure in the State and submit a report, including the strategic plan, to the Legislature prior to the convening of the Regular Session of 2019; and
- (2) Appropriating funds for creating the strategic plan for maintenance dredging of harbor and port locations.

The Ocean Tourism Coalition, Quicksilver Charters, Calypso Charters, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Department of Land and Natural Resources 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 H.B. No. 2419, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 15. Noes, none. Excused, none.

**SCRep. 999-18 Judiciary on H.B. No. 1320**

The purpose of this measure is to require accredited and unaccredited post-secondary educational institutions that are registered in Hawaii as for-profit entities to disclose in print, electronic media, and signage that they are for-profit businesses.

Three individuals testified in support of this measure. The Office of Consumer Protection, Hawaii Post-Secondary Education Authorization Program, and The Century Foundation 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. 1320, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Brower, McDermott).

**SCRep. 1000-18 Judiciary on H.B. No. 1806**

The purpose of this measure is to discourage food waste and encourage food donation to needy recipients by:

- (1) Requiring that education about food donation liability protections be made a part of the health inspection process of food establishments to promote awareness of the food donation liability protections;
- (2) Expanding liability protection for food donors to include donations of food and similar donations made directly to needy persons; and
- (3) Extending liability protections to the donation of expired food and of farm produce when the donor believes in good faith that the food is fit for human consumption.

The Department of Health, Hawaii Food Industry Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Sierra Club of Hawai'i, Kokua Hawaii Foundation, Pele Lani Farm LLC, Aloha Harvest, and five individuals testified in support of this measure. The Hawaii Association for Justice 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. 1806, H.D. 1, and recommends that it pass Third Reading.

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

**SCRep. 1001-18 Judiciary on H.B. No. 1855**

The purpose of this measure is to empower the Hawaii State Ethics Commission to require the payment of restitution for ethics violations after a hearing or agreement between the parties.



The Hawaii State Ethics Commission, Common Cause Hawaii, League of Women Voters of Hawaii, and 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 is in accord with the intent and purpose of H.B. No. 1855, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Brower, McDermott).

**SCRep. 1002-18      Judiciary on H.B. No. 2033**

The purpose of this measure is to authorize service on nonresident property owners through a summons mailed to the mailing address on record with the real property tax office in the county in which the property is located.

Two 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. 2033, H.D. 1, and recommends that it pass Third Reading.

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

**SCRep. 1003-18      Judiciary on H.B. No. 2200**

The purpose of this measure is to allow employers to obtain temporary restraining orders and injunctions to protect employees or invitees from further harassment at the employer's premises and worksites.

The Chamber of Commerce Hawaii, Society for Human Resource Management – Hawaii Chapter, Retail Merchants of Hawaii, Maui Chamber of Commerce, and one individual testified in support of this measure. The Domestic Violence Action Center and Hawaii State Coalition Against Domestic Violence testified in opposition. The Judiciary 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. 2200, H.D. 1, and recommends that it pass Third Reading.

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

**SCRep. 1004-18      Judiciary on H.B. No. 2410**

The purpose of this measure is to permit brewpub and small craft producer pub licensees to allow minors, who are accompanied by a parent or legal guardian of legal drinking age, on the licensee's premises.

The County of Maui Mayor, Maui Brewing Co., Lanikai Brewing Company, Honolulu BeerWorks, Waikiki Brewing Company, REAL a gastropub/Bent Tail Brewing Company, Kauai Beer Company, Stewbum & Stonewall Brewing Co., Hawaiian Craft Brewers Guild, Big Island Brewhaus, Kaua'i Island Brewing Company, Kohola Brewery, and four individuals testified in support of this measure. The City and County of Honolulu Liquor 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 H.B. No. 2410, H.D. 1, and recommends that it pass Third Reading.

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

**SCRep. 1005-18      Judiciary on H.B. No. 2420**

The purpose of this measure is to establish restrictions on the participation in partisan political activities of certain state employees and officers who regularly engage in adjudicatory, regulatory, law enforcement, or investigatory duties.

Common Cause Hawaii testified in support of this measure. The Hawaii State Ethics Commission and League of Women Voters of Hawaii supported the intent 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. 2420, H.D. 1, and recommends that it pass Third Reading.

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

**SCRep. 1006-18 Consumer Protection & Commerce on H.B. No. 2208**

The purpose of this measure is to enable voluntary employer associations formed for the purpose of providing, or otherwise authorized by the federal Department of Labor to issue, group health insurance to operate within the State and to require that these association health plan policies comply with the laws of this State regardless of the association's domicile.

Kaiser Permanente Hawai'i, Hawaii Medical Service Association, and Save Medicaid Hawaii 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2208, 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. 1007-18 Consumer Protection & Commerce on H.B. No. 2149**

The purpose of this measure is to allow dentists flexibility in complying with continuing education requirements by requiring completion of six hours of ethics training every two years instead of three hours each year.

The Board of Dental Examiners, Hawaii Dental Association, and many concerned individuals 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. 2149, 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. 1008-18 Consumer Protection & Commerce on H.B. No. 2526**

The purpose of this measure is to authorize pharmacies to provide customized patient medication packages to patients of institutional facilities and the general public; provided the pharmacy has obtained patient consent and a valid prescription and the customized patient medication package complies with labeling and dispensing requirements.

The Department of Health, Walgreen Co., and several 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 H.B. No. 2526, 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. 1009-18 Consumer Protection & Commerce on H.B. No. 2435**

The purpose of this measure is to clarify that "rates" under the Motor Carrier Law means only charges for the provision of transportation of passengers by motor vehicle when such transportation is provided as part of a package that includes other services.

Robert's Hawaii, Inc. and Western Motor Tariff Bureau, Inc. 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. 2435, 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. 1010-18 Consumer Protection & Commerce on H.B. No. 1966**

The purpose of this measure is to exempt individuals and establishments that offer only foot, hand, and outer ear manipulation from massage therapy licensure requirements and related advertising restrictions.

The American Reflexology Certification Board and several concerned individuals submitted testimony in support of this measure. The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs, Board of Massage Therapy, and a concerned individual offered 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 H.B. No. 1966, 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. 1011-18 Consumer Protection & Commerce on H.B. No. 2060**

The purpose of this measure is to rename the State Board of Chiropractic Examiners, Board of Dental Examiners, Board of Examiners in Optometry, and Board of Veterinary Examiners as the Hawaii Board of Chiropractic, Board of Dentistry and Dental Hygienists, Hawaii Board of Optometry, and Hawaii Board of Veterinary Medicine, respectively, to more accurately reflect their scope and duties.

The Hawaii Dental Hygienists' Association and numerous concerned individuals testified in support of this measure. The Board of Dental Examiners testified in opposition to this measure. The Professional and Vocational Licensing Division 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 H.B. No. 2060, 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. 1012-18 Consumer Protection & Commerce on H.B. No. 2061**

The purpose of this measure is to help protect the public by prohibiting private detectives and guards, except for private security guards commissioned by the Director of Transportation to provide security at airports and harbors, from:

- (1) Identifying themselves as law enforcement officers, police, or police officers; or
- (2) Wearing or using any badge, uniform, equipment, vehicle, or other accoutrement capable of being associated with those of a law enforcement officer or that includes the words "police" or "law enforcement".

Ho'omana Pono, LLC, and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of this measure. The Department of Transportation and Retail Merchants of Hawaii testified in opposition to this measure. The Board of Private Detectives and Guards 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 H.B. No. 2061, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11; Ayes with Reservations (Tokioka, McDermott). Noes, none. Excused, none.

**SCRep. 1013-18 Consumer Protection & Commerce on H.B. No. 2349**

The purpose of this measure is to authorize the Motor Vehicle Repair Industry Board to issue citations to motor vehicle repair licensees who fail to comply with requirements to display or produce proof of licensure and to display consumer protection information.

The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs and Motor Vehicle Repair Industry Board 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. 2349, 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. 1014-18 Consumer Protection & Commerce on H.B. No. 1623**

The purpose of this measure is to require franchisees to disclose their non-participation in advertising campaigns of the franchisor in which discounts or promotions are offered. This measure also prohibits franchisors from limiting or restricting the disclosures.

The Department of Commerce and Consumer Affairs and 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 H.B. No. 1623, 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. 1015-18 Consumer Protection & Commerce on H.B. No. 2631**

The purpose of this measure is to enhance the Electronic Prescription Accountability System (System) to inform prescribers of the percentile ranking of their opiate prescription practices in relation to their peers by requiring the Department of Public Safety to:

- (1) Annually determine, through the System, the mean and median quantity and volume of prescriptions for opiates that are Schedule II and III controlled substances within categories of practitioners of a similar specialty or practice type;
- (2) Work in conjunction with the respective licensure boards to annually determine each practitioner's Schedule II and III opiate prescribing quantity and volume and standing in relation to others within the same specialty or practice type and notify practitioners who exceed the relevant mean and median; and
- (3) Coordinate with the respective licensure boards to make resources available to prescribers regarding ways to change prescribing practices and incorporate alternative pain management options into practice.

The Department of Public Safety commented 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 is in accord with the intent and purpose of H.B. No. 2631, 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. 1016-18 Consumer Protection & Commerce on H.B. No. 1950**

The purpose of this measure is to amend the definition of "practice of pharmacy" to expand the scope of services and specific medications that pharmacists may furnish. This measure also establishes a working group to review the scope of practice of pharmacists and continuing competency requirements for pharmacists.

The University of Hawaii at Hilo Daniel K. Inouye College of Pharmacy, Hawaii Pharmacists Association, Hawaii Immunization Coalition, Walgreens Co., The CHOW Project, and many individuals testified in support of this measure. A few concerned individuals testified in opposition to this measure. The Board of Pharmacy, Hawai'i Public Health Association, and Hawaii Medical Service Association 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 H.B. No. 1950, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, 1 (McDermott). Excused, none.

**SCRep. 1017-18 Finance on H.B. No. 1723**

The purpose of this measure is to establish a working group to identify high priority areas that are in need of protective management for potential designation as marine protected areas.

The Hawaii Fishing & Boating Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Eyes of the Reef Network, and two concerned individuals supported this measure. Many individuals opposed this measure. The Department of Land and Natural Resources, Office of Hawaiian Affairs, and The Nature Conservancy of Hawai'i 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. 1723, 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, Gates, Holt, Nakamura, Todd, Tupola, Ward). Noes, none. Excused, none.

**SCRep. 1018-18 Finance on H.B. No. 1751**

The purpose of this measure is to require the Department of Land and Natural Resources to establish a network of marine managed areas to protect the State's marine resources and effectively manage thirty percent of the State's nearshore resources by 2030.

The Nature Conservancy of Hawai'i, Hawaii Reef and Ocean Coalition, LOST FISH Coalition, Eyes of the Reef Network, and many concerned individuals submitted testimony in support of this measure. Hawaii Goes Fishing, Big Island Fisheries Alliance, and numerous concerned individuals opposed this measure. The Department of Land and Natural Resources and Office of Hawaiian 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. 1751, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13; Ayes with Reservations (DeCoite, Holt, Nakamura, Todd). Noes, 2 (Tupola, Ward). Excused, none.

**SCRep. 1019-18 Finance on H.B. No. 1997**

The purpose of this measure is to require the Legislative Reference Bureau to:

- (1) Conduct a study on the process used by the Department of Land and Natural Resources (DLNR) to remove stranded vessels in nearshore waters, the environmental impacts of stranded vessels, and the specific environmental and economic effects of the stranding of the *Pacific Paradise* in 2017; and
- (2) Submit a report of its findings and recommendations, including any proposed legislation, to the Legislature prior to the 2019 Regular Session.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. An individual opposed this measure. DLNR and the Legislative Reference Bureau 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. 1997, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 15. Noes, none. Excused, none.

**SCRep. 1020-18 Finance on H.B. No. 1999**

The purpose of this measure is to require certain government decision-makers at the state and county level to complete a training course within a certain period of time from their initial appointment, election, or hire. The training is administered by the Office of Hawaiian Affairs, on Native Hawaiian and Hawaiian traditional and customary rights, natural resource protection and access rights, and the public trust, including the State's trust responsibility.

The Ko'olaupoko Hawaiian Civic Club, Ho'omanapono Political Action Committee, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a few concerned individuals supported this measure. The Center for Hawaiian Sovereignty Studies opposed this measure. The Office of Hawaiian Affairs, Department of Land and Natural Resources, Mayor of the County of Hawaii, Council Chair of the Maui County Council, and County of Maui Department of Planning 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 H.B. No. 1999, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 15; Ayes with Reservations (Kobayashi). Noes, none. Excused, none.

**SCRep. 1021-18 Finance on H.B. No. 2259**

The purpose of this measure is to require the Department of Land and Natural Resources to allow submission of applications for marine event permits up to one year in advance, to process applications within thirty days, and to adopt rules to mitigate hazards posed by vessels, thrill craft, drones, and other means used by spectators to observe or record marine events. This measure also requires a report to the 2019 Legislature.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and two concerned individuals supported this measure. The 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. 2259, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 15. Noes, none. Excused, none.

**SCRep. 1022-18 Finance on H.B. No. 2464**

The purpose of this measure is to make lessees of Hawaiian Home Lands who sell or transfer their interest in a Hawaiian Home Lands lease for any class of land ineligible to receive a subsequent lease for the same class of land, except under certain conditions.

Ko'olaupoko Hawaiian Civic Club, Ho'omanapono Political Action Committee, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and three individuals supported this measure. The Office of Hawaiian Affairs and Department of Hawaiian Home Lands 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. 2464, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 15. Noes, none. Excused, none.

**SCRep. 1023-18 Finance on H.B. No. 2613**

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 to maintain 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 Aha Moku Advisory Committee, Hawaii Community Development Authority, The Nature Conservancy of Hawai'i, Ko'olaupoko Hawaiian Civic Club, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a concerned individual supported this measure. The Hawai'i Institute of Marine Biology of the University of Hawai'i 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. 2613, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 15. Noes, none. Excused, none.

**SCRep. 1024-18 Finance on H.B. No. 1884**

The purpose of this measure is to include subsistence farming in the definition of farming operations in the Hawaii Right to Farm Act, and clarify that activities related to cultivation of crops, game, fish and livestock for economic or personal use are activities used to classify land as an agricultural district.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ho'omanapono Political Action Committee, Haiku Aina Permaculture Initiative, Hawaii Farmers Union United, One Island Sustainable Living, Same Canoe Local Food Project, and many concerned individuals supported this measure. The Office of Planning, Land Use Commission, Mayor of the County of Hawaii, and a concerned individual opposed this measure. The Department of Agriculture and Land Use Research 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. 1884, 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, Nakamura, Todd, Ward). Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 1025-18 Finance on H.B. No. 474**

The purpose of this measure is to help combat rat lungworm disease by appropriating funds to the University of Hawai'i at Hilo for programs, studies, and activities related to the prevention and eradication of rat lungworm disease; provided that the appropriation is contingent on a 1:1 match between the state and anticipated sources of funding and other appropriations.

The Hilo Medical Center, Mayor of the County of Hawai'i, Council Members representing Districts 4 and 5 of the Hawai'i County Council, Big Island Invasive Species Committee, Coordinating Group on Alien Pest Species, Ohana Ho'opakele, Pele Lani Farm LLC, and many individuals testified in support of this measure. The Department of Agriculture, Department of Land and Natural Resources, University of Hawai'i at Hilo, Hawai'i Farm Bureau, 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. 474, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 1026-18 Finance on H.B. No. 2462**

The purpose of this measure is to make farming more affordable by providing an exemption from the general excise tax on the gross sale proceeds for qualifying farm equipment and machinery; provided that the producer's gross income does not exceed \$200,000.

AG Matters, LLC, Hawaii Cattlemen's Council, Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Crop Improvement Association, Maui County Farm Bureau, Hawai'i Farm Bureau, Land Use Research Foundation of Hawaii, and many individuals testified in support of 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. 2462, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 1027-18 Finance on H.B. No. 1655**

The purpose of this measure is to clarify that a person who sells or assists in the sale of tangible personal property on behalf of another seller, and who provides customer service, processes payments, and controls the fulfillment process is the seller of the property for general excise tax and use tax purposes.

The Department of Taxation submitted testimony in support of this measure. The Tax Foundation of Hawaii offered comments for 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. 1655 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, 14. Noes, none. Excused, 1 (Keohokalole).

**SCRep. 1028-18 Finance on H.B. No. 1520**

The purpose of this measure is to protect consumers of limited-duration health insurance in the State by establishing a regulatory system for the activities of insurers and disclosure requirements in the sale of limited duration health insurance coverage.

The Hawaii Medical Service Association and Ho'omana Pono, LLC supported this measure. Kaiser Permanente Hawai'i provided comments.

Your Committee has amended this measure by:

- (1) Deleting language establishing a regulatory system for limited-duration health insurance coverage;
- (2) Specifying that health insurers shall not offer or provide limited-duration health insurance coverage in the State;
- (3) Changing the 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. 1520, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1520, H.D. 2, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 1029-18 Finance on H.B. No. 1669**

The purpose of this measure is to allow the State to consider the potential benefit to the general public in the awarding of a bid or proposal for concession contracts on public property. Specifically, this measure:

- (1) Allows qualified offerors to submit proposals for concessions on public property;
- (2) Specifies advertising, submission, opening, and deposit or bond requirements for proposals for concessions on public property; and
- (3) Requires that the responsible officer award the contract to, and negotiate with, the offeror whose proposal is determined to be the most advantageous to the State.

The Stadium Authority submitted comments on this measure.

Your Committee has amended this measure by changing the effective date to July 1, 2030, to promote 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. 1669, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1669, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Keohokalole).

**SCRep. 1030-18 Finance on H.B. No. 1605**

The purpose of this measure is to repeal certain obsolete or unnecessary provisions relating to the imposition of the general excise tax for conformity with other controlling state tax statutes.

The Department of Taxation and Tax Foundation of Hawaii provided comments on this measure.

Your Committee has amended this measure by:

- (1) Removing the proposed amendment relating to the application of the general excise tax on telecommunication services to avoid ambiguity; 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. 1605, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1605, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Ward).

**SCRep. 1031-18 Finance on H.B. No. 1709**

The purpose of this measure is to repeal the statutory requirement that the Governor notify grant recipients on the status of their grants if grant funds are not released within ninety days of their authorization.

The Department of Budget and Finance supported this measure. Hawai'i Alliance of Nonprofit Organizations 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 grant recipient and the Governor;
- (2) Requiring the Department of Budget and Finance to submit an annual report on the status of awarded and pending grants; 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. 1709, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1709, 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, 2 (Keohokalole, Tupola).

**SCRep. 1032-18 Finance on H.B. No. 2396**

The purpose of this measure is to increase the limit on revenues collected by the Department of Taxation's Special Enforcement Section that are retained in the Tax Administration Special Fund from \$700,000 to \$1,000,000 in each fiscal year.

The Department of Taxation supported this measure. 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. 2396, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2396, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Ward).

**SCRep. 1033-18 Finance on H.B. No. 2416**

The purpose of this measure is to clarify that, for the general excise and use tax, intangible property is sourced to the location where it is used. Specifically, this measure exempts intangible property used outside the State from the general excise tax and imposes use tax on intangible property, acquired from an unlicensed seller, that is used in the State.

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 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. 2416, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2416, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Ward).

**SCRep. 1034-18 Finance on H.B. No. 2587**

The purpose of this measure is to extend the period by six months that a county may adopt a surcharge on state tax, under certain conditions, from March 31, 2018, to September 30, 2018.



The Mayor of the County of Hawai'i, a Councilmember of the Hawai'i County Council, and one individual 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 the 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. 2587, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2587, 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, 6 (DeCoite, Fukumoto, Lowen, Nakamura, Yamashita, Tupola).

**SCRep. 1035-18 Finance on H.B. No. 2702**

The purpose of this measure is to ensure that real estate investments trusts (REIT) and their shareholders file appropriate tax returns for net income received that is attributable to the State. Specifically, this measure:

- (1) Requires REITs to file returns reporting their shareholders' pro rata shares of net income and net income attributable to the State;
- (2) Provides for composite returns by the REIT; and
- (3) Requires withholding for those shareholders who do not agree to file returns or pay tax on their pro rata share of net income attributable to the State.

Pono Hawai'i Initiative, The CHOW Project, Hawaii Appleseed Center for Law and Economic Justice, Hawai'i Alliance for Progressive Action, Community Alliance on Prisons, and several concerned individuals supported this measure. The Hawaii Regional Council of Carpenters, Land Use Research Foundation of Hawaii, Public Storage, GGP Inc., Park Hotels and Resorts Inc., American Assets Trust, Alexander and Baldwin, and Shidler Pacific Advisors, LLC opposed this measure. The Department of Taxation, Douglas Emmett Inc., Tax Foundation of Hawaii, and Nareit provided comments.

Your Committee has amended this measure by changing the 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. 2702, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2702, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 12; Ayes with Reservations (DeCoite, Nakamura, Ward). Noes, none. Excused, 3 (Gates, Holt, Tupola).

**SCRep. 1036-18 Finance on H.B. No. 2300**

The purpose of this measure is to enhance the accountability of the University of Hawaii by requiring the University to submit a report to the Legislature for each transfer of appropriated funds and positions among programs and between fiscal quarters within 30 days of the transfer.

The University of Hawaii and a concerned individual 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. 2300, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2300, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 1037-18 Finance on H.B. No. 2051**

The purpose of this measure is to appropriate funds to the Department of Public Safety to "weed" out the criminal element in a community by maintaining the Weed and Seed Strategy, which is a collaborative effort among federal, state, and county level law enforcement agencies, social agencies, private businesses, nonprofit organizations, and residents to reclaim, restore, and rebuild communities.

The County of Maui Department of the Prosecuting Attorney, Weed and Seed Hawaii, Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, The Gentry Companies, Waipahu Community Coalition, and many concerned individuals supported this measure. The Department of the Attorney General submitted comments on this measure.

Your Committee has amended this measure by:

- (1) Clarifying that the appropriation is for communities where the Weed and Seed Strategy is currently being implemented;

- (2) Changing the expending agency for the appropriation to the Department of the Attorney General, rather than the Department of Public Safety;
- (3) Changing its effective date to July 1, 2030; and
- (4) Making technical, nonsubstantive amendments for consistency and 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. 2051, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2051, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 1038-18 Finance on H.B. No. 2418**

The purpose of this measure is to:

- (1) Authorize the Department of Education to expend previously appropriated funds to satisfy the settlement of class counsel attorney's fees related to a class action lawsuit against the State; and
- (2) Require certain unencumbered and unexpended moneys of the Department of Education to lapse to the credit of the general fund.

A concerned individual opposed this measure. The Department of Education, Department of the Attorney General, and Special Education Advisory Council provided comments.

Your Committee has amended this measure by:

- (1) Removing language requiring a certain amount of the unencumbered carryover balance of moneys remaining to the credit of EDN150 - special education and student support services to lapse to the credit of the general fund; 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. 2418, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2418, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 1039-18 Finance on H.B. No. 2594**

The purpose of this measure is to appropriate funds for the Kaho'olawe Island Reserve Commission to restore, preserve, and determine the appropriate uses of the Kaho'olawe Island Reserve for the people of Hawaii, and to fund one full-time equivalent cultural resource project coordinator to manage, protect, and restore the archeological and historical resources of Kaho'olawe.

The Kaho'olawe Island Reserve Commission, a County of Maui Councilmember, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ocean Tourism Coalition, Old Lahaina Lu'au, and numerous concerned individuals supported this measure.

Your Committee has amended this measure by:

- (1) Changing the sums appropriated to unspecified amounts;
- (2) Changing the number of positions to be funded to an unspecified number; 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. 2594, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2594, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 1040-18 Finance on H.B. No. 2698**

The purpose of this measure is to honor the sacrifices of the men and women who served in World War I, and to remember their suffering and loss of life, by appropriating moneys to honor the one-hundredth anniversary of World War I with various programs, ceremonies, and activities.

The Hawaii Veterans of Foreign Wars of the United States; Hawaii State World War I Centennial Task Force; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; National Association for Uniformed Services Hawaii Chapter; Hawaii Society, Sons of the American Revolution; Veterans United Home Loans; and a few concerned individuals supported this measure. The Office of Veterans Services provided comments

Your Committee has amended this measure by:

- (1) Changing the appropriation amount from \$500,000 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. 2698, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2698, H.D. 3.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 1041-18 Finance on H.B. No. 2656**

The purpose of this measure is to stimulate long term growth of the local small craft beer industry in Hawaii by establishing a small craft beer producer income tax credit.

The Chamber of Commerce Hawaii; Lanikai Brewing Company; REAL a gastropub/Bent Tail Brewing Company; Kauai Beer Company; Kaua'i Island Brewing Company; Homebrew in Paradise; and Broken Boundary Brewery, LLC supported this measure. The Department of Taxation; Department of Business, Economic Development and Tourism; Tax Foundation of Hawaii; Hawaiian Craft Brewers Guild; Waikiki Brewing Company; Honolulu BeerWorks; Aloha Beer Co.; Stewbum & Stonewall Brewing Co. LLC; Maui Brewing Co.; Big Island Brewhaus; Beer Lab HI; and many concerned individuals offered comments for this measure.

Your Committee has amended this measure by:

- (1) Specifying that the tax credit shall be forty percent of the qualified expenses;
- (2) Including an unspecified annual tax credit cap;
- (3) Clarifying that qualified expenses are calculated according to rules under the Internal Revenue Code;
- (4) Specifying that a qualified producer means a domestic corporation producing one hundred percent of its beer products in the State;
- (5) Clarifying the definition of "qualified taxpayer"; 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2656, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2656, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 1042-18 Finance on H.B. No. 1960**

The purpose of this measure is to continue to diversify Hawaii's economy through the promotion of Hawaii's aquaculture industry by appropriating funds for the planning of, and participation of Hawaii's aquaculture industry in, the World Aquaculture Society's Aquaculture America 2020 Conference to be held in Honolulu.

The Hawaii Technology Development Corporation, Hawaii Strategic Development Corporation, Marine Genetics, Aquaculture Planning and Advocacy LLC, Blue Ocean Mariculture, Fresh Island Fish Co Inc., Los Angeles Organic Farm LLC, Ulupono Initiative, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawai'i Farm Bureau, Cyanotech Corporation, and several concerned individuals supported this measure. The Department of Agriculture; Department of Business, Economic Development and Tourism; and Natural Energy Laboratory of Hawaii Authority provided comments.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount from \$300,000 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. 1960, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1960, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 1043-18 Finance on H.B. No. 2075**

The purpose of this measure is to strengthen and support Hawaii's local companies that are conducting renewable energy research and development by establishing:

- (1) A two-year Alternative Energy Research and Development Program within the Department of Business, Economic Development and Tourism to provide matching grants to qualified businesses that have been awarded a competitive contract from the Department of Defense Office of Naval Research to conduct research and development in alternative energy and energy efficiency technologies in certain fields; and
- (2) An Alternative Energy Research and Development Revolving Fund to fund the Program.

Makai Ocean Engineering, Inc., Navatek, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a few individuals supported this measure. The Hawaii Technology Development Corporation, The Chamber of Commerce Hawaii, and Oceanit offered comments for this measure.

Your Committee has amended this measure by:

- (1) Changing the amount of the monies deposited into, and appropriated out of, the Alternative Energy Research and Development Revolving Fund 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. 2075, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2075, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (DeCoite, Fukumoto, Nakamura, Yamashita, Tupola).

**SCRep. 1044-18 Finance on H.B. No. 2558**

The purpose of this measure is to diversify Hawaii's economy through the development of innovation and knowledge-based industries by appropriating funds to the Department of Business, Economic Development and Tourism to:

- (1) Enable Creative Lab Hawaii, a collaborative creative industry development accelerator program, to expand its programs and services to three neighbor islands and develop high school programs in partnership with the Department of Education; and
- (2) Establish one full-time equivalent Creative Lab Hawaii project coordinator position.

The Office of Economic Development of the County of Kauai, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, PEN Music Group, Inc., Oceanna, Secret Road, and numerous individuals supported this measure. The Department of Business, Economic Development and Tourism and Hawaii Technology Development Corporation commented on this measure.

Your Committee has amended this measure by making the appropriation and allocation of funds unspecified amounts, and the position(s) an unspecified number.

As affirmed by the record of votes of 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. 2558, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2558, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (DeCoite, Fukumoto, Nakamura, Yamashita, Tupola).

**SCRep. 1045-18 Finance on H.B. No. 2610**

The purpose of this measure is to continue to support Hawaii's manufacturing industry by appropriating funds to the Hawaii Technology Development Corporation to continue their Manufacturing Grant Program, as well as for the operations and administration of the Program.

Aloha Edibles, Inc.; Aloha Shoyu Company, Ltd.; The Chamber of Commerce Hawaii; Hawai'i Farm Bureau; Hawaii Food Industry Association; Hawaii Kai Corporation; Hawaii Venture Capital Association; Hyperspective; KYD, Inc. dba k. yamada distributors; Kona Brewing Co.; Kuehnle AgroSystems Inc.; Makai Ocean Engineering, Inc.; Mana Up Labs, LLC; Maui Chamber of Commerce; Meadow Gold Dairies; Oceanit; and two concerned individuals supported this measure. Hawaii Technology Development Corporation offered comments for this measure.

Your Committee has amended this measure by:

- (1) Changing the amount appropriated 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. 2610, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2610, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (DeCoite, Fukumoto, Nakamura, Yamashita, Tupola).

**SCRep. 1046-18 Finance on H.B. No. 2007**

The purpose of this measure is to create equity among the types of aircraft in the State by exempting from the general excise tax amounts received from the servicing and maintenance of helicopters and construction of helicopter service and maintenance facilities.

Blue Hawaiian Helicopters, Maui Hotel & Lodging Association, and Hawaii Helicopters supported this measure. Life of the Land and a concerned individual opposed this measure. The Department of Taxation and Tax Foundation of Hawaii offered comments for 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. 2007, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2007, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 10; Ayes with Reservations (Kobayashi). Noes, none. Excused, 5 (DeCoite, Fukumoto, Nakamura, Yamashita, Tupola).

**SCRep. 1047-18 Finance on H.B. No. 584**

The purpose of this measure is to promote the diversification and development of Hawaii's economy by expanding the types of business activity eligible for participation in Hawaii's Enterprise Zone Program to include production of electricity from biomass energy facilities.

Kupu, Honua Ola Bioenergy LLC, Hawaii Island Economic Development Board, and several individuals supported this measure. Several individuals opposed this measure. The Department of Business, Economic Development and Tourism provided comments on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030; 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. 584, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 584, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 1048-18 Finance on H.B. No. 2106**

The purpose of this measure is to require the Office of Environmental Quality Control to adopt and maintain rules requiring all environmental assessments and environmental impact statements prepared pursuant to Chapter 343, Hawaii Revised Statutes, to include consideration of sea level rise based on the best available scientific data regarding sea level rise.

The Department of Environmental Services of the City and County of Honolulu, Sierra Club of Hawai'i, Young Progressives Demanding Action - Hawaii, Animal Rights Hawai'i, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and many concerned individuals supported this measure. The Office of Environmental Quality Control and Office of Planning provided comments.

Your Committee has amended this measure by tasking the Environmental Council, rather than the Office of Environmental Quality Control, with the duties provided in 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. 2106, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2106, H.D. 3.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 1049-18 Finance on H.B. No. 2107**

The purpose of this measure is to:

- (1) Establish the Plastic Pollution Initiative Program with the mission of eliminating plastic waste impacting native species and polluting the State's environment;
- (2) Establish the Plastic Pollution Advisory Council to collect data regarding plastic pollution and provide recommendations and assistance to eliminate plastic waste; and
- (3) Appropriate funds to establish the Plastic Pollution Initiative Program and to conduct an initial analysis of the baseline cost of plastic pollution to Hawaii's taxpayers and environment.

The Sierra Club of Hawai'i, Young Progressives Demanding Action – Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Surfrider Foundation, Surfrider Foundation's O'ahu Chapter, and many concerned individuals supported this measure. The Department of Land and Natural Resources and American Chemistry Council provided comments.

Your Committee has amended this measure by:

- (1) Changing the amount appropriated 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. 2107, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2107, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 1050-18 Finance on H.B. No. 2182**

The purpose of this measure is to:

- (1) Make permanent the Carbon Farming Task Force established by Act 33, Session Laws of Hawaii 2017, and rename it the Greenhouse Gas Sequestration Task Force;
- (2) Align the State's clean energy and carbon sequestration efforts with climate initiative goals and require that a member of the Greenhouse Gas Sequestration Task Force also be a member of the Climate Change Mitigation and Adaptation Commission; and
- (3) Expand the mission of the Greenhouse Gas Sequestration Task Force by requiring that the Task Force examine opportunities to exploit carbon sequestering trees and vegetation to reduce urban temperatures and thereby protect public health.

Young Progressives Demanding Action - Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Surfrider Foundation O'ahu Chapter, Sierra Club of Hawai'i, and many concerned individuals supported this measure. The Department of Land and Natural Resources, Office of Planning, and Department of Health provided comments.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount, 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. 2182, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2182, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 1051-18 Finance on H.B. No. 2547**

The purpose of this measure is to ensure the long-term planning, coordination, and implementation of the State's sustainability goals by:

- (1) Establishing an Office of Sustainability within the Department of Business, Economic Development and Tourism to guide state sustainability policies; and
- (2) Creating the State Sustainability Special Fund to support the Office of Sustainability and its initiatives.

The Land Use Commission, 350Hawaii.org, Hawaii Farm Bureau, Ulupono Initiative, Hawaii Bioeconomy Trade Association, Hawai'i Interfaith Power & Light, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Surfrider Foundation Oahu Chapter, and many concerned

individuals supported this measure. The Department of the Attorney General, Department of Budget and Finance, Department of Business, Economic Development and Tourism, Office of Planning, State Procurement Office, The Nature Conservancy of Hawai'i, and Sierra Club of Hawai'i provided comments.

Your Committee has amended this measure by:

- (1) Changing the amounts to be deposited into, and appropriated out of, the State Sustainability Special Fund 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. 2547, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2547, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 1052-18 Finance on H.B. No. 2021**

The purpose of this measure is to address a gap in the availability of services for homeless individuals with mental illness by:

- (1) Requiring that the Department of Human Services, in consultation with the Department of Health, establish a pilot project to operate a suitable unused state facility to provide shelter and mental health treatment for homeless individuals with severe mental illness who are subject to court-ordered involuntary hospitalization; and
- (2) Appropriating funds to the Department of Human Services for the pilot project.

The National Alliance on Mental Illness Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and several individuals supported this measure. The Governor's Coordinator on Homelessness, Department of the Attorney General, Department of Health, Department of Human Services, League of Women Voters of Hawaii, and an individual offered comments for this measure.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount from \$500,000 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. 2021, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2021, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 1053-18 Finance on H.B. No. 2493**

The purpose of this measure is to protect public health and safety by removing the cap on the number of epidemiologist positions that the Department of Health may establish.

Two concerned individuals supported this measure. The Department of Health provided comments on this measure.

Your Committee 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 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. 2493, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2493, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 1054-18 Finance on H.B. No. 2328**

The purpose of this measure is to make technical and housekeeping amendments to Act 159, Session Laws of Hawaii 2017, to clarify the terms and applicability of the Hawaii Housing Finance and Development Corporation's statutory entitlement to exercise or transfer to a qualified nonprofit housing trust the first option to repurchase affordable housing units developed by or with the assistance of a county or the Corporation. This measure also clarifies that the rights, duties, or obligations that were extended by the Corporation through contract or preliminary offering statement prior to the effective date of Act 159, Session Laws of Hawaii 2017 are not subject to the provisions of Act 159.

The Department of Business, Economic Development and Tourism and Hawaii Housing Finance and Development Corporation testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030; 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2328, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2328, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 1055-18 Finance on H.B. No. 2746**

The purpose of this measure is to address the rental housing needs of extremely low-income households by clarifying the duties of the Special Action Team on Affordable Rental Housing to include policy recommendations for specific income populations, adding additional members to the Special Action Team, and making an appropriation for the administration and operation of the Special Action Team.

The Governor's Coordinator on Homelessness, Catholic Charities Hawai'i, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and Partners in Care supported this measure. The Hawaii Housing Finance and Development Corporation and Office of Planning offered comments for this measure.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount from \$10,000 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. 2746, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2746, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 1056-18 Finance on H.B. No. 2750**

The purpose of this measure is to amend the conveyance tax statute by amending the conveyance tax rates, exempting affordable housing projects subject to a government assistance program qualified by the Hawaii Housing Finance and Development Corporation and administered or operated by the State or federal government from the conveyance tax, and increasing conveyance tax allocations to the Land Conservation Fund and the Rental Housing Revolving Fund.

Catholic Charities Hawai'i, IMUAlliance, and Faith Action for Community Equity supported this measure. The Hawai'i Association of REALTORS opposed this measure. The Department of Land and Natural Resources, Department of Taxation, Hawaii Housing Finance and Development Corporation, and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Changing the amounts allocated to the Land Conservation Fund and the Rental Housing Revolving Fund 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. 2750, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2750, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 1057-18 Finance on H.B. No. 2748**

The purpose of this measure is to require the Hawaii Housing Finance and Development Corporation to study the current and future demand and supply of affordable housing suitable for individuals with special needs, including frail elderly individuals, persons with physical or severe mental disabilities, persons transitioning from incarceration, emancipated foster youth, persons with an alcohol or drug addiction, persons with HIV/AIDS, and victims of domestic violence.



The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Disability and Communication Access Board, Hawaii Housing Finance and Development Corporation, and State Council on Developmental Disabilities offered comments for this measure.

Your Committee amended this measure by:

- (1) Changing the appropriation amount from \$50,000 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. 2748, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2748, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 1058-18 Finance on H.B. No. 1725**

The purpose of this measure is to:

- (1) Establish a timeline for public employees in collective bargaining units to provide written notification to their respective exclusive representative to discontinue payroll assignments for union benefits; and
- (2) Require the exclusive representative to provide a copy of the written notification to the employer within ten business days of receipt from the employee.

The Hawaii State Teachers Association and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO supported this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to upon 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1725, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1725, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (DeCoite, Lowen, Todd, Tupola).

**SCRep. 1059-18 Finance on H.B. No. 2114**

The purpose of this measure is to:

- (1) Provide that negotiations over the implementation of management decisions affecting terms and conditions of employment that are subject to collective bargaining are not precluded from collective bargaining negotiations; and
- (2) Specify that negotiations over the procedures and criteria of certain subjects of bargaining do not compel either party to agree to a proposal or make a concession.

United Public Workers, AFSCME, Local 646, AFL-CIO; Hawaii State Teachers Association; University of Hawaii Professional Assembly; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hawaii State AFL-CIO; and Hawaii Fire Fighters Association supported this measure. The City and County of Honolulu Department of the Prosecuting Attorney and Hawaii Health Systems Corporation opposed this measure.

Your Committee has amended this measure by:

- (1) Making technical, nonsubstantive amendments for clarity, consistency, and style; and
- (2) Changing its effective date to upon 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. 2114, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2114, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 1060-18 Finance on H.B. No. 2598**

The purpose of this measure is to lay the groundwork to implement a framework of laws and policies for paid family leave so that all employees can access leave benefits during times when they need to provide care for a family member.

Among other things, this measure:

- (1) Establishes a Paid Family Leave Implementation Board (Board) within the Department of Labor and Industrial Relations (DLIR) to assist in establishing paid family leave for all workers in the State;
- (2) Establishes the Paid Family Leave Special Fund (Special Fund) to support expenditures for staff and other administrative and operational costs of establishing paid family leave;
- (3) Provides that the Paid Family Leave Program is to begin collecting payments from employers and employees by July 1, 2021, and processing payments by July 1, 2022;
- (4) Allows DLIR to adopt interim rules to carry out the purposes of this measure and specifies that the interim rules are to remain in effect until July 1, 2022, or until rules are adopted, whichever occurs sooner;
- (5) Requires DLIR to adopt rules by January 1, 2020, that establish and codify paid family leave for all workers in the State;
- (6) Requires the Legislative Reference Bureau (LRB) to conduct a study, including an actuarial analysis, of specified items to be included in the Board's report to the Legislature; and
- (7) Appropriates \$1,750,000 for fiscal year 2018-2019 from the general fund to the Special Fund, of which \$1,500,000 is appropriated for one full-time program manager to support the Board, and for the Board's and DLIR's expenses in establishing paid family leave, and \$250,000 is appropriated for LRB to conduct the study, including an actuarial analysis.

The Office of the Governor; Hawai'i Alliance for Progressive Action; Hawaii Women's Coalition; Hawaii Appleseed Center for Law & Economic Justice; YWCA O'ahu; PHOCUSED; Caring Across Generations; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO; Mental Health America of Hawai'i; Planned Parenthood Votes Northwest and Hawaii; Hawai'i Section of the American College of Obstetricians and Gynecologists; Hawai'i State Democratic Women's Caucus; Breastfeeding Hawaii; Hawaii State AFL-CIO; Labor Caucus of the Democratic Party of Hawai'i; YWCA O'ahu Advocacy Committee; American Association of University Women, Hawaii; Hawai'i Women Lawyers; Hawaii MomsRising; and numerous individuals supported this measure. Moloka'i Chamber of Commerce; The Chamber of Commerce Hawaii; The Patisserie Inc.; Kalapawai Market & Cafes; Friendly Isle Auto Parts; Ulu Development; Molokai Drug, Inc.; Retail Merchants of Hawaii; Society for Human Resource Management – Hawaii Chapter; Maui Chamber of Commerce; and an individual opposed this measure. DLIR, Department of Human Services, Department of Budget and Finance, Hawaii State Teachers Association, Hawaii Food Industry Association, Healthy Mothers Healthy Babies Coalition of Hawaii, Hawaii Children's Action Network, IMUAlliance, International Longshore and Warehouse Union Local 142, Pono Hawai'i Initiative, and General Contractors Association of Hawaii provided comments on this measure.

Your Committee has amended this measure by:

- (1) Making the appropriations unspecified amounts;
- (2) Making a technical, nonsubstantive amendment for clarity and consistency; and
- (3) Changing its effective date to July 1, 2030.

As affirmed by the record of votes of 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. 2598, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2598, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 13. Noes, none. Excused, 2 (Keohokalole, Tupola).

**SCRep. 1061-18 Judiciary on H.B. No. 2414**

The purpose of this measure is to:

- (1) Require the county liquor commissions to streamline procedures to provide for the issuance of temporary licenses for the sale of liquor for a period not to exceed one day for fundraising events by nonprofit organizations; and
- (2) Remove the discretion of the county liquor commissions to take into account other considerations when deciding whether to grant a previously denied, refused, or withdrawn application.

The County of Maui Mayor and City and County of Honolulu Liquor Commission provided comments on this measure.

Your Committee has amended this measure by:

- (1) Deleting the provision that would have removed the discretion of the county liquor commissions to take into account other considerations when deciding whether to grant a previously denied, refused, or withdrawn application; 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. 2414, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2414, H.D. 2.

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

**SCRep. 1062-18 Judiciary on H.B. No. 2436**

The purpose of this measure is to establish a fine, not to exceed \$100 per violation, for moped owners who fail to comply with moped registration requirements.

The Department of Transportation and Moped Noise Mitigation Working Group 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 H.B. No. 2436, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2436, H.D. 1.

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

**SCRep. 1063-18 Judiciary on H.B. No. 2442**

The purpose of this measure is to:

- (1) Require the counties to take custody and dispose of abandoned vehicles within 10 business days;  
(2) Remove the requirement that written notice be sent to the abandoned vehicle's owner;  
(3) Require the designated county agency to give the abandoned vehicle's owner 20 business days to claim the vehicle, unless it is reported as stolen;  
(4) Amend the allowable circumstances for waiving public auction requirements by authorizing the designated county agency to waive the requirements in any case; and  
(5) Specify that a vehicle shall be considered derelict if there is no current registration for the vehicle.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ho'omanapono Political Action Committee, and three individuals testified in support of this measure. The County of Hawaii Department of Environmental Management testified in opposition. The City and County of Honolulu Department of Customer Services and Kauai Police Department provided comments.

Your Committee has amended this measure by:

- (1) Deleting the requirement that the counties dispose of abandoned vehicles within 10 business 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2442, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2442, H.D. 2.

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

**SCRep. 1064-18 Judiciary on H.B. No. 1632**

The purpose of this measure is to require all individuals operating a bicycle to ride within a bicycle lane, if a bicycle lane is available for use, and provides for the assessment of fines for each violation.

The Department of Transportation and Honolulu Police Department testified in support of this measure. The City and County of Honolulu Department of Transportation Services supported the intent of this measure. Hawaii Bicycling League 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1632, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1632, H.D. 1.

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

**SCRep. 1065-18 Judiciary on H.B. No. 2003**

The purpose of this measure is to amend the documentation requirements for requests for permits that authorize a person whose license was judicially revoked for the offense of operating a vehicle under the influence of an intoxicant to operate an employer's vehicle as a mandatory part of work during the period of license revocation. Specifically, this measure allows an employer's sworn statement to include the period of the specified assigned hours of work that the person will drive the vehicle for purposes of employment.

The Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO testified in support of this measure. The Department of Transportation provided comments.

Your Committee has amended this measure by:

- (1) Making substantially similar amendments to the documentation requirements for requests for permits that authorize a person whose license was administratively revoked to operate an employer's vehicle during the period of license revocation;
- (2) Making additional conforming amendments; and
- (3) 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. 2003, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2003, H.D. 1.

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

**SCRep. 1066-18 Judiciary on H.B. No. 1851**

The purpose of this measure, as received by your Committee, is to:

- (1) Define "in loco parentis" for purposes of exemption from the offense of promoting pornography for minors under Hawaii's obscenity laws; and
- (2) Clarify that the offense of promoting pornography for minors does not apply to a person who acts within the person's capacity and scope of employment as a member of the staff of any school.

For the purposes of a public hearing on this bill, your Committee circulated H.B. No. 1851, H.D. 2 PROPOSED (Proposed Draft), and notified the public that it would be accepting testimony on the Proposed Draft, which defines "in loco parentis" for purposes of exemption under Hawaii's obscenity law and does not include language regarding persons acting within the scope of employment at a school.

The Department of the Attorney General and City and County of Honolulu Department of the Prosecuting Attorney provided comments on the measure as received by your Committee.

The Honolulu Police Department testified in support of the Proposed Draft. The Department of the Attorney General supported the intent of the Proposed Draft. The Department of Education provided comments.

Your Committee considered the merits of both H.B. No. 1851, H.D. 1, as received by your Committee, and the Proposed Draft and, upon careful consideration, adopted the Proposed Draft.

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. 1851, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1851, H.D. 2.

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

**SCRep. 1067-18 Judiciary on H.B. No. 1849**

The purpose of this measure is to:

- (1) Require police departments to disclose to the Legislature the identity of a police officer upon the officer's discharge or second suspension in a five-year period; and
- (2) Allow disclosure under the Uniform Information Practices Act (UIPA) of employment misconduct information that results in a county police officer's second suspension in a five-year period.

The Office of Information Practices testified in support of this measure. The Civil Beat Law Center for the Public Interest (Law Center) testified in opposition. The American Civil Liberties Union of Hawai'i and Society of Professional Journalists Hawaii Chapter provided comments.

Your Committee has amended this measure by:

- (1) Amending the purpose section to more accurately reflect the purpose; and
- (2) Clarifying that disclosure to the Legislature and under UIPA applies to any subsequent suspension in a five-year period.

Your Committee notes that although it disagrees with the Law Center about the level of access to information that this measure will provide to the public, your Committee is willing to work with the Law Center to achieve a reasonable compromise.

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. 1849, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1849, H.D. 2.

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

**SCRep. 1068-18 Judiciary on H.B. No. 1768**

The purpose of this measure is to permit the public inspection and duplication of salary ranges, rather than exact compensation, for legislative employees.

The Chief Clerk of the Hawaii State House of Representatives testified in support of this measure. The Civil Beat Law Center for the Public Interest, Society of Professional Journalists Hawaii Chapter, American Association of University Women-Hawaii, Common Cause Hawaii, League of Women Voters of Hawaii, and two individuals testified in opposition. The Office of Information Practices, Grassroot Institute of Hawaii, and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO provided comments.

Your Committee has amended this measure by:

- (1) Requiring the disclosure of the salary ranges for legislative employees to be in ranges of \$25,000 increments instead of in accordance with the financial disclosure ranges listed under the Hawaii State Ethics Code;
- (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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1768, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1768, H.D. 2.

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

**SCRep. 1069-18 Consumer Protection & Commerce on H.B. No. 1880**

The purpose of this measure is to extend the sunset date of the limited exemption from electrician licensing requirements for individuals employed by electrical contractors retained by a public utility to perform high voltage (600 volts or higher) electrical work and who are deemed qualified by the electric utility.

The Board of Electricians and Plumbers, Hawaiian Electric Company, Inc., Hawaii Electric Light Company, Inc., Maui Electric Company, Ltd., The Chamber of Commerce Hawaii, Building Industry Association of Hawaii, and POWER Contracting, LLC., testified in support of this measure. The International Brotherhood of Electrical Workers, Local Union 1186, AFL-CIO, testified in opposition.

Your Committee has amended this measure by:

- (1) Requiring the Department of Labor and Industrial Relations, in conjunction with the Department of Business, Economic Development, and Tourism, to submit annual reports until 2023 detailing efforts in the State to train individuals in high voltage electrical work, the number of licensed electricians in the State qualified to do high voltage electrical work, and other information necessary to judge the continued necessity of this exemption; 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. 1880, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1880, H.D. 3.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, none.

**SCRep. 1070-18 Consumer Protection & Commerce on H.B. No. 2578**

The purpose of this measure is to amend requirements for renewal of physician assistants' licenses by:

- (1) Requiring a physician assistant to furnish proof of completion of continuing education as required by the Hawaii Medical Board (Board) prior to each license renewal; and
- (2) Prohibiting the Board from requiring certification from the National Commission of Certification of Physician Assistants as a condition of licensure renewal.

The American Academy of Physician Assistants and several individuals testified in support of this measure. The Hawaii Medical Board and an individual provided comments.

Your Committee has amended this measure by:

- (1) Deleting language requiring a physician assistant to furnish proof of completion of continuing education as required by the Board and prohibiting the Board from requiring certification as a condition of license renewal;
- (2) Specifying continuing education requirements of forty credit hours of specified continuing medical education as a condition of bi-annual license renewal;
- (3) Authorizing the Board to conduct random document audits of licensed physician assistants to determine compliance with the continuing education requirements;
- (4) Requiring a licensed physician assistant to verify compliance within 60 days of receiving notice of a random audit; 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. 2578, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2578, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, none.

**SCRep. 1071-18 Consumer Protection & Commerce on H.B. No. 1602**

The purpose of this measure is to authorize a seller of opioid drugs to warn of the risks of addiction and death by displaying a warning label on the drug container.

The Department of Public Safety, Hawaii Chapter of the American Physical Therapy Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Substance Abuse Coalition, Walgreen Co., and Ho'omana Pono, LLC testified in support of this measure. One individual testified in opposition. The Department of Health provided 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1602, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1602, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, none.

**SCRep. 1072-18 Consumer Protection & Commerce on H.B. No. 2143**

The purpose of this measure is to clarify certain aspects of the behavior analyst law to ensure that the State has an adequate workforce of trained professionals and paraprofessionals who can continue to provide comprehensive behavior analysis services.

Hawai'i Psychological Association and a few individuals testified in support of this measure. Aloha Behavioral Associates, LLC., Hawai'i Association for Behavior Analysis, Autism Behavior Consulting Group Hawaii, Behavior Analysis No Ka Oi, Inc., and numerous individuals testified in opposition. The Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs and Hawaii Medical Service Association provided comments.

Your Committee has amended this measure by:

- (1) Specifying the national certifying agencies by which individuals exempt from licensure must be credentialed or certified; 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. 2143, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2143, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, 1 (Say). Excused, none.

**SCRep. 1073-18 Consumer Protection & Commerce on H.B. No. 2741**

The purpose of this measure is to tackle the complex issues surrounding the topic of insurance reimbursement for medical cannabis by establishing a working group to specifically address reimbursement for medical cannabis for qualifying patients.

Hawaii Educational Association for Licensed Therapeutic Healthcare and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure. The Legislative Reference Bureau provided comments.

Your Committee has amended this measure by clarifying that the Legislative Reference Bureau is requested to provide research and drafting assistance, but not to provide staff, to assist in the ministerial operations of the Working Group.

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. 2741, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2741, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 11; Ayes with Reservations (Say). Noes, none. Excused, none.

**SCRep. 1074-18 Consumer Protection & Commerce on H.B. No. 1620**

The purpose of this measure is to establish a Vehicle Repair Practices Task Force to address the concerns of consumers with regard to the use of original equipment manufacturer (OEM) parts or aftermarket parts in the repair of their vehicles and the use of such parts in relation to automobile insurance.

Tony Group Collision Center, Automotive Body and Paint Association of Hawaii, and several individuals testified in support of this measure. GEICO, Island Fender, Oka's Auto Body, and an individual testified in opposition. National Association of Mutual Insurance Companies, State Farm Mutual Automobile Insurance Company, Prism Group LLC, LKQ Corporation, and Auto Body Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Requiring that the Task Force's report include an impact study on insurance rates and coverage due to any legislation requiring insurers to include OEM parts within insurance coverage as proposed by the Task Force;
- (2) Adding an individual representing the OEM parts industry as a member of the Task Force; 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. 1620, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1620, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, none.

**SCRep. 1075-18 Consumer Protection & Commerce on H.B. No. 2651**

The purpose of this measure is to establish a permitting, application, review, and approval process for broadband or wireless providers to install broadband or wireless facilities on state- or county-owned utility poles or to install associated utility poles in rights of way.

The Department of Business, Economic Development and Tourism, Maui Hotel and Lodging Association, Maui Chamber of Commerce, and Transform Hawaii Government testified in support of this measure. Charter Communications testified in opposition. The Department of Transportation, Department of Commerce and Consumer Affairs, Office of Enterprise Technology Services, City and County of Honolulu, CTIA, and Verizon Wireless provided comments.

Your Committee has amended this measure by:

- (1) Deleting language restricting the State or any county from prohibiting, regulating, or charging for the deployment of small broadband or wireless facilities or any associated modified or replaced utility poles, except as otherwise provided in the bill;
- (2) Clarifying that a broadband or wireless service provider shall not furnish video programming services directly to subscribers without first obtaining a cable franchise in accordance with applicable state law;

- (3) Specifying that the State or county may complete repairs of damage to a right of way directly caused by the activities of a broadband or wireless provider and charge the provider for reasonable, documented costs when the broadband or wireless provider fails to make the repairs within thirty days after a written notice;
- (4) Deleting language restraining the State or county from requiring an applicant to provide more information than is required of a communications service provider that is not a broadband or wireless provider when applying for a permit to collocate a small broadband or wireless facility or install a modified or replaced utility pole;
- (5) Authorizing the State or county to deny a permit application if the small broadband or wireless facility exceeds 70 percent of the load carrying capacity of the State- or county-owned pole or structure;
- (6) Deleting language restricting the State or county to charge rates or fees for the placement of a broadband or wireless facility or utility pole in the right of way;
- (7) Requiring a broadband or wireless service provider to provide notice to the surrounding community prior to the collocation of a small broadband or wireless facility or installation of a modified or replaced utility pole; 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. 2651, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2651, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 10; Ayes with Reservations (LoPresti, Tokioka). Noes, 1 (Say). Excused, none.

**SCRep. 1076-18 Consumer Protection & Commerce on H.B. No. 1908**

The purpose of this measure is to prohibit the manufacture, importation, sale, transfer, and possession of multiburst trigger activators within the State.

The Mayor of the County of Hawai'i, Honolulu Police Department, League of Women Voters of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Gandhi International Institute for Peace, IMUAlliance, Young Progressives Demanding Action Hawai'i, Progressive Democrats of Hawai'i, Aloha Light Team, Animal Rights Hawaii, and many individuals testified in support of this measure. The Honolulu County Republican Party, 2A Hawaii, Institute for Rational and Evidence-Based Legislation, Hunting Farming and Fishing Association, Hawaii Rifle Association, National Rifle Association of America, and numerous individuals testified in opposition.

Your Committee notes that, in the aftermath of the 2017 Las Vegas shooting, public discourse concerning firearms regulations has focused on whether there should be a prohibition on bump fire stocks, the modification devices responsible for increasing the severity of the shooting. Your Committee further notes that this measure is intended to address the specific modifications and target persons that would pose a serious threat to public safety like the perpetrator in the 2017 Las Vegas shooting. However, testimony provided at the public hearing has questioned whether the language in the measure sufficiently encompasses those modification devices.

Your Committee acknowledges that further discussion and consideration must be given to this measure to ensure its language accomplishes the desired promotion of public safety. As such, your Committee has amended this measure by explicitly listing bump fire stocks and trigger cranks as prohibited devices in addition to multiburst trigger activators.

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. 1908, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1908, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, none.

**SCRep. 1077-18 Judiciary on H.B. No. 2384**

The purpose of this measure is to amend the Uniform Controlled Substances Act to provide flexibility and clear guidance for practitioners who prescribe, administer, or dispense controlled substances for patients undergoing medically managed withdrawal or detoxification treatment.

Specifically, the measure:

- (1) Excludes certain substances from Schedule II to conform with the Federal Drug Enforcement Administration's updated schedules of controlled substances; and
- (2) Establishes registration and compliance requirements for medical practitioners and hospitals that prescribe, administer, and dispense controlled substances to patients undergoing medically managed withdrawal.

The Department of Health, Department of Public Safety, The Drug Policy Forum of Hawaii, Hawaii Substance Abuse Coalition, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii 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. 2384, H.D. 1, and recommends that it pass Third Reading.

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

**SCRep. 1078-18      Judiciary on H.B. No. 2530**

The purpose of this measure is to balance access to affordable regulated child care with insurance coverage requirements for child care providers and give the Department of Human Services (DHS) additional time to develop and implement a compliance process to verify that a regulated child care provider maintains liability insurance. Specifically, this measure:

- (1) Eliminates the requirement that DHS determine the amount of liability insurance regulated child care providers must obtain; and
- (2) Delays the:
  - (A) Reporting requirement on issues related to liability insurance requirements for child care providers; and
  - (B) Implementation and enforcement of liability insurance requirements.

DHS 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. 2530, H.D. 1, and recommends that it pass Third Reading.

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

**SCRep. 1079-18      Judiciary on H.B. No. 1893**

The purpose of this measure is to specify that certain activities relating to prescription drugs containing cannabidiol, including prescribing, dispensing, possession, and transportation, and the use of prescription drugs containing cannabidiol, shall become lawful upon the approval by the federal Food and Drug Administration of one or more prescription drugs containing cannabidiol.

The Epilepsy Foundation, Dravet Syndrome Foundation, Epilepsy Foundation of Hawaii, Lennox-Gastaut Syndrome Foundation, Tuberous Sclerosis Alliance, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and an individual supported this measure. The Department of the Attorney General opposed this measure. The Department of Public Safety, Hawaii Substance Abuse Coalition, and Greenwich Biosciences 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. 1893, H.D. 1, and recommends that it pass Third Reading.

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

**SCRep. 1080-18      Judiciary on H.B. No. 2373**

The purpose of this measure is to authorize the Department of Health to disclose certain vital statistic records to Department program employees with the approval of the Department's Institutional Review Committee.

The Department of Health, Hawai'i Primary Care Association, Hawaii Children's Action Network, and Hawaii Substance Abuse Coalition 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2373, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2373, H.D. 2.

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

**SCRep. 1081-18      Judiciary on H.B. No. 1650**

The purpose of this measure is to allow parents or guardians to access the disposition of an assessment from an investigation conducted by the Department of Human Services (Department) relating to child abuse or neglect that occurred within a group child care home or group child care center.

The Queen's Health Systems, Sounds of Success Preschool & Learning Center, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and many individuals supported this measure. The Department of the Attorney General, Department of Human Services, Parents And Children Together, and a few individuals provided comments.

Your Committee has amended this measure by making technical, nonsubstantive amendments for 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. 1650, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1650, H.D. 2.

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

**SCRep. 1082-18 Judiciary on H.B. No. 1859**

The purpose of this measure is to allow a minor who is at least 16 years old to petition the Family Court for emancipation under certain conditions.

The Hawai'i Psychological Association testified in support of this measure. The Department of the Attorney General, Department of Human Services, and Hawaii Youth Services Network provided comments.

Your Committee has amended this measure by:

- (1) Deleting redundant language allowing the court to enter an order declaring a minor emancipated if the minor's parents or legal guardians are unable or unwilling to provide basic material support to the minor or have deserted or abandoned the minor;
- (2) Clarifying the necessary elements that must be met before the Family Court grants a petition for emancipation and finds that the minor understands the rights, responsibilities, and alternatives, if any, to emancipation; 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. 1859, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1859, H.D. 2.

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

**SCRep. 1083-18 Judiciary on H.B. No. 2399**

The purpose of this measure is to amend the definition of "drug", in regards to the offense of operating a vehicle under the influence of an intoxicant, to include any substance that impairs a person.

The Department of Transportation, Hawai'i Police Department, Department of the Prosecuting Attorney of the County of Maui, Honolulu Police Department, Office of the Prosecuting Attorney of the County of Kaua'i, Office of the Prosecuting Attorney of the County of Hawai'i, Hawaii Strategic Highway Safety Plan, Hawaii Chapter of Mothers Against Drunk Driving, and a concerned individual testified in support of this measure. The Office of the Public Defender testified in opposition to this measure. The Consumer Healthcare Products Association 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. 2399, H.D. 1, and recommends that it pass Third Reading.

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

**SCRep. 1084-18 Judiciary on H.B. No. 1942**

The purpose of this measure is to authorize the issuance of limited purpose driver's licenses, limited purpose provisional driver's licenses, or limited purpose instruction permits to applicants who voluntarily choose to obtain a REAL ID compliant State Civil Identification Card.

The Department of Transportation and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of 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. 1942, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1942, H.D. 1.

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

**SCRep. 1085-18      Judiciary on H.B. No. 2590**

The purpose of this measure is to decriminalize certain minor airport offenses under the State's aeronautics laws, and any rules or orders issued pursuant thereto, by replacing criminal penalties with civil penalties for the specified offenses.

The Aircraft Owners and Pilots Association, General Aviation Council of Hawaii, and three concerned individuals supported this measure. The Department of Transportation submitted comments on this measure.

Your Committee has amended this measure by:

- (1) Clarifying that the specified current misdemeanor offenses shall be classified as violations;
- (2) Clarifying that the penalty for a violation shall be a fine, rather than a civil penalty;
- (3) Adding a savings 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. 2590, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2590, H.D. 2.

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

**SCRep. 1086-18      Judiciary on H.B. No. 1938**

The purpose of this measure is to increase the fine from \$500 to \$1,000 for failure to stop more than twenty feet from a school bus that is stopped with its visual signals actuated and the violation occurs on a state highway.

The Department of Transportation and Department of Education testified in support of this measure.

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. 1938, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1938, H.D. 1.

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

**SCRep. 1087-18      Judiciary on H.B. No. 2589**

The purpose of this measure is to allow the Department of Transportation to designate shoulders upon which the Department may authorize the driving of two-wheeled motorcycles under certain conditions.

The Department of Transportation and one individual testified in support of this measure. The Honolulu Police Department testified in opposition. Street Bikers United Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Deleting the condition that drivers of two-wheeled motorcycles may maneuver their vehicles onto a shoulder as designated by an official traffic-control device; 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. 2589, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2589, H.D. 2.

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

**SCRep. 1088-18 Judiciary on H.B. No. 2173**

The purpose of this measure is to protect personal privacy by prohibiting employers and educational institutions from requiring or coercing an employee, student, prospective employee, or prospective student to disclose protected personal online account information. This measure also authorizes private civil actions against violators.

The University of Hawai'i supported this measure. The Department of Education and The Chamber of Commerce Hawaii 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 H.B. No. 2173, H.D. 2, and recommends that it pass Third Reading.

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

**SCRep. 1089-18 Judiciary on H.B. No. 2137**

The purpose of this measure is to address pay disparity between men and women who do similar work by:

- (1) Prohibiting prospective employers from requesting or considering an applicant's salary history in the application process; and
- (2) Prohibiting retaliation or discrimination against employees who disclose, discuss, or inquire about their own or coworker's wages.

Office of Hawaiian Affairs, Planned Parenthood Votes Northwest and Hawaii, Hawai'i State Democratic Women's Caucus, American Association of University Women of Hawaii, YWCA O'ahu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Women's Coalition, National Women's Political Caucus Hawaii Chapter, Windward Oahu Branch of the American Association of University Women, Hawaii Appleseed Center for Law and Economic Justice, and many concerned individuals supported this measure. Hawaii Petroleum Company opposed this measure. The Hawai'i Civil Rights Commission, Hawai'i State Commission on the Status of Women, The Chamber of Commerce Hawaii, Hawaii Food Industry Association, 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 is in accord with the intent and purpose of H.B. No. 2137, H.D. 1, and recommends that it pass Third Reading.

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

**SCRep. 1090-18 Judiciary on H.B. No. 2359**

The purpose of this measure is to:

- (1) Specify the areas in a public housing project, elder or elderly housing, or state low-income housing project that are closed to the public; and
- (2) Clarify that a person commits criminal trespass in the second degree if the person enters or remains:
  - (A) Unlawfully in areas of a housing project that are closed to the public; or
  - (B) In violation of a written warning or request to leave the housing project.

The Department of the Attorney General and Hawaii Public Housing Authority 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. 2359, H.D. 1, and recommends that it pass Third Reading.

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

**SCRep. 1091-18 Judiciary on H.B. No. 2356**

The purpose of this measure is to align the smoking prohibition statute of the Hawaii Public Housing Authority with the United States Department of Housing and Urban Development's "smoke-free" policy and increase the distance from certain buildings and areas where smoking shall be prohibited, as well as the distance from certain buildings where smoking areas may be established.

The Hawaii Public Housing Authority, Department of Health, and Hawai'i Public Health Institute Coalition for a Tobacco-Free Hawaii 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 H.B. No. 2356, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2356, H.D. 1.

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

**SCRep. 1092-18      Judiciary on H.B. No. 1873**

The purpose of this measure is to clarify collection procedures where a condominium unit owner is indebted to the condominium association by:

- (1) Requiring the condominium association to annually distribute to all unit owners a policy stating that the association may deduct and apply portions of future common expense assessments to unpaid late fees, legal fees, fines, and interest and that the policy shall be included in any agreement by an owner that allows the association to automatically withdraw assessments from the owner's bank account; and
- (2) Requiring that the written demand by the condominium association to the unit owner for delinquent common expense assessments contain certain information.

The Hawaii Council of Associations of Apartment Owners dba Hawaii Council of Community Associations, Associa, Community Associations Institute Hawaii Chapter, and two concerned individuals supported this measure. The Kokua Council, Hui 'Oia'i'o, and a few 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. 1873, H.D. 1, and recommends that it pass Third Reading.

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

**SCRep. 1093-18      Judiciary on H.B. No. 2617**

The purpose of this measure is to prohibit the consumption of liquor by bathers within 1,000 yards of any beach or shoreline in the State.

The Department of Land and Natural Resources, Honolulu Police Department, Honolulu Emergency Services Department, and three individuals 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 H.B. No. 2617, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2617, H.D. 2.

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

**SCRep. 1094-18      Finance on H.B. No. 1653**

The purpose of this measure is to abolish the revolving funds for correctional facility stores account of the Department of Public Safety and transfer the unencumbered balance to the administrator/inmate activity account trust account.

The Department of Public Safety testified in support of this measure. The Tax Foundation of Hawaii provided comments.

Your Committee 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 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. 1653, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1653, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (DeCoite, Gates, Nakamura).

**SCRep. 1095-18      Finance on H.B. No. 2454**

The purpose of this measure is to establish a three-year Correctional Industries Former Inmate Employment Pilot Project within the Department of Public Safety to assist former inmates as they reenter into society.

The Department of Public Safety, Community Alliance on Prisons, Ho‘omanapono Political Action Committee, Hawai‘i Justice Coalition, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Substance Abuse Coalition, Ho‘omana Pono, LLC, Young Progressives Demanding Action - Hawaii, and several concerned individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030; 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2454, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2454, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 1096-18 Finance on H.B. No. 2238**

The purpose of this measure is to encourage public schools to prepare for emergencies by:

- (1) Establishing the Safe Keiki Grant Program, which requires the Superintendent of Education to award funds to schools that adequately prepare for emergencies by practicing emergency drills, effectively communicating emergency plans to parents and guardians of students, and presenting a detailed list of supplies necessary for students to remain at a school shelter for forty-eight hours in the event of an emergency; and
- (2) Appropriating funds for grants to public schools to purchase the necessary supplies for students to remain at a school shelter for forty-eight hours in the event of an emergency.

The Department of Education and two 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. 2238, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Keohokalole).

**SCRep. 1097-18 Finance on H.B. No. 2207**

The purpose of this measure is to require the Board of Dental Examiners (Board) to adopt rules to establish a regulatory structure for dental assistants in the State, and to submit a report to the Legislature prior to the 2019 Regular Session that details the Board's progress in adopting the rules.

The Board of Dental Examiners and an individual supported this measure. Hawaii Dental 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. 2207, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Keohokalole).

**SCRep. 1098-18 Finance on H.B. No. 2694**

The purpose of this measure is to require the Department of Health to waive all fees for the issuance of certified copies of birth certificates for any individual who is homeless, provided the individual's homeless status is corroborated by a verification letter issued by a homeless service provider.

A 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. 2694, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Keohokalole).

**SCRep. 1099-18 Finance on H.B. No. 694**

The purpose of this measure is to:

- (1) Establish and appropriate funds for the Health Analytics Program in the Med-QUEST Division of the Department of Human Services; and

- (2) Authorize the Department of Human Services to maintain an all-payers medical claims database.

The Department of Budget and Finance, Department of Commerce and Consumer Affairs, Office of Enterprise Technology Services, Department of Health, Department of Human Services, University of Hawaii, Hawaii State Health Planning and Development Agency, Hawai'i Primary Care Association, and Hawaii Medical Service Association supported this measure. The Hawaii Employer-Union Health Benefits Trust Fund offered comments for this measure.

Your Committee has amended this measure by:

- (1) Changing the amount appropriated from general funds from \$768,480 to an unspecified amount;
- (2) Changing the amount appropriated from federal funds received by the State from \$563,920 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 H.B. No. 694, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 694, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 1100-18 Finance on H.B. No. 1676**

The purpose of this measure is to appropriate funds to the Department of Health for the purchase of an ambulance vehicle and the operational costs for a twenty-four hours a day, seven days a week ambulance unit for the County of Kauai.

Six Councilmembers of the Kaua'i County Council, the Kaua'i Fire Department, Hawai'i Fire Department, Hawaii Fire Fighters Association, American Medical Response – Kauai County, Kupuna Caucus of the Democratic Party of Hawai'i, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawai'i Pacific Health, Wilcox Medical Center, and several individuals testified in support of this measure. The Department of Health and a few individuals provided comments.

Your Committee has amended this measure by:

- (1) Expanding the purpose of the appropriation to include ambulance vehicles and operational costs for ambulance units without restriction to any county; 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. 1676, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1676, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Lowen).

**SCRep. 1101-18 Finance on H.B. No. 1916**

The purpose of this measure is to prepare for an expected increase in the population affected by Alzheimer's disease and related dementias by requiring the Executive Office on Aging to annually update the State Plan on Alzheimer's Disease and Related Dementias and appropriating funds for the Executive Office on Aging to update the state plan.

The Alzheimer's Association, Aloha Chapter testified in support of this measure. The Executive Office on Aging provided comments.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount 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. 1916, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1916, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 14; Ayes with Reservations (Kobayashi). Noes, none. Excused, 1 (Keohokalole).

**SCRep. 1102-18 Finance on H.B. No. 2014**

The purpose of this measure is to require the Governor to make certain parcels of state land available for the establishment of the Puuhonua Homeless Villages program, provide a range of services to the individuals experiencing homelessness who reside there, and provide government employees and volunteers with immunity from liability for injuries and damages resulting from providing services to individuals experiencing homelessness.

The Mayor of the County of Hawaii, Hawaii County Council Vice Chair, Hawaii County Councilmember representing District 6, IMU Alliance, Wai'anae Coast Neighborhood Board, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Community First, Pele Lani Farm LLC, Kona Brewing Co., Na Kahua Hale O Ulu Wini, and numerous individuals supported this measure. Two individuals opposed this measure. The Governor's Coordinator on Homelessness, Department of Human Services, Department of Public Safety, Department of Land and Natural Resources, and Hawaii Kai Homeless Task Force offered comments for this measure.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount to establish the Puuhonua Homeless Villages program and construct homes and infrastructure from \$190,000,000 to an unspecified amount;
- (2) Changing the appropriation amount for the management, maintenance, and day-to-day operations of the Puuhonua Homeless Villages from \$208,000,000 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 H.B. No. 2014, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2014, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 1103-18 Finance on H.B. No. 2546**

The purpose of this measure is to provide greater access to primary healthcare by appropriating moneys to the Department of Health as a grant to work with the John A. Burns School of Medicine in financing and constructing a family medicine office practice and team-based training site at the Pali Momi outpatient center to serve as the family medicine office practice for the John A. Burns School of Medicine Family Medicine Residency Program.

The University of Hawaii, Hawaii Medical Service Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and several concerned individuals supported this measure. The Department of Health provided comments.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified general fund appropriation to the Department of Health for a family medicine office practice and team-based training outpatient center, with no site specified, which will serve as the family medicine office practice for the John A. Burns School of Medicine Family Medicine Residency 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2546, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2546, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 1104-18 Finance on H.B. No. 2670**

The purpose of this measure is to ensure adequate access to healthy dietary options for Supplemental Nutrition Assistance Program beneficiaries by:

- (1) Requiring the Department of Agriculture to develop and administer a farmers' market matching incentive program that promotes the purchase of Hawaii-grown fruits and vegetables for beneficiaries of the Supplemental Nutrition Assistance Program; and
- (2) Appropriating funds for the program.

The Department of Health, Department of Human Services, Mayor of the County of Hawaii, American Cancer Society Cancer Action Network, Blue Zones Project, Community First, Hawaii Children's Action Network, Hawai'i Farm Bureau, Hawai'i Pacific Health, Hawai'i Public Health Institute, Hawai'i Primary Care Association, Hawai'i Public Health Association, Hawaii Appleseed Center for Law and Economic Justice, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Pioneering Healthier Communities of Honolulu, The Food Basket Inc., Hawaii Island's Food Bank, Waianae Coast Comprehensive Health Center, Ulupono Initiative, and numerous individuals supported this measure. The Department of Agriculture, American Heart Association, and an individual offered comments for this measure.

Your Committee has amended this measure by:



- (1) Changing the amount appropriated out of the general revenues from \$300,000 to an unspecified amount;
- (2) Changing the amount appropriated out of the farmers' market matching incentive program special fund as matching funds from \$300,000 to an unspecified amount;
- (3) Changing the dollar-for-dollar match provided to Supplemental Nutrition Assistance Program beneficiaries to be used for purchases at farmers' markets from \$20 to an unspecified amount; 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. 2670, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2670, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 1105-18 Finance on H.B. No. 2276**

The purpose of this measure is to appropriate moneys to the Department of Health to establish one full-time equivalent position to conduct water quality assessments on all streams and coastal waters on the island of Hawai'i, investigate complaints, and enforce surface water regulations.

The Office of Hawaiian Affairs, Hawai'i County Council Member representing District 1, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and two individuals testified in support of this measure. The Department of Health provided comments.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the full-time equivalent (FTE) position count for the Environmental Health Specialist IV position from one FTE to an unspecified number; 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. 2276, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2276, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 15. Noes, none. Excused, none.

**SCRep. 1106-18 Finance on H.B. No. 2026**

The purpose of this measure is to require the Legislative Reference Bureau to update the 1985 study, "The Feasibility of Environmental Reorganization for Hawaii," and to assess the feasibility of implementing findings and recommendations.

The Department of Environmental Management of the County of Hawai'i, Sierra Club of Hawai'i, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure. The Legislative Reference Bureau, State Procurement Office, and Land Use Research Foundation of Hawaii 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; 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. 2026, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2026, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Lowen).

**SCRep. 1107-18 Finance on H.B. No. 2249**

The purpose of this measure is to create a \$30,000,000 revolving line of credit sub-fund under the umbrella of the Green Energy Market Securitization Loan Fund for any state agency or department to finance energy efficiency measures. This measure also establishes the Grid Resiliency Rebate Program and a Grid Resiliency Task Force to prepare the State's electrical grid for natural disasters and other emergencies.

The Sierra Student Coalition at the University of Hawaii at Manoa, Sierra Club of Hawai'i, The Alliance for Solar Choice, 350Hawaii.org, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a concerned individual testified in support of this measure. The Hawaiian Electric Company, Inc., Maui Electric Company, Ltd., and Hawaiian Electric Light Company, Inc. 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, Hawaii Green Infrastructure Authority, Public Utilities Commission, Tax Foundation of Hawaii, Tesla, Inc., Ulupono Initiative, and Distributed Energy Resources Council 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. 2249, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Lowen).

**SCRep. 1108-18 Finance on H.B. No. 2274**

The purpose of this measure is to strengthen the State's electric vehicle charging requirements by:

- (1) Requiring parking facilities with more than one hundred total parking spaces to provide electric vehicle supply equipment to:
  - (A) At least one parking space per one hundred parking spaces;
  - (B) Two parking spaces, beginning July 1, 2021, per one hundred parking spaces; and
  - (C) Three parking spaces, beginning July 1, 2024, per one hundred parking spaces;
- (2) Authorizing the Director of Transportation to exempt a parking facility from the requirements if a licensed electrician determines that costs for compliance would be in excess of \$200 multiplied by the total number of parking spaces within the parking facility;
- (3) Authorizing the Director of Transportation to investigate and issue warnings and fines for violations of the requirements; and
- (4) Establishing a working group to:
  - (A) Address the installation of electric vehicle supply equipment at apartments, condominiums, cooperative housing corporations, and planned community associations; and
  - (B) Report to the Legislature no later than twenty days prior to the convening of the regular session of 2019.

Hawaiian Electric Company, Inc., Maui Electric Company, Ltd., Hawai'i Electric Light Company, Inc., Building Owners and Managers Association of Hawaii, Blue Planet Foundation, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Associa, Community Associations Institute Hawaii Chapter, 350Hawaii.org, Pulama Lana'i, and several individuals testified in support of this measure. Retail Merchants of Hawaii and Building Industry Association of Hawaii testified in opposition. Department of Transportation, Legislative Reference Bureau, Aloha Stadium Authority, Department of Transportation Services of the City and County of Honolulu, Tesla, Inc., 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 H.B. No. 2274, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 15. Noes, none. Excused, none.

**SCRep. 1109-18 Finance on H.B. No. 2719**

The purpose of this measure is to:

- (1) Establish the Hawaii Clean Economy Initiative Advisory Board (Board) to advise the State on the transition to a clean energy economy and support the State in meeting its goal of building an economy that, by 2045, sequesters more atmospheric carbon than it produces;
- (2) Allocate funds from the Energy Security Special Fund to support the activities of the Board;
- (3) Change the name of the Hawaii Clean Energy Initiative Program to the Hawaii Clean Economy Initiative Program (Program) and expand the role of the Program to manage the State's transition to a clean transportation economy; and
- (4) Extend the implementation date of the Program's plans from 2030 to 2045.

Sierra Club of Hawai'i, Ulupono Initiative, Hawai'i Interfaith Power and Light, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and one concerned individual supported this measure. 350Hawaii.org opposed this measure. The Department of Business, Economic Development and Tourism, Office of Planning, 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. 2719, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 1 (Lowen).

**SCRep. 1110-18 Finance on H.B. No. 2724**

The purpose of this measure is to establish a primary state energy agency that will assist both the public and private sectors in achieving the State's energy goals by:

- (1) Establishing the Office of Clean Energy within the Department of Business, Economic Development and Tourism (DBEDT) for administrative purposes only;
- (2) Transferring the duties and responsibilities of DBEDT's Energy Resources Coordinator to the Director of the Office of Clean Energy; and
- (3) Transferring the functions of the State Energy Office to the Office of Clean Energy.

The Blue Planet Foundation, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Sierra Club of Hawai'i, Young Progressives Demanding Action - Hawaii, and several concerned individuals testified in support of this measure. The Department of Business, Economic Development and Tourism, Hawaii Energy Policy Forum, and Hawaii BioEconomy Trade 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. 2724, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 15. Noes, none. Excused, none.

**SCRep. 1111-18 Finance on H.B. No. 2466**

The purpose of this measure is to prohibit the Hawaii Employer-Union Health Benefits Trust Fund (Trust Fund) from withholding any retroactive reimbursement payable after June 30, 2013, to a retired employee-beneficiary and qualified employee-beneficiary's spouse from an income-adjusted Medicare Part B premium based on when the adjustment request is made to the Trust Fund.

The United Public Workers, AFSCME, Local 646, AFL-CIO and a concerned individual supported this measure. The Hawaii Employer-Union Health Benefits Trust Fund Board of Trustees 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. 2466, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Keohokalole).

**SCRep. 1112-18 Finance on H.B. No. 2176**

The purpose of this measure is to:

- (1) Establish a process outside of the Public Procurement Code for awarding Department of Education contracts for student transportation services and facility construction or renovation that includes public comment; and
- (2) Prohibit protests and judicial review of contract awards made pursuant to the process.

A concerned individual opposed this measure. The State Procurement Office and Department of Education 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. 2176, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13; Ayes with Reservations (Cachola, Tupola). Noes, none. Excused, 2 (Fukumoto, Kobayashi).

**SCRep. 1113-18 Finance on H.B. No. 2581**

The purpose of this measure is to assist the State and county governments in undertaking certain capital improvement projects in a more cost-effective and efficient manner by:

- (1) Establishing the Office of Public-Private Partnership within the Department of Accounting and General Services to support State and county agencies in the use of best practices in contracting for public-private partnerships, and to appropriate funds for its establishment;
- (2) Adding design-build-operate-maintain and design-build-finance-operate-maintain project delivery methods to the Hawaii Public Procurement Code and related conditions and requirements;

- (3) Requiring the Department of Accounting and General Services, in coordination with the Office of Public-Private Partnership, to submit an annual report to the Legislature and specifying the information the report shall contain; and
- (4) Appropriating funds for establishing and filling the State Public-Private Partnership Coordinator position.

The Department of Transportation, Department of Budget and Fiscal Services of the City and County of Honolulu, Ho‘omanapono Political Action Committee, Ho‘omano Pono, LLC, Ulupono Initiative, and a concerned individual testified in support of this measure. The Community Alliance on Prisons, Hawai‘i Justice Coalition, Young Progressives Demanding Action - Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ohana Ho‘opakele, and several concerned individuals testified in opposition to this measure. The Department of Accounting and General Services, State Procurement Office, Office of Planning, The Chamber of Commerce Hawaii, Building Industry Association of Hawaii, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, and American Civil Liberties Union of Hawai‘i provided comments.

Your Committee has amended this measure by:

- (1) Deleting language specifically adding design-build-operate-maintain and design-build-finance-operate-maintain project delivery methods to the Hawaii Public Procurement Code (Procurement Code) and related conditions and requirements and instead, inserting language specifically adding public-private partnership delivery methods to the Procurement Code, including related conditions and requirements;
- (2) Requiring, as part of the public-private partnership procurement process:
  - (A) The Governor, in the case of a State project, or the mayor, in the case of a county project, to provide initial approval of a recommendation from the head of the purchasing agency to proceed with a public-private partnership; and
  - (B) The Director of Budget and Finance and the Comptroller, in the case of a State project, or the Mayor, in the case of a county project, to provide final approval of a recommendation from the head of the purchasing agency to execute a public-private partnership;
- (3) Inserting language to specify responsible persons designated to attend meetings and otherwise stay apprised of important events and decisions related to a public-private partnership after initial approval, and in anticipation of final approval, of a public-private partnership;
- (4) Inserting language providing additional conditions for the use of public-private partnerships under the Procurement Code including:
  - (A) Requiring construction contracts using the public-private partnership procurement process to specify the use of public worker union positions customarily and historically provided for such projects when an operational phase is part of the project delivery;
  - (B) Authorizing purchasing agencies to engage in negotiations with the highest-ranked offeror in a public-private partnership procurement and specifying the terms and conditions to be negotiated; and
  - (C) Authorizing purchasing agencies to terminate negotiations with the offeror of a public-private partnership when negotiations are not successful and specifying conditions under which negotiations should be continued with the next highest-ranked scoring offeror; 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. 2581, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2581, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Kobayashi).

**SCRep. 1114-18 Finance on H.B. No. 2570**

The purpose of this measure is to establish a three-year pilot project to require the Department of Transportation, in conjunction with counties having a population of more than 180,000 but less than 250,000, to address the problem of substandard roads in housing subdivisions that are not part of a planned community. This measure also requires the county to collect fees from lot owners in the housing subdivision to pay for the maintenance and repair of the roads.

Several concerned individuals testified in support of this measure. The Department of Transportation and the 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. 2570, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11. Noes, none. Excused, 4 (Kobayashi, Lowen, Tupola, Ward).

**SCRep. 1115-18 Finance on H.B. No. 2041**

The purpose of this measure is to further develop Hawaii's aquaculture industry by appropriating funds to establish an aquaculture incubator at the Natural Energy Laboratory of Hawaii Authority on the island of Hawaii to bring together aquaculture entrepreneurs and investors.

The Department of Business, Economic Development and Tourism, Natural Energy Laboratory of Hawaii Authority, Chair of the Hawaii County Council's Committee on Agriculture, Water and Energy, Blue Ocean Mariculture, Cyanotech Corporation, Hawaii Aquaculture and Aquaponics Association, Hawai'i Farm Bureau, Marine Genetics, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ulupono Initiative, Aquaculture Planning and Advocacy LLC, and several individuals supported this measure. The Department of Agriculture, Hawaii Strategic Development Corporation, and Hawaii Technology Development Corporation offered comments for this measure.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount from \$500,000 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. 2041, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2041, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Kobayashi).

**SCRep. 1116-18 Finance on H.B. No. 2013**

The purpose of this measure is to appropriate funds to upgrade the trucks of the Department of Land and Natural Resources' Division of Conservation and Resources Enforcement that are currently in use in Hawaii County.

Two individuals testified in support of this measure. The Department of Land and Natural Resources provided comments.

Your Committee has amended this measure by changing its appropriation to an unspecified amount 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. 2013, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2013, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (DeCoite, Nakamura).

**SCRep. 1117-18 Finance on H.B. No. 2653**

The purpose of this measure is to authorize the Board of Land and Natural Resources to provide qualified coastal landowners, who have privately owned structures situated on previously private land that has become submerged public land due to erosion and sea level rise, with special shoreline encroachment easements at values determined by the Board to enable these landowners to relocate these private structures landward of the shoreline setback line.

The Department of Land and Natural Resources, Board of Land and Natural Resources, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a few concerned individuals provided testimony in support of this measure. Ho'omanapono Political Action Committee and one concerned individual provided testimony in opposition to this measure. The Office of Planning offered comments for 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. 2653, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 15; Ayes with Reservations (Gates). Noes, none. Excused, none.

**SCRep. 1118-18 Finance on H.B. No. 1971**

The purpose of this measure is to authorize the issuance of special purpose revenue bonds to assist Kunoa Cattle Company, LLC, in funding the construction of a multi-species livestock farm, expansion of the current slaughter and processing infrastructure, development of distribution assets and agritourism services, and expansion of renewable energy assets.

The Department of Agriculture, Kunoa Cattle Company, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawai'i Farm Bureau, Ulupono Initiative, Hawaii Cattlemen's Council, Inc., and an individual testified in support of this measure. Animal Rights Hawai'i opposed this measure. The Department of Budget and Finance provided comments.

Your Committee has amended this measure by:

- (1) Inserting a bond authorization amount of \$50,000,000; and

- (2) Changing its effective date to July 1, 2018.

As affirmed by the record of votes of 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. 1971, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1971, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (DeCoite, Nakamura).

**SCRep. 1119-18 Finance on H.B. No. 2593**

The purpose of this measure is to humanely address the exponential increases in the feral cat population by:

- (1) Requiring an unspecified state agency to contract with a nonprofit animal rescue group to oversee caretakers of feral cats;
- (2) Exempting registered feral cat caretakers from state and county laws relating to the feeding and confinement of cats; and
- (3) Establishing a feral cat trap-sterilize-return process.

The Department of Land and Natural Resources and Office of Hawaiian Affairs opposed this measure. The Humane Society of the United States and Hawaii Association of Animal Welfare Agencies 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. 2593, 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, Tupola, Ward). Noes, 1 (Nakamura). Excused, 1 (Keohokalole).

**SCRep. 1120-18 Judiciary on H.B. No. 2072**

The purpose of this measure is to amend the offense of cruelty to animals in the second degree by:

- (1) Prohibiting the use of a trolley, pulley, cable, or running line designed to attach a dog to two stationary objects, depending on the age of the dog and the restraint's configuration, length, size, weight, and nature; and
- (2) Making violation of dog tethering prohibitions a petty misdemeanor subject to varying sentencing requirements depending on whether the violation is a first or subsequent offense when:
  - (A) The conviction involves assisting another in the commission of an offense; or
  - (B) The offense involves nine or less pet animals in one instance.

Healthy Pets United, Windward Dog Park Hui, Animal Rights Hawai'i, and numerous individuals testified in support of this measure. The Humane Society of the United States, Hawaiian Humane Society, Hawaii Association of Animal Welfare Agencies, West Hawaii Humane Society, Care2, and several individuals provided comments.

Your Committee has amended this measure by:

- (1) Changing the allowable minimum length of a tether from five times the length of the dog's body to ten feet in length;
- (2) Amending the sentencing provisions for offenses involving nine or fewer pet animals in one instance to:
  - (A) Allow the court to impose other additional penalties; and
  - (B) Clarify the discretionary psychological treatment provision by authorizing the court to require submission to any available mental health assessment and recommended treatment for a first offense; 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. 2072, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2072, H.D. 2.

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

**SCRep. 1121-18 Judiciary on H.B. No. 1906**

The purpose of this measure is to increase the penalty for assault of a health care worker from a misdemeanor to a Class C felony.

The Board of Nursing; Hawaii Health Systems Corporation; East Hawaii Region of Hawaii Health Systems Corporation; Queen's Health Systems; Healthcare Association of Hawaii; One Kalakaua Senior Living; United Public Workers, AFSCME, Local 646, AFL-CIO; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Kaiser Permanente Hawai'i; Hawai'i Primary Care Association; Legacy of Life Hawaii; Hawaii Nurses Association, OPEIU Local 50, AFL-CIO; Hawai'i Pacific Health; Hawaii Medical Association; Country Talk Story; and numerous individuals testified in support of this measure. The Department of Health supported the intent of this measure. The Office of the Public Defender testified in opposition. The Department of the Attorney General and Hawaii Medical Service Association provided comments.

Your Committee has amended this measure by:

- (1) Deleting the purpose statement;
- (2) Deleting administrators, students, volunteers, and any other workers who support the functions of the health care facility from the definition of "a person who is engaged in the performance of a duty at a health care facility";
- (3) Narrowing the offense for assaulting a person employed or contracted to work by a mutual benefit society to only include persons who are employed or contracted to provide case management services to an individual in a hospital, health care provider's office, or home; 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. 1906, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1906, H.D. 2.

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

**SCRep. 1122-18 Judiciary on H.B. No. 2215**

The purpose of this measure is to require the driver of a vehicle passing and overtaking a bicycle proceeding in the same direction to allow at least three feet of separation between the right side of the driver's vehicle and the left side of the bicyclist.

The Department of Transportation, Department of Transportation Services of the City and County of Honolulu, Kauai Police Department, Hawaii Strategic Highway Safety Plan, Kauai Path, Inc., Peoples Advocacy for Trails Hawai'i, Hawai'i Cycling Club, Maui Bicycling League, Hawaii Bicycling League, Hawai'i Public Health Institute, Blue Zones Project – Hawaii, Blue Planet Foundation, American Diabetes Association, Bikeshare Hawaii, and numerous concerned individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050; 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2215, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2215, H.D. 1.

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

**SCRep. 1123-18 Judiciary on H.B. No. 2391**

The purpose of this measure is to authorize the Administrator of the Department of Public Safety's Narcotics Enforcement Division to disclose confidential information from the Electronic Prescription Accountability System to authorized employees of the Department of Health's Alcohol and Drug Abuse Division and Emergency Medical Services and Injury Prevention System Branch.

The Department of Health, Department of Public Safety, and Drug Policy Forum of Hawaii 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2391, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2391, H.D. 2.

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

**SCRep. 1124-18 Judiciary on H.B. No. 2385**

The purpose of this measure is to update the list of Schedule 1 controlled substances of the State's Uniform Controlled Substances Act and make it consistent with the federal Controlled Substances Act as required by law.

The Department of Public Safety provided comments on this measure.

Your Committee has amended this measure by:

- (1) Adding 1-(4-cyanobutyl)-N-(2-phenylpropan-2-yl)indazole-3-carboxamide (CUMYL-4CN-BINACA), its optical, positional, and geometric isomers, salts and salts of isomers; also known as SGT-78, 4-CN-CUMYL-BINACA; CUMYL-CB-PINACA; CUMYL-CYBINACA; 4-cyano CUMYL-BUTINACA to the list of Schedule I drugs in Section 329-14, Hawaii Revised Statutes; and
- (2) Adding Dronabinol [(-)-delta-9-trans tetrahydrocannabinol] to the list of Schedule II drugs in Section 329-16, 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 H.B. No. 2385, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2385, H.D. 2.

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

**SCRep. 1125-18 Finance on H.B. No. 2498**

The purpose of this measure is to establish and appropriate funds for a permanent, full-time equivalent Veterinary Medical Officer position in the Department of Health to oversee programs to protect human health through measures to detect, investigate, assess, prevent, control, and eradicate zoonotic diseases that may be transmitted from animals to humans.

Representative of the 5<sup>th</sup> Representative District supported this measure. The Department of Health 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. 2498, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Keohokalole).

**SCRep. 1126-18 Finance on H.B. No. 2747**

The purpose of this measure is to encourage first-time homebuyers to save for the purchase of a home by:

- (1) Changing the annual limitation on contributions to individual housing accounts for individuals and married couples filing jointly to an unspecified amount;
- (2) Allowing parents, siblings, and grandparents to make contributions to a taxpayer's individual housing accounts;
- (3) Authorizing the maintenance of individual housing accounts in community development financial institutions;
- (4) Changing the number of taxable months in which contributions may be made to an individual housing account to an unspecified number of taxable months; and
- (5) Changing the penalty for the failure of an individual housing account trustee to file a required report to an unspecified amount.

The Hawai'i Association of REALTORS and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Department of Taxation and Office of Hawaiian Affairs provided comments.

Your Committee has amended this measure by:

- (1) Making changes to the annual contribution amount, aggregate contribution amount, and number of taxable months applicable to individual housing accounts established after December 31, 2018;
- (2) Specifying provisions applicable to individual housing accounts established after December 31, 2018;
- (3) Requiring the trustee of the individual housing account to verify that the individual has completed homebuyer education;
- (4) Deleting references to "immediate family member"; 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. 2747, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2747, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 15. Noes, none. Excused, none.



**SCRep. 1127-18 Finance on H.B. No. 2098**

The purpose of this measure is to assist the Kahoolawe Island Reserve Commission (Commission) in its efforts by authorizing:

- (1) The Board of Land and Natural Resources to transfer to the Commission the Board's duties to operate, administer, manage, and maintain the Kihei small boat harbor; and
- (2) The Commission to undertake the management of the Kihei small boat harbor.

Kaanapali Kai Charters, Inc. opposed this measure. The Department of Land and Natural Resources, Kaho'olawe Island Reserve Commission, and Ocean Tourism Coalition offered comments for this measure.

Your Committee has amended this measure by:

- (1) Clarifying that the permits issued under section 200-10, Hawaii Revised Statutes, will continue to remain under the Statewide Boating Program;
- (2) Clarifying that all fees collected from permits to use the Kihei small boat harbor will continue to be deposited in the boating 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. 2098, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2098, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 15. Noes, none. Excused, none.

**SCRep. 1128-18 Finance on H.B. No. 2641**

The purpose of this measure is to revitalize the economy on the island of Hawaii, particularly in the Hilo area by:

- (1) Establishing a ten-year pilot project for the redevelopment of the Kanoelehua Industrial Area and Banyan Drive region on Hawaii Island;
- (2) Establishing a planning committee, as well as the procedures for the planning committee, and requirements for redevelopment plans for the Kanoelehua Industrial Area and Banyan Drive region; and
- (3) Modifying public land lease restrictions.

The Hawai'i Association of REALTORS, Hawaii Planing Mill, Ltd. dba HPM Building Supply, and two individuals supported this measure. The League of Women Voters of Hawaii opposed this measure. The Department of the Attorney General, Department of Land and Natural Resources, Mayor of the County of Hawai'i, and McCully Works offered comments for this measure.

Your Committee has amended this measure by:

- (1) Requiring that two of the public members of the planning committee be selected from nominees submitted by the Mayor of Hawaii County and adding knowledge, experience, and expertise in cultural or recreational matters as an available qualification for the public members;
- (2) Clarifying that the planning committee shall include negotiations and collaboration with current lessees and existing redevelopment agencies regarding preparation of the redevelopment plan, renewal or renegotiation of leases for projects in the redevelopment plan, and management of studies to determine the appropriate activities for redevelopment in the designated districts;
- (3) Requiring annual public hearings on the proposed redevelopment plan;
- (4) Limiting the extension by the Board of Land and Natural Resources of the fixed rental period of existing public land leases; 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2641, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2641, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 15. Noes, none. Excused, none.

**SCRep. 1129-18 Finance on H.B. No. 2709**

The purpose of this measure is to position Hawaii as a leader in technology development, transfer, and commercialization by:

- (1) Establishing the Hawaii Innovation and Technology Research Corporation to support and expand Hawaii's innovation and technology industries; and
- (2) Appropriating funds for the operations of the Corporation.

The Oahu Economic Development Board, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and Oceanit supported this measure. The Department of the Attorney General, Department of Business, Economic Development and Tourism, and High Technology Development Corporation offered comments for this measure.

Your Committee has amended this measure by:

- (1) Consolidating the rights, powers, functions, duties, and employees of the Hawaii Technology Development Corporation and the Hawaii Strategic Development Corporation within the Hawaii Innovation and Technology Research Corporation;
- (2) Dissolving the Hawaii Technology Development Corporation and the Hawaii Strategic Development Corporation;
- (3) Inserting a 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2709, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2709, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Keohokalole).

**SCRep. 1130-18 Finance on H.B. No. 1828**

The purpose of this measure is to mitigate the negative impacts on communities caused by tourist activities by:

- (1) Allocating \$10,000,000 in transient accommodations tax revenues to the Hawaii Tourism Authority to support initiatives, in conjunction with the Hawaii Lodging and Tourism Association, to mitigate those negative impacts caused by tourist activities; provided that the funds are matched dollar-for-dollar by the private sector, the applicable counties, or a combination of both; and
- (2) Requiring the Hawaii Tourism Authority to submit a report to the Legislature on the expenditure of the \$10,000,000 allocation of funds.

The Hawai'i Lodging & Tourism Association supported this measure. The Hawai'i Tourism Authority provided comments.

Your Committee has amended this measure by:

- (1) Changing the amount of transient accommodations tax revenues allocated to the Hawaii Tourism Authority for initiatives that mitigate negative impacts caused by tourism activity to an unspecified amount; 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1828, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1828, H.D. 3.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 1131-18 Finance on H.B. No. 2010**

The purpose of this measure is to address financing issues related to debt, maintenance, and operations of the Hawaii Convention Center by:

- (1) Forgiving the debt owed to the State by the Hawaii Tourism Authority for Convention Center construction costs and related interest;
- (2) Reducing the transient accommodations tax revenue allocation to the Convention Center Enterprise Special Fund;
- (3) Establishing a Convention Center Repair and Maintenance Special Fund and a Convention Center Emergency Special Fund, allocating a portion of transient accommodations tax revenues to these Funds, and requiring the Authority to report on expenditures and balances in these Funds; and
- (4) Increasing the minimum fund balance of the Tourism Emergency Special Fund.

The Hawaii Tourism Authority testified in support of this measure. The Department of Budget and Finance and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Changing the amounts of revenues allocated for the Convention Center Enterprise Special Fund, Convention Center Repair and Maintenance Special Fund, and Convention Center Emergency Special Fund, to unspecified amounts;
- (2) Changing the amount of the minimum fund balance of the Tourism Emergency Special Fund to an unspecified amount; and
- (3) 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2010, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2010, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Nakamura). Noes, none. Excused, 6 (DeCoite, Gates, Lowen, Todd, Tupola, Ward).

**SCRep. 1132-18 Finance on H.B. No. 2605**

The purpose of this measure is to assist the counties in enforcing transient accommodations and short-term vacation rental laws and ordinances by:

- (1) Establishing a one-year temporary program whereby a county can receive up to \$1,000,000, in transient accommodations revenues if the following conditions are met:
  - (A) Established a real property tax rate that applies only to transient accommodations or short-term vacation rentals;
  - (B) Developed a process to expeditiously issue special use permits and collect all applicable taxes from properties used as transient accommodations or short-term vacation rentals;
  - (C) Established a registry to track compliance by and complaints concerning permittees receiving special use permits;
  - (D) Established an expedited process to address violations of zoning laws, special use permits, and ordinances by operators of transient accommodations and short-term vacation rentals;
  - (E) Established an expedited process for filing appeals by parties denied a special use permit; and
  - (F) Enacted legislation to implement the conditions set forth in (A) through (E); and
- (2) Appropriating \$4,000,000, of transient accommodations tax revenues to assist the counties in enforcing all applicable laws and ordinances relating to transient accommodations and short-term vacation rentals.

The Maui County Council Chair, Hawaii County Council Chairwoman, Hawaii County Councilmembers representing Districts 1 and 4, and Leleiwi Community Association supported this measure. Coalition for Equal Taxation and Save O'ahu's Neighborhoods opposed this measure. The Office of the Governor, Department of the Attorney General, Department of Budget and Finance, Hawai'i Tourism Authority, Office of Hawaiian Affairs, Mayor for the County of Hawaii, Land Use Research Foundation of Hawaii, Pacific Resource Partnership, and Tax Foundation of Hawaii offered comments for this measure.

Your Committee has amended this measure by:

- (1) Changing the amount of the appropriation to the counties to an unspecified amount;
- (2) Removing the cap on the amount that a county may receive from the appropriation;
- (3) Changing the 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. 2605, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2605, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 1 (Lowen).

**SCRep. 1133-18 Finance on H.B. No. 2471**

The purpose of this measure is to ensure proper oversight of game developers and marketers and to protect consumers from predatory and manipulative practices by the gaming industry by establishing and appropriating funds for a Hawaii Digital Gaming Commission, which shall coordinate with other states to provide oversight and monitoring of predatory or exploitative practices in digital games.

The Hawaii Youth Services Network supported this measure. 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. 2471, 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, Nakamura, Tupola). Noes, 1 (Holt). Excused, 1 (Keohokalole).

**SCRep. 1134-18 Finance on H.B. No. 2727**

The purpose of this measure is to protect consumers from predatory video game mechanisms by:

- (1) Establishing certain disclosure requirements for publishers of video games that contain a system to purchase a randomized reward or virtual item, or a consumable virtual item that can be redeemed and directly or indirectly converted to randomized rewards;
- (2) Authorizing the Department of Commerce and Consumer Affairs, in consultation with the Office of Enterprise Technology Services, to audit the code of video games sold in the State and to ensure that the probability rates for consumers receiving the randomized rewards are calculated correctly and working properly; and
- (3) Appropriating funds for the audit.

Hawaii Youth Services Network supported this measure. The Department of Commerce and Consumer Affairs 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. 2727, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Keohokalole).

**SCRep. 1135-18 Judiciary on H.R. No. 21**

The purpose of this measure is to urge the Hawaii Chapter of the American Judicature Society and the Hawaii State Bar Association to analyze and assess the role of the Judiciary within the constitutional framework of government in the state of Hawaii.

The Judiciary, State of Hawaii, Common Cause, and the Hawaii State Bar Association offered comments. One individual offered testimony in support.

Your committee amended this measure by:

- (1) Removing from line 24 of the "WHEREAS" clause:

"if a branch violates the separation of powers and renders government unworkable, the public interest will suffer"

and replacing with:

"discussion about the role of the Judiciary should include consideration of the Judiciary's constitutional role in protecting individual rights and freedoms, and the importance of an independent judiciary in preserving the rule of law. As former Hawai'i Supreme Court Chief Justice William S. Richardson stated: "Only an independent judiciary can resolve disputes impartially and render decisions that will be accepted by rival parties, particularly if one of those parties is another branch of government;" and

- (2) Adding to the "BE IT RESOLVED" clause:

"the Judiciary's role in protecting individual rights and freedoms" and "the importance of judicial independence in fostering the rule of law."

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. 21, H.D. 1, and recommends its adoption.

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

**SCRep. 1136-18 Finance on H.B. No. 1900**

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.

Testimony submitted on this measure can be obtained from the Legislature's website at <http://www.capitol.hawaii.gov>.

The Administration submitted an operating budget that totaled:

	<u>FY 2018</u>	<u>FY 2019</u>
General Funds	\$7,248,455,293	\$7,442,854,409
All Means of Financing	\$14,110,569,014	\$14,394,322,306

The Administration submitted a capital improvement budget that totaled:

	<u>FY 2018</u>	<u>FY 2019</u>
General Obligation Bonds	\$1,027,951,000	\$669,493,000
All Means of Financing	\$2,289,745,000	\$2,192,535,000

The original general fund financial plan submitted by the Administration on December 18, 2017 relied on an increase in revenues from legislation that would ensure the collection of transient accommodation taxes from individual vacation rentals. Your Committee notes that no such legislation was submitted as part of the Administration's Package.

The revenue anticipated, and included, in the Administration's financial plan is \$33,000,000 in FY 2018 – 2019 and \$67,000,000 per year in FY 2019 – 2020 and beyond. Without this revenue assumption, the Administration's financial plan will be approximately \$90,000,000 in deficit by 2021 – 2022; deepening to \$135,000,000 by FY 2022 – 2023.

Compounding this problem, as of March 7, 2018, the Administration submitted four Governor's Messages (GM) requesting an additional \$44,176,065 in general funds and \$76,580,610 in all means of financing for FY 2018 – 2019.

Your Committee has taken a fiscally prudent approach in constructing this budget to ensure that the State lives within its means, while tackling the critical issues that confront the State.

Your Committee on Finance has amended this budget to appropriate the following in operating funds:

	<u>FY 2018</u>	<u>FY 2019</u>
General Funds	\$7,243,455,293	\$7,407,744,269
All Means of Financing	\$14,105,569,014	\$14,306,738,971

Your Committee has further amended this budget to appropriate the following in capital improvement funds:

	<u>FY 2018</u>	<u>FY 2019</u>
General Obligation Bonds	\$1,027,951,000	\$682,326,000
All Means of Financing	\$2,289,745,000	\$2,191,629,000

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. 1900, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1900, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 1137-18 Public Safety on H.R. No. 14**

The purpose of this measure is to request the Department of Human Services, in consultation with the Department of Public Safety, to work with the Family Reunification Working Group and other community stakeholders to develop a plan to establish visitation centers at all state correctional facilities and jails to promote reunification of incarcerated parents with their children.

The Office of the Public Defender, Blueprint for Change, Hawaii Youth Services Network, Community Alliance on Prisons, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ka Lahui Hawai'i Political Action Committee, and several concerned individuals supported this measure. The Department of Public Safety and Department of Human Services 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. 14 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, Ing, Thielen).

**SCRep. 1138-18 Public Safety on H.C.R. No. 17**

The purpose of this measure is to request the Department of Human Services, in consultation with the Department of Public Safety, to work with the Family Reunification Working Group and other community stakeholders to develop a plan to establish visitation centers at all state correctional facilities and jails to promote reunification of incarcerated parents with their children.

The Office of the Public Defender, Blueprint for Change, Hawaii Youth Services Network, Community Alliance on Prisons, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and several concerned individuals supported this measure. The Department of Public Safety and Department of Human Services 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. 17 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, Ing, Thielen).

**SCRep. 1139-18 Public Safety on H.R. No. 29**

The purpose of this measure is to request the congressional delegation of Hawaii and the United States Congress to oppose "concealed carry reciprocity" legislation which would force the State to accede to other jurisdictions' lax or non-existent limits on who may lawfully possess and carry a gun and the conditions under which they may do so.

The Maui Police Department, Honolulu Police Department, Hawaii Youth Services Network, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a few concerned individuals supported this measure. The National Rifle Association of America and numerous concerned individuals 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 concurs with the intent and purpose of H.R. No. 29 and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 4; Ayes with Reservations (Say). Noes, none. Excused, 3 (DeCoite, Ing, Thielen).

**SCRep. 1140-18 Public Safety on H.C.R. No. 37**

The purpose of this measure is to request the congressional delegation of Hawaii and the United States Congress to oppose "concealed carry reciprocity" legislation which would force the State to accede to other jurisdictions' lax or non-existent limits on who may lawfully possess and carry a gun and the conditions under which they may do so.

The Maui Police Department, Honolulu Police Department, Injury Prevention Advisory Committee, Hawaii Youth Services Network, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a few concerned individuals supported this measure. The National Rifle Association of America, Institute for Rational and Evidence-based Legislation, and numerous concerned individuals 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 concurs with the intent and purpose of H.C.R. No. 37 and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 4; Ayes with Reservations (Say). Noes, none. Excused, 3 (DeCoite, Ing, Thielen).

**SCRep. 1141-18 Economic Development & Business on S.B. No. 1156**

The purpose of this measure is to continue to support full access for persons with disabilities through meaningful accessibility requirements for movie theaters by making permanent the requirements for a public accommodation that owns, leases, leases to, or operates a motion picture theater in more than two locations in the State to provide:

- (1) Open movie captioning during at least one showing per week of each motion picture that is produced and offered with open movie captioning;
- (2) Audio descriptions, upon request, for all motion pictures for which such accommodations are available; and
- (3) Public notice if such accommodations are not available for certain movies.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and a concerned individual testified in support of this measure. The Hawaii Civil Rights Commission, Disability and Communication Access Board, Office of Language Access of the Department of Health, Hawaii Disability Rights Center, Aloha State Association of the Deaf, and numerous concerned individuals testified in support of the intent of this measure.

Your Committee has amended this measure by inserting language that:

- (1) Requires that at least two showings per week provide open captioning, one with a scheduled start time no earlier than 4:30 p.m. and one scheduled on a Saturday or Sunday; and
- (2) Eliminates the option of fulfilling the captioning requirement through provision of personal closed captioning screenings by means of lightweight eyewear.

Your Committee has further amended this measure by:

- (1) Changing its effective date to July 1, 2035, to facilitate further consideration; 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 S.B. No. 1156, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1156, 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. 1142-18 Health & Human Services on S.B. No. 2931**

The purpose of this measure is to amend the continuing education ethics requirement for dentists to require six hours of ethics training within each two-year licensing biennium instead of requiring three hours annually.

The Board of Dental Examiners, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and several concerned individuals submitted testimony in support of this measure. Hawaii Dental Association provided comments.

Your Committee has amended this measure by changing the effective date to July 1, 3000.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2931, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2931, S.D. 1, H.D. 1, and be referred to your Committee on Intrastate Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, none.

**SCRep. 1143-18 Housing on S.B. No. 2293**

The purpose of this measure is to maintain the current stock of affordable housing on Maui by negotiating with the owners of the Front Street Apartments to keep the dwelling units affordable through 2027, purchase the property, or acquire the property through the State's exercise of its power of eminent domain.

The Mayor of the County of Maui; a Maui County Councilmember; ILWU Local 142; Front Street Apartment Tenants Group; Na Kupuna O Maui; LahainaTown Action Committee; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; Waiola Church, UCC; West Maui Taxpayers Association; Young Progressives Demanding Action; Land Use Research Foundation of Hawaii; and several individuals supported this measure. The Front Street Affordable Housing Partners opposed this measure. The Hawaii Housing Finance and Development Corporation offered comments on this measure.

Your Committee has amended this measure by:

- (1) Adding a severability clause; and
- (2) Making a technical, nonsubstantive amendment for the purpose of clarity and consistency.

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. 2293, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2293, 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 (Quinlan, San Buenaventura).

**SCRep. 1144-18 Health & Human Services on S.B. No. 2817**

The purpose of this measure is to authorize the Crime Victim Compensation Commission to order the payment of compensation for mental health services in certain cases. Specifically, this measure authorizes payment for mental health services to:

- (1) The victim's surviving relatives in the cases involving the death of the victim; and
- (2) A child witness in cases involving abuse of family or household members.

The Department of Health, Crime Victim Compensation Commission, City and County of Honolulu Department of the Prosecuting Attorney, Mental Health America of Hawai'i, The Sex Abuse Treatment Center, Hawaii Psychological Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Mothers Against Drunk Driving Hawaii testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2817, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2817, 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, none.

**SCRep. 1145-18 Health & Human Services on S.B. No. 2790**

The purpose of this measure is to provide greater rights for children in foster care. Specifically, this measure replaces the guiding principles for children in foster care under the Child Protective Act with the rights of children in foster care, which preserves the current rights of children in foster care and provides certain additional rights.

The Judiciary; Department of Human Services; Department of Education; Hawaii Youth Services Network; Catholic Charities Hawai‘i; EPIC ‘Ohana, Inc.; Hawaii Children’s Action Network; Family Programs Hawaii; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i; and numerous individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000, 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 & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2790, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2790, 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, none.

**SCRep. 1146-18 Health & Human Services on S.B. No. 2199**

The purpose of this measure is to authorize the State to submit a state innovation waiver proposal to the federal government pursuant to section 1332 of the federal Patient Protection and Affordable Care Act, and to implement the conditions of the waiver upon approval by the federal government.

The Department of Human Services, Insurance Division of the Department of Commerce and Consumer Affairs, Kaiser Permanente Hawaii, Hawaii Medical Service Association, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000, 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 Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2199, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2199, 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, none.

**SCRep. 1147-18 Health & Human Services on S.B. No. 2108**

The purpose of this measure is to provide a tiered level of health care premium assistance for individuals depending on their family’s income level up to three hundred percent of the federal poverty level.

IMUAlliance, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i, and Planned Parenthood Votes Northwest and Hawaii testified in support of this measure. The Department of Human Services provided comments.

Your Committee has amended this measure by:

- (1) Changing the qualifying income ranges to unspecified percentages of the federal poverty level; and
- (2) Changing its effective date to July 1, 3000, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2108, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2108, 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, none.

**SCRep. 1148-18 Health & Human Services on S.B. No. 738**

The purpose of this measure is to expand the pool of orthodontists who are eligible to perform orthodontic services for treatment of orofacial anomalies, covered by health insurance, to any licensed dentist who has completed an orthodontic residency program accredited by the Commission on Dental Accreditation.

Lifetime of Smiles Hawaii, American Academy of Pediatrics Hawaii Chapter, and many individuals testified in support of this measure. The Board of Dental Examiners, Department of Health, Hawai‘i Pacific Health, and Hawaii Medical Service Association provided comments.

Your Committee has amended this measure by:



- (1) Changing its effective date to July 1, 3000, 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 Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 738, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 738, 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, none.

**SCRep. 1149-18 Health & Human Services on S.B. No. 2487**

The purpose of this measure is to amend the definition of "quality assurance committee" as used in the Hawaii Revised Statutes in relation to liability protection to match other statutory definitions of the same term for consistency. This measure also authorizes the establishment of a quality assurance committee outside of a single health plan or hospital.

The Department of Health, Department of Commerce and Consumer Affairs, Hilo Medical Center, Healthcare Association of Hawaii, Blue Zones Project, HPM Building Supply, Community Action Network, Community First, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, East Hawaii Independent Physicians Association, and a few concerned individuals submitted testimony in support of this measure. The Hawaii Association for Justice submitted testimony in opposition to this measure.

Your Committee notes that the Hawaii Association for Justice submitted testimony in opposition to the amended definition's description of a quality assurance committee's function due to concerns that the new language will broaden the scope of medical information protected from disclosure under the guise of quality assurance activities.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000; and
- (2) Making a technical, nonsubstantive amendment to correct a drafting error.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2487, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2487, 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, none.

**SCRep. 1150-18 Housing on H.R. No. 4**

The purpose of this measure is to urge the City and County of Honolulu to review its permit requirements, processes, and zoning laws to reduce the wait times for building permits to less than six months and to reevaluate and shorten the time for receipt of permits for accessory and ohana dwelling units intended for residential rental.

The Honolulu County Republican Party and an individual supported this measure. The Department of Planning and Permitting for the City and County of Honolulu offered comments for 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. 4 and recommends that it be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 3 (Aquino, San Buenaventura, McDermott).

**SCRep. 1151-18 Housing on H.C.R. No. 8**

The purpose of this measure is to approve the sale of the leased fee interest in 41-1373 Haunaukoi Street, Tax Map Key Number 1-4-1-34-117, in Waimanalo, Hawaii.

The Hawaii Housing Finance and Development Corporation, Department of Business, Economic Development and Tourism, and an individual supported this measure. The Office of Hawaiian Affairs provided comments for 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. 8 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 (Aquino, San Buenaventura, McDermott).

**SCRep. 1152-18 Housing on H.C.R. No. 7**

The purpose of this measure is to approve the sale of the leased fee interest in 2949 Ala Ilima Street, No. 204, Tax Map Key Number 1-1-1-61-002-004, in Honolulu, Hawaii to the property's current leasehold owner.

The Hawaii Housing Finance and Development Corporation, Department of Business, Economic Development and Tourism, and an individual supported this measure. The Office of Hawaiian Affairs offered comments for 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. 7 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 (Aquino, San Buenaventura, McDermott).

**SCRep. 1153-18 Housing on H.C.R. No. 4**

The purpose of this measure is to request the formation of a task force to study the issue of residential automatic fire sprinkler system costs for new one- and two-family dwellings.

The Hawaii State Fire Council, Honolulu Fire Department, Honolulu County Republican Party, and an individual supported this measure. American Institute of Architects Hawaii State Council, Building Industry Association of Hawaii, and Hawaii Laborers-Employers Cooperation and Education Trust opposed 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. 4 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 (Aquino, San Buenaventura, McDermott).

**SCRep. 1154-18 Economic Development & Business on S.B. No. 48**

The purpose of this measure is to assist the Hawaii Technology Development Corporation to continue its mission of developing Hawaii's high technology business sector by:

- (1) Appropriating funds for the operational and administrative costs of the Corporation and its various programs to provide incubation services for businesses in the state; and
- (2) Requesting the Department of Accounting and General Services to locate a new site to which the Hawaii technology development corporation may relocate that would allow for the continued provision of incubation services to businesses in the State.

The Department of Business, Economic Development and Tourism, Hawaii Technology Development Corporation, TeleVoice 2000, 3D Innovations, Tow Choice, Hawaii Evolutionary Development, LLC, Hawaii Center for Advanced Transportation Technologies, Hawaii Fish Company, HI FusionED, DevLeague Inc, Nalu Scientific, LLC, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Kuehne AgroSystems Inc., The Chamber of Commerce Hawaii, and two concerned individuals 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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 48, S.D. 3, 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, 6. Noes, none. Excused, 1 (Ichiyama).

**SCRep. 1155-18 Economic Development & Business on S.B. No. 2678**

The purpose of this measure is to affirm the State's commitment to conservation and sustainability by codifying Goal 17, the goal to strengthen the means of implementation of sustainable development goals, of the seventeen United Nations Sustainability Development Guidelines and indicators, in the Hawaii Revised Statutes.

The Office of Planning, Airport Concessionaires Committee, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawai'i Green Growth, Oahu Economic Development Board, and Hawai'i Farm Bureau testified in support of this measure.

Your Committee has amended this measure by:

- (1) Codifying three additional goals of the seventeen United Nations Sustainability Development Guidelines and indicators, in the Hawaii Revised Statutes, including Global Goals 9, 10, and 16, respectively, to:
  - (A) Build resilient infrastructure, promote inclusive and sustainable industrialization, and foster innovation;
  - (B) Reduce inequalities; and

- (C) Promote peaceful and inclusive societies for sustainable development; provide access to justice for all; and build effective, accountable, and inclusive institutions at all levels;
- (2) Inserting a repeal date of June 30, 2030;
- (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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2678, S.D. 3, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2678, S.D. 3, 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 (Ichiyama).

**SCRep. 1156-18 Economic Development & Business on S.B. No. 2711**

The purpose of this measure is to stimulate and diversify Hawaii's economy by:

- (1) Authorizing brewpub and small craft producer pub licensees to conduct liquor sales at multiple, appropriately licensed premises;
- (2) Increasing the maximum amount that a small craft producer pub licensee can manufacture from 60,000 barrels to 100,000 barrels of malt beverages;
- (3) Specifying that brewpubs and small craft producer pubs may sell malt beverages in growlers that may be recyclable containers of up to one gallon; and
- (4) Permitting direct shipping of malt beverages and spirits under the same conditions as are currently permitted for direct shipment of wine.

The Hawaiian Craft Brewers Guild, Maui Brewing Company, Kauai Beer Company, Taps and Apps LLC., Honolulu BeerWorks, REAL a gastropub, Bent Tail Brewing Company, Lanikai Brewing Company, Kaua'i Island Brewing Company, LLC., Beer Lab HI, Big Island Brewhaus, Homebrew in Paradise, Broken Boundary Brewery, LLC, Waikiki Brewing Company, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure. Kona Brewing Company testified in support of the intent of this measure. The Liquor Commission of the City and County of Honolulu provided comments.

Your Committee has amended this measure by:

- (1) Deleting provisions exempting the opening of additional locations by brewpub and small craft producer pub licensees from liquor commission public hearing requirements;
- (2) Limiting the number of additional locations where a small craft producer pub licensee may conduct manufacturing and liquor sales to five appropriately licensed premises statewide, in addition to the licensee's primary manufacturing premises;
- (3) Increasing the maximum amount of malt beverage that a small craft producer pub licensee is allowed to manufacture to 350,000 barrels statewide and limiting the maximum amount of malt beverage that may be manufactured at a single location to 125,000 barrels;
- (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 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. 2711, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2711, 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, 1 (Ichiyama).

**SCRep. 1157-18 Economic Development & Business on S.B. No. 2887**

The purpose of this measure is to acknowledge the many social, cultural, and economic ties that Taiwan has with Hawaii, as well as the numerous contributions that Taiwan has made to Hawaii, by appropriating funds for events recognizing the twenty-fifth anniversary of the sister-state relationship between Hawaii and Taiwan.

The Department of Business, Economic Development and Tourism, United Chinese Society of Hawaii, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii 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 S.B. No. 2887, S.D. 1, and recommends that it pass Second Reading 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, 6. Noes, none. Excused, 1 (Ichiyama).

**SCRep. 1158-18 Health & Human Services on S.B. No. 3028**

The purpose of this measure is to require that certain amounts of child support moneys that are collected by the Department of Human Services for public assistance of a child or children be passed through to the family receiving the public assistance. Additionally, this measure requires the Department of Human Services to disregard passed through child support payments when determining the needs of an applicant for or recipient of public assistance.

The Hawai'i State Commission on the Status of Women, Women's Caucus of the Democratic Party of Hawai'i, Hawaii Appleseed Center for Law and Economic Justice (Hawaii Appleseed), Domestic Violence Action Center, Hawaii Children's Action Network, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and a few individuals submitted testimony in support of this measure. The Department of Human Services and Department of the Attorney General provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that the Child Support Enforcement Agency is responsible for passing through a portion of the child support collected to eligible families;
- (2) Setting the amount of child support that shall pass through to families receiving public assistance as up to the first \$100 in child support collected in that month for families with one child and up to the first \$200 in child support collected in that month for families with more than one child;
- (3) Adding language from S.B. No. 2746 S.D. 1 to this measure to assist in the enforcement of child support payments by authorizing the imposition of a fine not to exceed \$1,000 when an employer:
  - (A) Fails to comply with an order to assign future income to pay child support or an income withholding notice or order to pay child support; and
  - (B) Refuses to hire a prospective employee or takes disciplinary action against an employee based upon an order or notice to withhold child support; and
- (4) Changing the effective date to July 1, 3000, to encourage further discussion.

Your Committee notes that the Department of the Attorney General expressed concerns regarding the cost of this measure from both computer system changes and changes in federal funding. The Department of the Attorney General estimated that changing the computer systems for the Child Support Enforcement Agency will cost approximately \$400,000. While the Department of the Attorney General did not estimate the cost incurred from changes to federal funding, Hawaii Appleseed estimated that if this measure was enacted into law in 2016, it would have cost the State \$675,000 to provide just over \$1,500,000 in benefits to approximately 800 families.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3028, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3028, 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, none.

**SCRep. 1159-18 Health & Human Services on S.B. No. 2211**

The purpose of this measure is to expand the scope of the concussion educational program to include middle- and elementary-school students and to appropriate funds for the continuation of the program.

The Department of Education, University of Hawaii College of Education, Hawaii Chapter of the American Physical Therapy Association, Hawai'i Psychological Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and one individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing:
  - (A) The minimum grade for school athletic events subject to the concussion educational program from grade three to an unspecified grade;
  - (B) The minimum age for the majority of activity participants in a youth athletic activity subject to the program from eight to an unspecified age; and
  - (C) The effective date of the program changes to June 30, 2020; 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 & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2211, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2211, 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, none.

**SCRep. 1160-18 Health & Human Services on S.B. No. 2647**

The purpose of this measure is to provide an applicant for mental health counselor licensure with more flexibility in completing the required practicum experience hours by permitting the completion of the requisite number of practicum experience hours within two academic terms instead of requiring a minimum number of practicum experience hours per academic term.

The Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs, Hawaii Substance Abuse Coalition, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and several individuals supported this measure.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2647, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2647, H.D. 1, and be referred to your Committee on Intrastate Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, none.

**SCRep. 1161-18 Energy & Environmental Protection on S.B. No. 2674**

The purpose of this measure is to affirm the State's commitment to conservation and sustainability by codifying under state law Goal 13 of the United Nations' 2030 Agenda for Sustainable Development to take urgent action to combat climate change and its impact.

The Office of Planning, Department of Land and Natural Resources, Department of Agriculture, Office of Hawaiian Affairs, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Sierra Club of Hawai'i, Organizing for Action, The Nature Conservancy of Hawai'i, Hawai'i Green Growth, Airport Concessionaries Committee, and numerous individuals testified in support of this measure. The Hawai'i Farm Bureau provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 28, 2045, 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 Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2674, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2674, 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, 7. Noes, none. Excused, 1 (McDermott).

**SCRep. 1162-18 Energy & Environmental Protection on S.B. No. 2977**

The purpose of this measure is to require and appropriate funds for the Hawaii Climate Change Mitigation and Adaptation Commission (Commission) to develop reports assessing the impact of the tourism industry on climate change.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Sierra Club of Hawai'i, Hawai'i Reef and Ocean Coalition, 350Hawaii.org, Friends of Hanauma Bay, and many concerned individuals supported this measure. The Office of Planning and Life of the Land provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that the Commission shall develop reports assessing the impact of transportation in the tourism industry on climate change unless it is demonstrably and objectively infeasible to do so, and that the Commission shall analyze and categorize the data collected to determine the contribution that transportation in the tourism industry has on greenhouse gas emissions; and
- (2) Making technical, nonsubstantive amendments for clarity and consistency.

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. 2977, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2977, S.D. 2, H.D. 1, and be referred to your Committee on Tourism.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (McDermott).

**SCRep. 1163-18 Energy & Environmental Protection on S.B. No. 2668**

The purpose of this measure is to affirm the State's commitment to conservation and sustainability by codifying in the Hawaii Revised Statutes goal 7, affordable and clean energy, of the seventeen United Nations Sustainable Development Goals and Indicators, with references to existing state sustainability programs.

The Department of Business, Economic Development and Tourism, Office of Planning, Department of Transportation, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Sierra Club of Hawai'i, Organizing for Action, Healthy Climate Communities, Hawai'i Green Growth, Airport Concessionaires Committee, and many individuals supported this measure. Life of the Land provided comments.

Your Committee has amended this measure by:

- (1) Removing the requirement that state agencies take action that enhances statewide cooperation to facilitate access to clean energy research and technology through advanced and cleaner fossil-fuel technology;
- (2) Changing its effective date to January 28, 2045, 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 Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2668, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2668, 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, 7. Noes, none. Excused, 1 (McDermott).

**SCRep. 1164-18 Labor & Public Employment on S.B. No. 2494**

The purpose of this measure is to strengthen regulatory oversight of the licensed profession of elevator mechanics by:

- (1) Amending the requirements and qualifications for the licensure of elevator mechanics, including examination, license renewal, and continuing education;
- (2) Clarifying the permissible scope of work of elevator mechanics, including remote interactions; and
- (3) Clarifying the powers and duties of the Elevator Mechanics Licensing Board (Board), including the issuance of temporary permits by the Board.

The International Union of Elevator Constructors, Local 126 supported this measure. The National Elevator Industry, Inc., Otis Elevator, KONE Inc., Schindler Elevator Corporation, thyssenkrupp Elevator Corporation, and Mitsubishi Electric US, INC. Elevator and Escalator opposed this measure. The Board provided comments.

Your Committee has amended this measure by:

- (1) Changing its 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2494, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2494, 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, none. Excused, 1 (Keohokalole).

**SCRep. 1165-18 Labor & Public Employment on S.B. No. 2585**

The purpose of this measure is to establish a collective bargaining unit for graduate student assistants employed by the University of Hawaii.

The Hawai'i Chapter of the Young Progressives Demanding Action; Academic Labor United; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; University of Hawaii Professional Assembly; IMUAlliance; Hawaii State Teachers Association; Hawaii State AFL-CIO; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO; and numerous individuals supported this measure. The Department of Budget and Finance, Office of Collective Bargaining, and University of Hawai'i opposed this measure. The Department of Human Resources Development, Employees' Retirement System, and Hawaii Labor Relations Board provided comments on this measure.

Your Committee has amended this measure by:

- (1) Clarifying statutory language that excludes students of a state institution and student help other than graduate assistants at the University of Hawaii from any collective bargaining unit and coverage under Chapter 89, Hawaii Revised Statutes, Collective Bargaining in Public Employment Law; 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. 2585, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2585, 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. Noes, none. Excused, 1 (Keohokalole).

**SCRep. 1166-18 Labor & Public Employment on S.B. No. 2297**

The purpose of this measure is to extend the sunset date of Act 65, Session Laws of Hawaii 2013, from 2018 to 2023, which will extend the limited exemption to electrician licensing requirements for certain individuals who are not licensed in the State but are otherwise deemed qualified by the electric utility and who are contracted by an electric utility to work with high voltage (600 volts or higher).

The Board of Electricians and Plumbers; Hawaii Emergency Management Agency; The Chamber of Commerce Hawaii; Hawaiian Electric Company, Inc.; Hawaii Electric Light Company, Inc.; Maui Electric Company, Limited; and POWER Contracting LLC supported this measure. The International Brotherhood of Electrical Workers Local Union 1186 opposed this measure.

Your Committee has amended this measure by changing its effective date to January 1, 2050, to facilitate further discussion on 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. 2297, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2297, H.D. 1, and be referred to your Committee on Intrastate Commerce.

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

**SCRep. 1167-18 Labor & Public Employment on S.B. No. 2228**

The purpose of this measure is to:

- (1) Authorize the court to order the forfeiture of Employees' Retirement System (ERS) benefits of an ERS member, former member, or retirant upon conviction of the individual for a felony related to the State or county employment of the individual; and
- (2) Preserve the right of designated beneficiaries to receive ERS benefits to which the beneficiary would otherwise have been entitled upon the death of the ERS member, former member, or retirant convicted of the felony.

The Board of Trustees of the Employees' Retirement System testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2228, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2228, 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 (Keohokalole).

**SCRep. 1168-18 Labor & Public Employment on S.B. No. 2427**

The purpose of this measure is to:

- (1) Establish a temporary Law Enforcement Working Group (Working Group) to recommend certification and de-certification requirements for state and county law enforcement officers who carry firearms and badges and have arrest authority;
- (2) Require the Working Group to submit preliminary and final reports to the Legislature that includes recommendations for statewide recruitment standards, hiring standards, and training standards for the State certification of law enforcement officers; and
- (3) Prohibit law enforcement officers who are terminated for misconduct by a state or county department, agency, or office in a law enforcement capacity from being hired by another state or county law enforcement department, agency, or office.

The Department of Land and Natural Resources, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and three individuals supported this measure. The Department of Public Safety testified in support of the intent of this measure. The Department of Taxation provided comments on this measure.

Your Committee has amended this measure by:

- (1) Administratively attaching the Law Enforcement Working Group to the Department of the Attorney General instead of the Department of Public Safety;
- (2) Enabling law enforcement officers who have been terminated for misconduct by a state or county department, agency, or office in a law enforcement capacity to be hired by another state or county department, agency, or office if the law enforcement officer is reinstated through the collective bargaining or legal process;
- (3) Changing the minimum number of times per year the Working Group is required to meet, to an unspecified amount;
- (4) Changing its effective date to January 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2427, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2427, 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, 1 (Keohokalole).

**SCRep. 1169-18 Labor & Public Employment on S.B. No. 2563**

The purpose of this measure is to appropriate funds for the operations of the K-12 Agriculture Workforce Development Pipeline Initiative (Initiative) to enable the Initiative to continue conducting training on all islands for teachers, school administrators, and students in agricultural self-sufficiency.

The Department of Education, Department of Agriculture, Hawaii State Teachers Association, Land Use Research Foundation of Hawaii, Maui County Farm Bureau, Hawai'i Farm Bureau, The National FFA Organization, HFUU, Hawaii Coffee Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Farmers Union United Kona Chapter, Hawaii Cattlemen's Council, Inc., Momilani Farm, Hawaii Crop Improvement Association, and numerous individuals testified in support of this measure. The Department of Labor and Industrial Relations provided comments.

Your Committee has amended this measure by:

- (1) Changing its 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2563, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2563, S.D. 1, H.D. 1, and be referred to your Committee on Education.

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

**SCRep. 1170-18 Education on S.B. No. 2655**

The purpose of this measure is to address the present and critical need for ensuring that individuals requiring the services of school psychologists receive appropriate services by highly qualified and licensed professionals, by:

- (1) Requiring school psychologists to be licensed by the Board of Psychology;
- (2) Establishing standards for the licensing of school psychologists; and
- (3) Increasing the membership of the Board of Psychology by adding two members who are licensed to practice school psychology.

The Hawaii State Teachers Association, Hawai'i Association of School Psychologists, Hawaii Children's Action Network, Family Programs Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and several individuals testified in support of this measure. The Board of Psychology, Department of Commerce and Consumer Affairs' Professional and Vocational Licensing Division, Department of Commerce and Consumer Affairs' Regulated Industries Complaints Office, and Department of Education provided comments on this measure.

Your Committee has amended this measure by:

- (1) Changing the continuing education requirements for school psychologists from 18 credit hours to 25 credit hours annually; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.



Should your Committees on Intrastate Commerce and Consumer Protection and Commerce hear this measure, your Committee respectfully requests the joint Committee to consider, pursuant to section 26H-6, Hawaii Revised Statutes, a measure requiring the Auditor to conduct a sunrise study that analyzes the probable effects of licensing school psychologists and assesses alternative forms of regulation.

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. 2655, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2655, 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, 7. Noes, none. Excused, 4 (Ing, Learmont, McKelvey, Quinlan).

**SCRep. 1171-18 Education on S.B. No. 2665**

The purpose of this measure is to affirm the State's commitment to conservation and sustainability by codifying in state law the sustainable development goal of ensuring inclusive and equitable quality education and promoting lifelong learning opportunities for all by 2030, based on the United Nations' Sustainable Development Goals and Indicators.

The Department of Education, Department of Agriculture, Hawaii State Teachers Association, IMUAlliance, Hawai'i Green Growth, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Office of Planning provided comments on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 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 Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2665, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2665, 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, 4 (Ing, Learmont, McKelvey, Quinlan).

**SCRep. 1172-18 Agriculture on S.B. No. 2928**

The purpose of this measure is to support and sustain the progress of the Hawaii Farm to School Program (Program) by:

- (1) Establishing and funding a three-year Farm to School Grant Pilot Program (Pilot Program), within the Department of Agriculture, to provide grants to qualifying entities including Department of Education schools, early care and education centers, soil and water conservation districts, and farmers, ranchers, and food vendors registered with the Program;
- (2) Requiring the Hawaii Farm to School Coordinator to report to the Legislature on the value and outcome of the Pilot Program;
- (3) Appropriating funds for the Pilot Program;
- (4) Appropriating funds to continue the Program by allocating funds for a full-time Farm to School Coordinator position and administrative costs of the Program; and
- (5) Appropriating funds to assist farmers and ranchers in acquiring good agricultural practices certification from the United States Department of Agriculture.

The American Heart Association, Ulupono Initiative, Hawai'i Primary Care Association, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, Kamehameha Schools, Momilani Farm, Hawai'i Pacific Health, Kona Chapter of the Hawaii Farmers Union United, Hawai'i Farm to School Hui, Kokua Hawai'i Foundation, Hawaii Cattlemen's Council, Inc., Hawaii State Teachers Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Ohana O Na Pua, Sierra Club of Hawai'i, Local Food Coalition, and numerous concerned individuals supported this measure. The Department of Agriculture, Department of Health, Department of Education, State Procurement Office, and University of Hawaii College of Tropical Agriculture and Human Resources commented 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 S.B. No. 2928, S.D. 2, 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, 4. Noes, none. Excused, 3 (Gates, Ing, Say).

**SCRep. 1173-18 Agriculture on S.B. No. 2846**

The purpose of this measure is to ensure the sustainability of irrigation systems in the State by:

- (1) Establishing and funding five new positions and providing fifty percent funding for two existing positions in the Agricultural Resource Management Division of the Department of Agriculture for the operations and maintenance of the East Kauai Irrigation System;
- (2) Authorizing the Department of Agriculture to take conditional operational and maintenance authority over that portion of the East Kauai Irrigation System that is currently operated by the East Kauai Water Users' Cooperative;
- (3) Authorizing the issuance of general obligation bonds to assist the Department of Agriculture to increase irrigation capacity statewide;
- (4) Transferring unspecified funds from the Non-agricultural Park Lands Special Fund and Agricultural Park Special Fund into the general fund of the State to fund the operation and maintenance of the East Kauai Irrigation System and staff salaries and expenses for the Agricultural Resource Management Division; and
- (5) Requiring the Attorney General to review the revocable permit issued to the East Kauai Water Users' Cooperative for legal conflicts and report its findings and recommendations, including proposed legislation, to the Legislature in 2019.

The Saiva Siddhanta Church, East Kauai Water Users' Cooperative, Kalepa Coalition, Hawaii Cattlemen's Council, Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawai'i Farm Bureau, and a concerned individual supported this measure. The Department of Agriculture and Department of the Attorney General submitted comments on this measure.

Your Committee has amended this measure by:

- (1) Changing the amount of the authorized general obligation bonds and the amounts allocated for planning, design, land acquisition, and equipment to unspecified sums;
- (2) Deleting the appropriations out of the Non-agricultural Park Lands Special Fund and Agricultural Park Special Fund; and
- (3) Making technical, nonsubstantive amendments for consistency, clarity, and style.

Should your Committee on Finance deliberate on this matter further, your Committee on Agriculture respectfully requests that it consider authorizing \$2,000,000 in general obligation bonds and allocating the bond funds to increase irrigation system capacity statewide as follows:

\$1,997,000	for planning;
\$1,000	for design;
\$1,000	for land acquisition; and
\$1,000	for equipment.

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. 2846, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2846, 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, 4. Noes, none. Excused, 3 (Gates, Ing, Say).

#### **SCRep. 1174-18 Health & Human Services on S.B. No. 2496**

The purpose of this measure is to facilitate the provision of certain behavioral services to adults receiving services under the Medicaid Intellectual and Developmental Disabilities Home and Community Based Services Waiver, also known as a HCBS I/DD waiver, by:

- (1) Exempting certain individuals who implement applied behavior analysis services or plans under the oversight or direction of others from the licensure requirements for behavior analysts; and
- (2) Updating and standardizing the terminology used to refer to behavior analysts.

The Department of Health, Hawai'i Psychological Association, The Arc in Hawaii, and a few individuals supported this measure. Hawai'i Association for Behavior Analysis opposed this measure. Hawaii Medical Service Association and Aloha Behavioral Associates offered comments for this measure.

Your Committee has amended this measure by:

- (1) Expanding the licensing exemption for individuals working within the scope of an overlapping licensed profession to include unlicensed individuals working under the supervision of licensed professionals; and
- (2) Changing the effective date to July 1, 3000, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2496, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2496, 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, none.

**SCRep. 1175-18 Health & Human Services on S.B. No. 2924**

The purpose of this measure is to ensure that the individual mandate for health insurance coverage afforded under the federal Patient Protection and Affordable Care Act of 2010 is preserved under Hawaii law. This measure requires qualified taxpayers to obtain and maintain affordable, creditable coverage for each of the twelve months of the taxable year at the risk of incurring a tax penalty. Additionally, this measure requires the Insurance Commissioner to establish a process to determine which health plans are considered affordable.

Kaiser Permanente Hawai'i, IMUAlliance, Planned Parenthood Votes Northwest and Hawaii, and The Queen's Health Systems submitted testimony in support of this measure. The Department of Taxation, Insurance Division of the Department of Commerce and Consumer Affairs, Hawaii Medical Service Association, Healthcare Sharing Ministries, and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Establishing a religious exemption from the requirement to purchase creditable health insurance provided the individual does not obtain medical health care during the taxable year for which the individual claims an exemption; and
- (2) Changing the effective date to July 1, 3000, to encourage further discussion.

Your Committee received concerns from the Department of Taxation (DOT) relating to possible difficulty in determining which insurance plans should be qualified as creditable coverage and the administration of penalties in this measure. Additionally, the DOT recommends revisiting the definition of "qualified taxpayers" due to lack of clarity and its potential for confusion.

Your Committee received comments from the Department of Commerce and Consumer Affairs (DCCA) that instead of requiring that the Insurance Commissioner "establish a process to determine which health plans shall be considered affordable," affordability should be based upon criteria similar to the individual mandate process implemented by Massachusetts. The DCCA also noted that maintaining a comprehensive list of every insurance plan that would qualify as "creditable coverage," would present significant difficulties. The DCCA further commented that the appeals procedure, as written, requires the Insurance Commissioner to preside over appeals of administrative actions by the DOT, which are matters within DOT's scope of expertise.

Your Committee recognizes that this measure continues to be a work-in-progress but believes that this measure has merit and therefore deserves further consideration by your Committee on Consumer Protection & Commerce.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2924, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2924, 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, 5. Noes, none. Excused, none.

**SCRep. 1176-18 Health & Human Services on S.B. No. 2891**

The purpose of this measure is to facilitate the provision of health care services to residents of rural and urban medically underserved areas by establishing a telehealth pilot project to expose health care providers and patients to the benefits, efficacy, and delivery methods of telehealth.

The Department of Health, University of Hawaii John A. Burns School of Medicine, Mayor of Hawaii County, Hawaii Medical Service Association, Hawai'i Primary Care Association, Wahiawa Center for Community Health, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Chapter of the American Physical Therapy Association, and Hawaii Substance Abuse Coalition supported this measure. The State Procurement Office offered comments on this measure.

Your Committee notes the testimony of the Department of Health, which estimated that the budget for each telehealth site is \$90,000. Specifically, each telehealth site would need to budget \$20,000 for clinic equipment costs; \$30,000 for staffing costs; \$15,000 for patient supplies, outreach and education; and \$25,000 for evaluation services.

Your Committee has amended this measure by specifying that the Hawaii Public Procurement Code and the procurement law applicable to the purchase of health and human services will not apply to the purchases or contracts made by the telehealth pilot project for a period of twelve months.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2891, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2891, 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, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 1177-18 Health & Human Services on S.B. No. 2340**

The purpose of this measure is to ensure that the following benefits made available under the Affordable Care Act, which may not otherwise be available under the State's Prepaid Health Care Act, remain available under Hawaii law:

- (1) Extending dependent coverage for adult children until the children turn twenty-six years of age;

- (2) Prohibiting health insurance entities from imposing a preexisting condition exclusion; and
- (3) Prohibiting health insurance entities from using an individual's gender to determine premiums or contributions.

The Insurance Division of the Department of Commerce and Consumer Affairs, Hawai'i State Commission on the Status of Women, Hawai'i Appleseed Center for Law and Economic Justice, YWCA O'ahu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawai'i Substance Abuse Coalition, Save Medicaid Hawaii, Planned Parenthood Votes Northwest and Hawaii, Hawai'i State Democratic Women's Caucus, Hawai'i Section of the American College of Obstetricians and Gynecologists, Community Alliance on Prisons, Hawai'i Public Health Institute, Hawaii Medical Service Association, AARP Hawai'i, The Sex Abuse Treatment Center, Healthcare Association of Hawaii, Hawaii Medical Association, Hawaii Women's Coalition, The Queen's Health Systems, Hawaii Children's Action Network, IMUAlliance, Hawai'i Women Lawyers, March of Dimes Foundation Hawaii, and many individuals testified in support of this measure. The American Council of Life Insurers testified in opposition.

Your Committee has amended this measure by clarifying that the benefits extended by this measure shall not apply to limited benefit health insurance.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2340, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2340, 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, 5. Noes, none. Excused, none.

**SCRep. 1178-18 Health & Human Services on S.B. No. 2056**

The purpose of this measure is to require each restaurant in the State that offers a children's meal combination to offer a healthy beverage as the default beverage for that combination.

The Department of Health, Department of Commerce and Consumer Affairs, American Heart Association, Hawai'i Public Health Association, Hawai'i Primary Care Association, American Cancer Society Cancer Action Network, Hawai'i Public Health Institute, Hawaii Children's Action Network, Blue Zones Project, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Filipina Advocacy Network, and a few concerned individuals provided testimony in support of this measure. The American Diabetes Association provided testimony commenting on this measure.

Your Committee has amended this measure by:

- (1) Including fruit juice combined with water or carbonated water, provided it contains no added sweeteners, to the default beverages that may be offered with children's meals; and
- (2) Allowing, rather than requiring, restaurants to offer certain beverages as the default beverage with a children's meal and to self-report the restaurant's beverage offerings.

Your Committee notes testimony from the Department of Health that one manner by which this measure may be implemented is to create a self-certification process on the Department's website by which restaurants may annually certify that they offer healthy default beverages for children's meals. The list of restaurants that have current certification would then be accessible on the website for the public.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2056, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2056, 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, 5. Noes, none. Excused, none.

**SCRep. 1179-18 Health & Human Services on S.B. No. 2926**

The purpose of this measure is to regulate individuals hired as dental assistants by:

- (1) Establishing the minimum requirements for all individuals hired as dental assistants;
- (2) Requiring the successful, subsequent completion of the Dental Assisting National Board, Inc.'s Entry Level and Certified Dental Assistant certifications;
- (3) Exempting dental assistants with ten or more years of experience from the national dental assistant certification requirement; and
- (4) Requiring dentists to report the names and certifications of their dental assistants to the Board of Dental Examiners.

The Hawaii Dental Hygienists' Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and numerous individuals supported this measure. The Board of Dental Examiners and a few individuals opposed this measure.

Your Committee has amended this measure by deleting its contents and inserting language directing the Board of Dental Examiners to:

- (1) Adopt rules establishing a tiered regulatory structure that includes educational criteria and permitted duties for basic level, qualified, and advanced-qualified dental assistants; and

- (2) Report to the 2019 Legislature on the progress of adopting rules.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2926, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2926, S.D. 1, H.D. 1, and be referred to your Committee on Intrastate Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 1180-18 Labor & Public Employment on S.B. No. 2909**

The purpose of this measure, as received by your Committee, is to consolidate the law enforcement functions and activities of the State in the Department of the Attorney General.

Specifically, this measure:

- (1) Establishes an enforcement division in the Department of the Attorney General; and
- (2) Transfers to the enforcement division, the state law enforcement activities of the Department of Land and Natural Resources Division of Conservation and Resources Enforcement; Department of Public Safety state law enforcement officers, including the narcotics enforcement investigators with the Narcotics Enforcement Division; and Department of Transportation Harbors Division.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; and several individuals supported this measure. The Office of the Governor, Department of the Attorney General, Department of Land and Natural Resources, Department of Public Safety, Department of Transportation, and Young Progressives Demanding Action - Hawai'i opposed this measure.

Upon consideration, your Committee has amended this measure by deleting its contents and instead:

- (1) Requiring the Legislative Reference Bureau to:
  - (A) Conduct a study that examines consolidating the law enforcement activities and responsibilities of various state divisions and agencies under a single, centralized state enforcement division or agency; and
  - (B) Submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than 20 days before the convening of the 2019 Regular Session; and
- (2) Appropriating funds to the Legislative Reference Bureau 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 S.B. No. 2909, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2909, 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. 1181-18 Labor & Public Employment on S.B. No. 2660**

The purpose of this measure is to:

- (1) Expedite workers' compensation claims for injured firefighters by requiring the firefighter's private health insurance to cover the cost of a controverted claim, subject to reimbursement upon a later finding that the claim is compensable; and
- (2) Require reimbursement by the employer of a firefighter with at least five years of service at a rate of up to 137 percent of the Medicaid reimbursement rate for workers' compensation claims for certain types of cancer with a high correlation to service-connected contaminant exposure.

The Hawaii State Fire Council, Honolulu Fire Department, Department of Fire and Public Safety of the County of Maui, Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure. The Department of Labor and Industrial Relations testified in support of the intent. The Hawaii Insurers Council provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2660, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2660, 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. 1182-18 Labor & Public Employment on S.B. No. 2831**

The purpose of this measure is to:

- (1) Restore until June 30, 2021, authority to the University of Hawaii President to act as the University of Hawaii Chief Procurement Officer for contracts for construction and construction-related professional services; and
- (2) Require the University of Hawaii to submit an annual report to the Legislature prior to the convening of each regular session through 2021 that details a list of all Capital Improvement Projects approved by the Board of Regents.

The University of Hawaii, General Contractors Association of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and an individual supported this measure. The State Procurement Office provided comments on this measure.

Your Committee has amended this measure by changing its effective date to January 1, 2050, to facilitate further discussion on 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. 2831, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2831, 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. 1183-18 Labor & Public Employment on S.B. No. 2735**

The purpose of this measure is to enhance the independence and stability of the Office of Information Practices.

More specifically, this measure:

- (1) Establishes the Director of the Office of Information Practices' term for six years and provides for holdover until a successor is appointed;
- (2) Sets the Director's salary to an amount equivalent to the salary of the Director of Health;
- (3) Requires that the Director be appointed pursuant to nomination by the Governor with the advice and consent of the Senate, rather than be appointed directly by the Governor; and
- (4) Makes an appropriation to the Office of Information Practices.

The Office of the Ombudsman and Office of Information Practices supported this measure. The Hawaii State Ethics Commission supported the intent of this measure. The Civil Beat Law Center for the Public Interest and Hawaii Chapter of the Society of Professional Journalists opposed this measure. Common Cause Hawaii and League of Women Voters of Hawaii offered comments.

Your Committee has amended this measure by:

- (1) Changing the Director's salary from an amount equivalent to the salary of the Director of Health to an amount equivalent to the salary of an unspecified individual; and
- (2) Changing the effective date to January 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 S.B. No. 2735, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2735, 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. 1184-18 Intrastate Commerce/Health & Human Services on S.B. No. 2653**

The purpose of this measure is to:

- (1) Establish requirements for licensure by endorsement for physicians, surgeons, and osteopathic physicians to practice in Hawaii; and
- (2) Make an appropriation from the Compliance Resolution Fund to implement the new licensure by endorsement requirements.

The Department of Health, Hawaii Health Systems Corporation Corporate Board of Directors, Hilo Medical Center, Hawaii Medical Board, Hawai'i Primary Care Association, Healthcare Association of Hawaii, Hawaii Medical Association, Hawai'i Pacific Health, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, The Queen's Health Systems, and Community First supported this measure.

As affirmed by the records of votes of the members of your Committees on Intrastate Commerce and Health & Human Services that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2653, S.D. 1, and recommend that it pass Second Reading and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.

Intrastate Commerce: Ayes, 6. Noes, none. Excused, 4 (Fukumoto, LoPresti, Onishi, Tokioka).

Health & Human Services: Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1185-18 Intrastate Commerce on S.B. No. 2053**

The purpose of this measure is to increase the safety for Hawaii athletes and youths participating in competitive sports by making permanent the regulation of athletic trainers under chapter 436H, Hawaii Revised Statutes.

The Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs, Department of Education, Hawaii Athletic Trainers' Association, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure.

Your Committee has amended this measure by changing its effective date to July 1, 3000, 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. 2053, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2053, 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, 3 (Fukumoto, Tokioka, Woodson).

**SCRep. 1186-18 Intrastate Commerce on S.B. No. 2773**

The purpose of this measure is to establish regulations for third party administrators. Specifically, this measure:

- (1) Encourages disclosure of contracts between insurers and third party administrators to potential insureds and the Insurance Commissioner;
- (2) Promotes the financial responsibility of third party administrators;
- (3) Regulates third party administrators' practices; and
- (4) Governs the qualifications and procedures for the licensing of third party administrators.

The Department of Commerce and Consumer Affairs, American Council of Life Insurers, and Hawaii-Western Management Group offered comments on this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to promote 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 Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2773, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2773, 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, 3 (Fukumoto, Tokioka, Woodson).

**SCRep. 1187-18 Intrastate Commerce on S.B. No. 3082**

The purpose of this measure is to protect consumers by:

- (1) Expanding the Money Transmitters Act (Chapter 489D, Hawaii Revised Statutes) to expressly apply to persons engaged in the transmission of virtual currency; and
- (2) Requiring licensees who deal with virtual currency to provide a clear and explicit warning to consumers prior to entering into any agreement to perform a money transmission involving virtual currency.

Coinbase and a concerned individual supported the measure. The International Blockchain Regulatory Alliance; Blockweather Holdings, LLC; Young Progressives Demanding Action; and two concerned individuals opposed the measure. The Department of Commerce and Consumer Affairs, Commission to Promote Uniform Legislation, and a concerned individual submitted comments.

Your Committee has amended this measure by:

- (1) Including language that adds a new chapter to the Hawaii Revised Statutes that largely adopts the Uniform Regulation of Virtual Currency Business Act, drafted by the National Conference of Commissioners on Uniform State Laws;
- (2) Adding a requirement for online virtual currency reserves to the Money Transmitters Act;
- (3) Clarifying amendments to the Money Transmitters Act to conform with agency practices regulating virtual currency transactions;
- (4) Explicitly specifying in the proposed consumer warning for virtual currency in the Money Transmitters Act that the State of Hawaii is not responsible for and does not accept any liability for transactions in virtual currency and that persons transacting or investing in virtual currency fully accept the risks associated with this type of currency;
- (5) Changing its effective date to July 1, 3000, 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 Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3082, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3082, 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; Ayes with Reservations (Cachola). Noes, 1 (Ward). Excused, 3 (Fukumoto, Tokioka, Woodson).

#### **SCRep. 1188-18 Energy & Environmental Protection on S.B. No. 2930**

The purpose of this measure is to protect the State's underground drinking water sources and surrounding environment by requiring the Department of Health to adopt rules for underground storage tanks, tank systems, and related piping that conform with the 2015 revisions to federal regulations and include additional requirements no less stringent than any regulation established pursuant to federal law for certain field-constructed underground storage tanks, including compliance with certain requirements under administrative rules.

The Department of Health, Honolulu Board of Water Supply, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Sierra Club of Hawai'i, O'ahu Council for the Association of Hawaiian Civic Clubs, Hawaii Guerrilla Video Hui, Young Progressives Demanding Action - Hawaii, IMUAlliance, Ka Lahui Hawai'i Political Action Committee, Surfrider Foundation Oahu Chapter, and numerous individuals testified in support of this measure. The United States Department of the Navy, United States Pacific Command, Department of the Attorney General, and an individual provided comments.

Your Committee has amended this measure by:

- (1) Statutorily requiring the Department of Health to adopt rules for underground storage tanks and tank systems that conform with the 2015 revisions to federal regulations and providing that all field-constructed underground storage tanks with storage capacities greater than 50,000 gallons shall be required to upgrade with secondary containment; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that for the purposes of this Act, secondary containment means a release prevention and release detection system for a tank or piping that has an inner and outer barrier separated by an open interstice that allows any liquid that may enter the interstitial space to flow unimpeded under gravity alone, at atmospheric pressure, to the location of interstitial monitors. In the case of a tank, the interstitial space shall be of sufficient width to enable the inspection, maintenance, testing, and physical repair of the exposed faces of the inner and outer barriers. Tanks with filled interstitial spaces incorporating embedded drainage conduits are not considered secondarily contained. Secondary containment includes containment sumps when used for interstitial monitoring of piping.

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. 2930, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2930, S.D. 2, H.D. 1, and be referred to your Committee on Health & Human Services.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 3 (McKelvey, Yamane, McDermott).

#### **SCRep. 1189-18 Energy & Environmental Protection on S.B. No. 2567**

The purpose of this measure is to improve the State's ability to control and reduce water pollution from cesspools by:

- (1) Requiring the owner of property that contains a cesspool and is located within a priority upgrade area to upgrade the cesspool within a period of time after sale of the property by connecting to a sewer system or installing an individual wastewater system in compliance with Department of Health rules;



- (2) Requiring a Realtor to advise clients of the rights and responsibilities regarding properties that contain a cesspool and are located within a priority upgrade area; and
- (3) Requiring disclosure that the residential real property contains a cesspool under the State's Mandatory Seller Disclosure law.

The Department of Health, Department of Environmental Services of the City and County of Honolulu, the Member representing the 4<sup>th</sup> District of the Hawaii County Council, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Friends of Hanauma Bay, Sierra Club of Hawai'i, Hawai'i Reef and Ocean Coalition, Surfrider Foundation, Oahu Chapter of the Surfrider Foundation, and several concerned individuals supported this measure. The Mayor of the County of Hawai'i, Maui County Planning Department, Hawai'i Association of REALTORS, and a few concerned individuals opposed this measure.

After careful consider, your Committee has amended this measure by deleting its substance and substituting therefor provisions that establish a Cesspool Upgrade Task Force within the Department of Health to consider and recommend means by which the Department of Health can ensure that cesspools on properties that are within priority upgrade areas are converted to more environmentally-responsible waste treatment systems or connected to sewer systems within fifteen years.

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. 2567, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2567, S.D. 2, H.D. 1, and be referred to your Committee on Health & Human Services.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, 3 (McKelvey, Yamane, McDermott).

#### **SCRep. 1190-18 Energy & Environmental Protection on S.B. No. 2519**

The purpose of this measure is to authorize the Agribusiness Development Corporation to enter into contracts with private businesses to remove select municipal solid waste, glass, and food and green waste from the waste stream for use in other business sectors; provided that the contracts shall benefit agricultural and agriculture-related projects.

The Agribusiness Development Corporation, Department of Agriculture, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and two individuals testified in support of this measure. The Department of Environmental Services of the City and County of Honolulu testified in opposition.

Your Committee notes that concerns were raised in public testimony that the authorization provided by this measure would conflict with the counties' authority to direct the disposal of solid waste at designated facilities or areas. Thus, to determine the proper resolution to this conflict, further discussion and consideration is needed. As such, your Committee has amended this measure by changing its effective date to January 28, 2045, to promote 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. 2519, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2519, S.D. 2, H.D. 1, and be referred to your Committee on Agriculture.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, 3 (McKelvey, Yamane, McDermott).

#### **SCRep. 1191-18 Energy & Environmental Protection on S.B. No. 2910**

The purpose of this measure is to establish and appropriate funds for a Homeland Security and Resiliency Council to identify electric grid and other critical infrastructure needs and provide recommendations for enhancing grid and critical infrastructure resiliency throughout the State.

The Department of Transportation, Hawaii Emergency Management Agency, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Sierra Club of Hawai'i, Distributed Energy Resources Council, Hawaii Energy Policy Forum, Hawaii Electric Company, Inc., Maui Electric Company, Ltd., Hawai'i Electric Light Company, Inc., Tesla, Inc., Hawaii Solar Energy Association, and several individuals supported this measure. The Alliance for Solar Choice opposed this measure. Life of the Land and Land Use Research Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Removing language establishing and appropriating funds for the Homeland Security and Resiliency Council;
- (2) Inserting language which, among other things:
  - (A) Creates a \$50,000,000 revolving line of credit sub-fund under the umbrella of the Green Energy Market Securitization Loan Fund for any state agency or department to finance energy efficiency measures;
  - (B) Establishes a Grid Resiliency Task Force to identify critical infrastructure needs and provide recommendations for enhancing grid resiliency throughout the State;
  - (C) Establishes a Grid Resiliency Loan Program and Grid Resiliency Special Fund to provide funding for critical infrastructure; 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. 2910, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2910, 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, 5. Noes, none. Excused, 3 (McKelvey, Yamane, McDermott).

**SCRep. 1192-18 Energy & Environmental Protection/Agriculture on S.B. No. 2676**

The purpose of this measure is to affirm the State's commitment to conservation and sustainability by codifying Goal 15, the goal to protect, restore, and promote sustainable use of terrestrial ecosystems; sustainably manage forests; combat desertification; and halt and reverse land degradation and biodiversity loss, of the seventeen United Nations Sustainability Development Guidelines and indicators, in the Hawaii Revised Statutes.

The Office of Planning, Department of Agriculture, Department of Land and Natural Resources, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawai'i Green Growth, The Nature Conservancy of Hawai'i, Airport Concessionaires Committee, Hawai'i Farm Bureau, Oahu Economic Development Board, and three concerned individuals testified in support of this measure.

Your Committee has amended this measure by changing its effective date to January 28, 2045.

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. 2676, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2676, 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.  
Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 3 (McKelvey, Yamane, McDermott).  
Agriculture: Ayes, 4. Noes, none. Excused, 3 (DeCoite, Ing, Say).

**SCRep. 1193-18 Energy & Environmental Protection/Labor & Public Employment on S.B. No. 2648**

The purpose of this measure is to make various updates to the structure and operations of the Public Utilities Commission to increase efficiency and effectiveness, including:

- (1) Establishing guiding principles for the Commission;
- (2) Establishing docket review and decision-making processes;
- (3) Permitting teleconference and videoconference abilities;
- (4) Specifying senior staff members who must file public financial disclosures;
- (5) Beginning January 1, 2019, increasing the number of Commissioners to five;
- (6) Updating the composition of the Commission;
- (7) Specifying training requirements for Commissioners;
- (8) Clarifying Commissioners' ability to appoint and employ staff;
- (9) Clarifying the roles of the executive officer and chief counsel;
- (10) Permitting neighbor island members to receive per diem compensation and compensation for travel expenses; and
- (11) Requiring the Commission to report to the Legislature regarding certain staff duties.

Ulupono Initiative and one concerned individual testified in support of this measure. The Public Utilities Commission, and one concerned individual testified in opposition to this measure. The Department of Commerce and Consumer Affairs, Hawaii State Ethics Commission, Electricity Working Group of the Hawaii Energy Policy Forum, and one concerned individual provided comments on this measure.

Your Committees have amended this measure by:

- (1) Deleting language which:
  - (A) Establishes guiding principles for the Commission;
  - (B) Establishes docket review and decision-making processes;
  - (C) Permits teleconference and videoconference abilities;
  - (D) Specifies which senior staff members must file public financial disclosures;
  - (E) Increases the number of Commissioners from three to five and updates the composition of the Commission;

- (F) Specifies training requirements for Commissioners;
  - (G) Clarifies the roles of the executive officer and chief counsel; and
  - (H) Requires the Commission to report to the Legislature regarding certain staff duties; and
- (2) Establishing and appropriating funds for a task force to examine the operations of the Public Utilities Commission and report to the Legislature before the 2019 Regular Session; 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 Labor & Public Employment that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2648, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2648, S.D. 2, 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, 6; Ayes with Reservations (Kong). Noes, none. Excused, 2 (McKelvey, McDermott).

Labor & Public Employment: Ayes, 7. Noes, none. Excused, none.

**SCRep. 1194-18 Transportation on S.B. No. 2476**

The purpose of this measure is to require the Department of Transportation to adopt rules for motor vehicle inspection safety checks.

The Department of Transportation testified in support of this measure. Aloha Shell Service and one concerned individual testified in opposition to 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 S.B. No. 2476, S.D. 2, 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. 1195-18 Transportation on S.B. No. 2490**

The purpose of this measure is to:

- (1) Specify certain recall reimbursement or repair requirements for manufacturers where a stop-sale order has been issued;
- (2) Authorize a license holder to engage in business at motor vehicle dealer locations that are affiliated by common ownership under the same license;
- (3) Clarify when certain manufacturers' or distributors' sales or service performance standards shall be deemed unreasonable, arbitrary, or unfair; and
- (4) Prohibit a manufacturer or distributor from requiring a dealer to perform certain construction or renovations to the dealer's facilities; purchase items for a dealership facility in certain circumstances; or provide certain information related to customer information; unless certain conditions are met.

The Motor Vehicle Industry Licensing Board, Alliance of Automobile Manufacturers, and Hawaii Automobile Dealers' Association provided comments on this measure.

Your Committee has amended this measure by:

- (1) Changing to an unspecified amount the rate which a manufacturer is required to reimburse a dealer where no part or repair is reasonably available and the used vehicle is subject to a stop-sale order;
- (2) Specifying that under certain circumstances where a dealer is required by a manufacturer's or distributor's to make reasonable facility improvements and technological upgrades, and the dealer does not comply, the dealer is not eligible for any related facility-related incentives and benefits;
- (3) Clarifying the rights and obligations of dealers, manufacturers, and distributors with respect to the manufacturer or distributors access to the dealer's customer and proprietary data;
- (4) Changing its effective date to July 1, 2050; and
- (5) 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2490, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2490, 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, 1 (McDermott).

**SCRep. 1196-18 Health & Human Services on S.B. No. 2799**

The purpose of this measure is to allow licensed dental hygienists to practice under the general or direct supervision of any licensed dentist providing dental services in a public health setting.

The Department of Health, Hawaii Medical Service Association, Hawaii Children's Action Network, Hui No Ke Ola Pono, Hawaii Dental Association, Hawai'i Primary Care Association, Hawaii Dental Service, Lanai Community Health Center, Hawaii Dental Hygienists' Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, The Arc in Hawaii, Arc of Kona, and many individuals testified in support of this measure. The Board of Dental Examiners provided comments on this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2799, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Intrastate Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1197-18 Health & Human Services on S.B. No. 2925**

The purpose of this measure is to improve access to services for individuals who would benefit from behavioral analysis services and interventions. Specifically, this measure:

- (1) Clarifies the licensing exemptions for certain individuals under certain conditions who provide behavior analysis services;
- (2) Requires the Department of Education (DOE) to create and implement a plan to provide Medicaid billable applied behavior analysis services to all students diagnosed with autism spectrum disorder within the Department of Education; and
- (3) Establishes reporting requirements for the DOE regarding implementation of the plan.

The DOE; Department of Health; Hawai'i Association for Behavior Analysis; Hawaii State Teachers Association; Aloha Behavioral Associates; The Arc in Hawaii; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; and numerous concerned individuals supported this measure. The Board of Psychology, Hawaii Disability Rights Center, and Hawai'i Psychological Association offered comments.

Your Committee has amended this measure by:

- (1) Removing language amending Chapter 365, Hawaii Revised Statutes, Psychologists, exempting from licensure direct support workers who provide autism treatment services pursuant to an individualized education plan and are under the direction of a psychologist licensed in the State;
- (2) Further clarifying in Chapter 465D, Hawaii Revised Statutes, Behavior Analysts, the exemption from licensure of individuals working within the scope of practice or duties of another licensed or credentialed profession that overlaps with the practice of behavior analysis;
- (3) Clarifying the requirements of the Department of Education's quarterly reports to the Legislature;
- (4) Changing its effective date to July 1, 3000, to facilitate further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that the Hawai'i Association for Behavior Analysis offered in its testimony clarifying amendments to the exemption from licensure of individuals who directly implement and do not design behavior analysis services. While the Hawai'i Association for Behavior Analysis' proposed clarifying amendments conflict with the Department of Education's amendments that have been incorporated in this measure, your Committee respectfully acknowledges the importance and timeliness of this measure and has decided to advance this measure further in the legislative process to allow stakeholders additional time to reconcile differences.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2925, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2925, S.D. 1, H.D. 1, and be referred to your Committees on Intrastate Commerce and Education.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, none.

**SCRep. 1198-18 Health & Human Services on S.B. No. 974**

The purpose of this measure is to:

- (1) Limit the statutory exemption from parking meter fees to drivers with a disability who are unable to operate a parking meter because of the driver's disability and who display a distinguishing parking permit or decal; and
- (2) Clarify time limits applicable to the exemption.

The Disability and Communication Access Board and two individuals testified in support of this measure. Ho'omanapono Political Action Committee and two individuals testified in opposition.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000, 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 & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 974, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 974, S.D. 2, H.D. 1, and be referred to your Committee on Transportation.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1199-18 Health & Human Services on S.B. No. 2662**

The purpose of this measure is to codify sustainable development goals based on Goal 1, no poverty, of the United Nations' Global Goals into the Hawaii Revised Statutes.

The Office of Planning, Department of Human Services, Airport Concessionaires Committee, Hawai'i Green Growth, Planned Parenthood Votes Northwest and Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Oahu Economic Development Board submitted testimony in support of this measure. One concerned individual submitted testimony in opposition to this measure.

Your Committee has amended this measure by:

- (1) Inserting content from S.B. No. 2664 S.D. 1 which would also codify Goal 3, good health and well-being, of the United Nations' Global Goals as a sustainability development goal in Chapter 226, Hawaii Revised Statutes, the Hawaii State Planning Act; and
- (2) Changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2662, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2662, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 1200-18 Health & Human Services on S.B. No. 2664**

The purpose of this measure is to codify sustainable development goals based on Goal 3, regarding good health and well-being, of the United Nations' Global Goals into the Hawaii Revised Statutes.

The Office of Planning, Department of Human Services, Department of Transportation, Airport Concessionaires Committee, Hawai'i Green Growth, Planned Parenthood Votes Northwest and Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Oahu Economic Development Board submitted testimony in support of this measure. One concerned individual submitted testimony in opposition to this measure.

Your Committee has amended this measure by:

- (1) Inserting content from S.B. No. 2662 S.D. 2 which adds Goal 1, no poverty, of the United Nations' Global Goals as a sustainable development goal to be codified into the Hawaii Revised Statutes (HRS), Chapter 226, Hawaii State Planning Act;
- (2) Placing Goal 3, good health and well-being, in Chapter 226, HRS, rather than in Chapter 344, HRS, State Environmental Policy;
- (3) Changing mandating language to permissive language;
- (4) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (5) Making other technical, nonsubstantive amendments for purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2664, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2664, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.

Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 1201-18 Health & Human Services on S.B. No. 2407**

The purpose of this measure is to include opioid use and substance use disorders, or withdrawal symptoms resulting from treatment of those conditions, in the definition of a "debilitating medical condition" that may be addressed through use of medical cannabis.

Maui Grown Therapies, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, The Drug Policy Forum of Hawai'i, Hawaii Educational Association for Licensed Therapeutic Healthcare, and a few individuals supported this measure. The Department of Health, University of Hawaii John A. Burns School of Medicine, Honolulu Police Department, Hawaii Substance Abuse Coalition, Hawaiian Pacific Pain and Palliative Care, and Hawaii Patients' Rights Hui opposed this measure. The Queen's Health Systems offered comments on this measure.

Your Committee has amended this measure by replacing its contents with provisions to convene a medical cannabis study group to examine the legal issues related to Hawaii's medical use of cannabis program, which conflicts with the Federal government's classification of marijuana (cannabis) as a Schedule I controlled substance and to submit a report to the Legislature.

Your Committee notes that the medical cannabis study group is tasked with researching and reporting on the legality of medical cannabis. Since the release of the United States Attorney General's January 4, 2018 Memorandum For All United States Attorneys titled "Marijuana Enforcement" there has been an increased need to determine how federal policy may affect Hawaii's approximately twenty thousand medical cannabis patients, the numerous licensed dispensaries, Department of Health, and Department of Public Safety. This Study Group has the potential to provide information that is of national interest.

Your Committee notes that there are numerous resources readily available to provide information for the medical cannabis study group including: The National Conference of State Legislatures, Council of State Governments, Department of the Attorney General, Legislative Research Bureau, House Majority Staff Office, House Minority Research Office, and the Senate Majority Office.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2407, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2407, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 1202-18 Health & Human Services on S.B. No. 2659**

The purpose of this measure is to update the term transdermal patches to transdermal devices in section 329D-10, Hawaii Revised Statutes, thereby including non-patch devices that deliver through the dermis. This measure also adds cannabinoid suppositories to the list of cannabis products that may be manufactured and distributed by dispensaries.

The Department of Health provided comments on this measure.

Your Committee notes the concerns raised by the Department of Health at the public hearing. Regarding adding suppositories as an authorized product, the Department could not find articles in the medical literature on tetrahydrocannabinol or cannabinoid suppositories. As a result, it would appear there is insufficient experience with this delivery system to know whether it is safe or to opine on a safe dose. The Department acknowledges that adding suppositories as an allowed product came from the Medical Cannabis Legislative Oversight Working Group and that the Department was represented on the Working Group. Nevertheless, the Department respectfully requested that this Committee omit suppositories from the list of allowed cannabis products until its medical basis can be determined.

Your Committee amended the effective date of this measure to July 1, 3000, to continue further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2659, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2659, 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, 3; Ayes with Reservations (Kobayashi, Learmont). Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 1203-18 Health & Human Services on S.B. No. 2298**

The purpose of this measure is to increase the capacity to provide education to healthcare providers in the State. This measure establishes an income tax credit that encourages preceptors to offer professional instruction, training, and supervision to students and residents seeking careers as primary care physicians, advanced practice registered nurses, and pharmacists, throughout Hawaii.

The University of Hawaii John A. Burns School of Medicine and School of Nursing and Dental Hygiene; University of Hawaii at Hilo Daniel K. Inouye College of Pharmacy; Hawaii Medical Association; Hawaii Chapter of the American Physical Therapy Association; The Queen's Health Systems; Hawai'i State Center for Nursing; Hawai'i Pacific Health; Hawai'i Primary Care Association; Waianae Coast Comprehensive Health Center; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i; Straub Medical Center; Prime Care Services Hawaii; and numerous concerned individuals submitted testimony in support of this measure. Board of Nursing; Board of Pharmacy; Department of Taxation; Office of Information Practices; and one concerned individual provided comments.

Your Committee has amended this measure by replacing its contents with the contents of H.B. No. 1967, H.D. 2, which:

- (1) Provides a healthcare preceptor tax credit to a broader range of healthcare professionals who may qualify for the credit, including dentists or dental surgeons, physical therapists, psychologists, and social workers; and
- (2) Similarly establishes a Preceptor Credit Assurance Committee to develop and administer the allocation and distribution of the healthcare preceptor tax credits and whose members are excepted from civil liability.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2298, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2298, 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, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 1204-18 Health & Human Services on S.B. No. 2791**

The purpose of this measure is to:

- (1) Support Ho‘opono Mamo, the new Hawaii youth diversion system, through the establishment of the Kawaihoa Youth and Family Wellness Center operated and maintained by Hawaii youth correctional facilities;
- (2) Improve and enhance Hawaii's juvenile justice system by strengthening services available to prevent juvenile delinquency and recidivism and support rehabilitation; and
- (3) Re-invest savings from the reduction of the number of youth in secure confinement at a Hawaii youth correctional facility into the provision of mental health and substance abuse treatment and rehabilitation services to prevent juvenile delinquency and to provide a more successful and supportive community reentry transition.

The Department of Human Services, Office of Hawaiian Affairs, Office of Youth Services, Community Alliance on Prisons, Ho‘omanapono Political Action Committee, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i, and a few individuals testified in support of this measure. United Public Workers, AFSCME, Local 646, AFL-CIO, testified in opposition. The Department of Health and Department of Education provided comments.

Your Committee has amended this measure by:

- (1) Appropriating 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;
- (2) Changing its effective date to July 1, 3000, 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 Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2791, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2791, 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. Noes, none. Excused, 1 (Tupola).

**SCRep. 1205-18 Health & Human Services on S.B. No. 3104**

The purpose of this measure is to:

- (1) Establish requirements for pharmacy benefit managers and maximum allowable cost, including the ability of pharmacies to receive comprehensive maximum allowable cost lists and bring complaints, within the purview of the Department of Commerce and Consumer Affairs, rather than the Department of Health;
- (2) Require pharmacy benefit managers to disclose where an equivalent drug can be obtained at or below the maximum allowable cost when a maximum allowable cost is upheld on appeal;
- (3) Allow contracting pharmacies to reverse and rebill claims if the pharmacy benefit manager establishes a maximum allowable cost that is denied on appeal; provided that the pharmacy benefit manager pays the difference to the contracting pharmacies;
- (4) Clarify the available penalties for violations of maximum allowable cost requirements; and
- (5) Delete a requirement prohibiting a contracting pharmacy from disclosing the maximum allowable cost list and related information to any party.

Molokai Drugs, Inc.; Times Pharmacy; Northshore Pharmacy; Shiigi Drug Co., Inc.; Waimanalo Pharmacy Inc.; The Queen's Health Systems; KTA Super Stores; Hawaii Pharmacists Association; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i; Kamehameha Pharmacy; BB Inc.; R. Weinstein, Inc.; and many individuals supported this measure. The Department of Commerce and Consumer Affairs, Hawaii Medical Service Association, CVS Health, and Express Scripts provided comments on this measure.

Your Committee has amended this measure by:

- (1) Deleting the requirement that a pharmacy benefit manager include information identifying any national drug pricing compendia or other data sources for the maximum allowable cost list in the contract information with a contracting pharmacy;
- (2) Deleting the requirement that a pharmacy benefit manager make available a comprehensive report not less than once per quarter;
- (3) Requiring that a pharmacy benefit manager provide a maximum allowable cost list in an accessible and secure electronic or usable web-based format to a contracting pharmacy upon request;
- (4) Changing the frequency in which a pharmacy benefit manager shall review and make necessary adjustments to the maximum allowable cost of each drug on a maximum allowable cost list from only once every 14 days to at least once every seven days;
- (5) Removing the requirement that a pharmacy benefit manager reimburse a contracting pharmacy and notify all contracting pharmacies based on changes to the maximum allowable cost;
- (6) Removing the requirement that a pharmacy benefit manager provide the name of the source where a drug may be purchased, if a maximum allowable cost of the drug is upheld on appeal;
- (7) Clarifying that a contracting pharmacy may reverse and rebill the appealed claim, if the maximum allowable cost is not upheld on appeal;
- (8) Deleting the provision deeming a pharmacy benefit manager has engaged in unfair or deceptive act or practice when the pharmacy benefit manager refuses a maximum allowable cost reimbursement for a properly documented claim by allowable cost reimbursement for a properly documented claim by a contracting pharmacy;
- (9) Preserving the prohibition that a contracting pharmacy shall not disclose to any third party the maximum allowable cost list;
- (10) Clarifying that the Insurance Commissioner may adopt rules pursuant to Chapter 91 to enforce the provisions of this measure;
- (11) Changing the effective date to July 1, 3000, to promote further discussion; and
- (12) Making technical, non-substantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3104, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3104, 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, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 1206-18 Health & Human Services on S.B. No. 2654**

The purpose of this measure is to protect the public health by decreasing the consumption of electronic smoking devices, also known as e-cigarettes.

Specifically, this measure:

- (1) Prohibits the shipment of tobacco products for sale to anyone other than a licensee;
- (2) Prohibits the transport of tobacco products ordered through remote sale to anyone other than a licensee;
- (3) Amends the definition of "tobacco products" as used in the Cigarette Tax and Tobacco Tax Law to include "e-liquid";
- (4) Increases the license fees for wholesalers or dealers of cigarettes and tobacco products; and
- (5) Increases the fees for retail tobacco permits.

The Department of Health, Cancer Prevention in the Pacific Program of the University of Hawaii Cancer Center, Hawai'i Public Health Association, American Heart Association, Breathe Aloha Club at the University of Hawaii at Manoa, Hawai'i Public Health Institute, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Blue Zones Project-Hawaii, Kapi'olani Smokefree Families at Kapi'olani Medical Center for Women & Children, Pioneering Healthier Communities of Honolulu, Hawaii COPD Coalition, Student Health Advisory Council, and many individuals supported this measure. The Retail Merchants of Hawaii, VOLCANO Fine Electronic Cigarettes, PCG Enterprises LLC, Eciggity, Irie Hawaii Smoke Shop, Hawaii Cigar Association, Kauai Cigar Company, Puff Factory, Hawaii Smokers Alliance, and many individuals opposed this measure. The Department of the Attorney General, Department of Taxation, and Tax Foundation of Hawaii provided comments on this measure.

Your Committee has amended this measure by:

- (1) Inserting the provisions from H.B. No. 1636, H.D. 1, which was previously heard by your Committee, that increases the excise tax on:
  - (A) Each cigarette or little cigar sold, used, or possessed by a wholesaler or dealer; and
  - (B) The wholesale price of each article or item of tobacco products, other than large cigars, sold by the wholesaler or dealer;



however, making the increases unspecified amounts;

- (2) Changing its effective date to July 1, 3000, to facilitate further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style, and to eliminate redundancies in the measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2654, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2654, 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, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 1207-18 Health & Human Services on S.B. No. 2646**

The purpose of this measure is to require prescribers to consult the State Electronic Prescription Accountability System before issuing a prescription for certain controlled substances.

The Department of Health, Department of Public Safety, and Hawaii Medical Service Association supported this measure. The Hawaii Medical Association, Hawaii Society of Clinical Oncology, and The Drug Policy Forum of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Requiring prescribers to consult the State Electronic Prescription Accountability System before issuing a prescription for a duration of seven days or more;
- (2) Exempting any prescription for post-surgical care, provided that a patient who is prescribed a prescription for a duration of seven days or more shall be informed of the risks and harms of opioid addiction;
- (3) Including that a violation of the provisions in this measure may result in disciplinary action under sections 448-17 and 471-10, Hawaii Revised Statutes;
- (4) Appropriating funds to improve the functionality and reliability of the State Electronic Prescription Accountability System; 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 Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2646, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2646, 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, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 1208-18 Health & Human Services on S.B. No. 2304**

The purpose of this measure is to reduce the use of tobacco products among youth. This measure prohibits the issuance and renewal of retail tobacco permits and the sale of tobacco products within five hundred feet of schools and playgrounds used extensively by minors.

The County of Hawaii Office of the Prosecuting Attorney, American Heart Association, Hawaii COPD Coalition, Hawai'i Public Health Institute, Student Health Advisory Council, Hawaii Public Health Association, Blue Zones Project-Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Children's Action Network, Pioneering Healthier Communities of Honolulu, Breathe Aloha Club at the University of Hawaii at Manoa and several concerned individuals provided testimony in support of this measure. The Hawaii Food Industry Association, Volcano eCigs, Retail Merchants of Hawaii, Hawaii Cigar Association, PCG Enterprises LLC, Irie Hawaii Smoke Shop, Irie Hawaii Stores, Eciggity, Hawaii Petroleum, Kauai Cigar Company, Seven-Eleven Hawaii, Inc., Aloha Petroleum, Ltd., Hawaii Smokers Alliance, Hawaii Petroleum Marketers Association and numerous individuals provided testimony in opposition to this measure. The Department of Health, Department of Taxation, and Department of the Attorney General provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that the distance of five hundred feet shall be measured from the boundary of the preschool, school, or public playground to the boundary of the place of business's premises;
- (2) Clarifying that public and private beaches and private day care centers located in or adjacent to commercial areas shall not be deemed schools or public playgrounds;
- (3) Clarifying that vocational, licensing, and other schools attended primarily by adults shall not be considered schools; and
- (4) Adding that a person or entity whose retail permit is void under section 245-2.5, Hawaii Revised Statute, shall be deemed to have committed the offense of unlawful tobacco retailing in the first degree and unlawful tobacco retailing in the second degree.

Your Committee notes comments from the Department of the Attorney General that the permitting restrictions in this measure may give rise to a constitutional challenge under the Fifth Amendment of the United States Constitution from adversely affected businesses. The Department of the Attorney General commented that possible remedies include grandfathering in existing permit holders such that the existing businesses would be allowed to continue the sale of tobacco products and electronic smoking devices.

Should your Committee on Consumer Protection & Commerce consider this measure, your Committee requests that the Attorney General or the Department of Health provide a proposed definition for "public playground."

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2304, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2304, 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, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 1209-18 Ocean, Marine Resources, & Hawaiian Affairs on S.B. No. 2717**

The purpose of this measure is to:

- (1) Establish a grant program and special fund to assist lessees on Hawaiian home lands with cesspool upgrade, conversion, or connection costs;
- (2) Establish that a recipient of a cesspool upgrade grant shall not be eligible for the cesspool upgrade, conversion, or connection income tax credit; and
- (3) Appropriate moneys for the grant program.

The Department of Hawaiian Home Lands, Department of Health, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Sierra Club of Hawai'i, and an individual testified in support of this measure. The Department of Budget and Finance, 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 December 24, 2088, to allow 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. 2717, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2717, S.D. 2, 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, 5. Noes, none. Excused, 2 (Gates, Thielen).

**SCRep. 1210-18 Ocean, Marine Resources, & Hawaiian Affairs on S.B. No. 2782**

The purpose of this measure is to specify that certain government records containing beneficiaries' personal information maintained by the Department of Hawaiian Home Lands are not required to be publicly disclosed or made open to inspection pursuant to public records requests and may be discussed during an executive meeting of the Hawaiian Homes Commission.

The Department of Hawaiian Home Lands, Ho'omanapono Political Action Committee, and one individual testified in support of this measure. The Office of Information Practices provided comments on this measure.

Your Committee has amended this measure by changing its effective date to December 24, 2088, to allow 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. 2782, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2782, 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 (Gates, Thielen).

**SCRep. 1211-18 Ocean, Marine Resources, & Hawaiian Affairs on S.B. No. 2863**

The purpose of this measure is to establish the class C felony offense of criminal property damage to property of another holding historical significance to Native Hawaiians.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. The Community Alliance on Prisons provided comments on this measure.

Your Committee has amended this measure by changing the classification of the offense from a class C felony to a non-criminal violation and specifying that the civil penalty for the offense is mandatory training on the historical significance of certain property to Native Hawaiians and, for public employees, censure.

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. 2863, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2863, 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 (Gates, Thielen).

**SCRep. 1212-18 Water & Land on S.B. No. 2077**

The purpose of this measure is to authorize the Department of Land and Natural Resources (DLNR) to enter into the Interstate Wildlife Violator Compact or a similar agreement for mutual assistance in the enforcement of wildlife laws.

DLNR, Keiko Conservation, Animal Rights Hawai'i, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, West Hawaii Humane Society, For the Fishes, and several individuals testified in support of this measure. The Humane Society of the United States, Hawaiian Humane Society, and several individuals provided comments.

Your Committee has amended this measure by:

- (1) Requiring DLNR to:
  - (A) Enter into the Interstate Wildlife Violator Compact or similar agreement within one year of the effective date of this measure; and
  - (B) Pay all legal fees associated with defending and indemnifying DLNR employees acting within the course and scope of employment in administering or enforcing the Interstate Wildlife Violator Compact or similar agreement;
- (2) Changing its effective date to July 1, 2060, 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 Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2077, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2077, 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, 1 (Lee).

**SCRep. 1213-18 Water & Land on S.B. No. 2672**

The purpose of this measure is to affirm the State's commitment to conservation and sustainability by codifying Goal 11, Sustainable Cities and Communities, of the seventeen United Nations Sustainable Development Goals and Indicators, in the Hawaii Revised Statutes, with references to existing state sustainability programs.

The Department of Land and Natural Resources, Department of Agriculture, Department of Human Services, Office of Hawaiian Affairs, Office of Planning, HPM Building Supply, Airport Concessionaires Committee, Planned Parenthood Votes Northwest and Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Oahu Economic Development Board, Hawai'i Green Growth, and two individuals supported this measure. Two individuals opposed this measure.

Your Committee has amended this measure by:

- (1) Removing the requirement that state agencies take actions that are in line and pursuant to the goals of the Aloha+ Challenge;
- (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 Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2672, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2672, 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, 7. Noes, none. Excused, 1 (Lee).

**SCRep. 1214-18 Water & Land on S.B. No. 3058**

The purpose of this measure is to, among other things:

- (1) Establish statutory procedures for designating public land redevelopment districts on public lands classified as commercial, industrial, resort, and hotel use and establishing planning committees, district redevelopment plans, and designated redevelopment district revolving funds for those districts; and
- (2) Establish the Waiakea Peninsula Redevelopment District, Planning Committee, and Revolving Fund, subject to repeal on June 30, 2028.

The Mayor of the County of Hawaii, Council Member for District 3 of the County of Hawaii, HPM Building Supply, Hawai'i Association of REALTORS, Chika Nakano Repair Shop, Hawaii Island Economic Development Board, Pacific Resource Partnership, and a few individuals supported this measure. The Department of Land and Natural Resources, League of Women Voters of Hawaii, Common Cause Hawaii, Hawaii's Thousand Friends, and a few individuals opposed this measure. The Department of Budget and Finance, Hawaii Regional Council of Carpenters, and McCully Works provided comments.

Your Committee has amended this measure by:

- (1) Deleting proposed statutory provisions establishing the Waiakea Peninsula Redevelopment District as well as language establishing procedures for designating and managing redevelopment districts and instead, using substantially similar language and procedures to establish and execute a ten-year pilot project for the redevelopment of the Kanoiehua Industrial Area and Banyan Drive region;
- (2) Amending eligibility criteria and the appointment process for the seven public, voting members of the Planning Committee;
- (3) Clarifying that the Planning Committee shall work with any existing redevelopment agencies and third-party contractors in preparing redevelopment plans;
- (4) Providing that for contracts for a construction project that exceeds \$200,000, the redevelopment agreement shall require the developers or their contractors or subcontractors to pay craft employees not less than the prevailing wage rates for public works projects and establishing related contract and documentation requirements;
- (5) Removing language establishing revolving funds for the redevelopment districts;
- (6) Authorizing the Board of Land and Natural Resources to modify hotel and resort public land lease restrictions and limiting the conditions under which lease terms may be extended;
- (7) Inserting a sunset date of June 30, 2028;
- (8) Changing its effective date to July 1, 2060, to encourage further discussion; and
- (9) Making technical, nonsubstantive amendments for 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 is in accord with the intent and purpose of S.B. No. 3058, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3058, S.D. 2, H.D. 1, and be referred to your Committee on Economic Development & Business.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (McKelvey, Thielen). Noes, none. Excused, 1 (Lee).

**SCRep. 1215-18 Water & Land on S.B. No. 2525**

The purpose of this measure is to:

- (1) Establish the East Kapolei Community Development District under the Hawaii Community Development Authority to guide the development of the East Kapolei area, including the area specified in the East Kapolei neighborhood transient-oriented development plan;
- (2) Dissolve the Kakaako Community Development District;
- (3) Amend the membership of the Hawaii Community Development Authority accordingly; and
- (4) Require the Hawaii Community Development Authority to establish a plan by January 1, 2020 to return planning, zoning, and infrastructure development responsibilities for the Kakaako Community Development District to the City and County of Honolulu.

The O'ahu Island Parks Conservancy, Hawaii's Thousand Friends, Kaka'ako United, and Kaka'ako Makai Community Planning Advisory Council opposed this measure. The Hawaii Community Development Authority, Department of Planning and Permitting of the City and County of Honolulu, and The Howard Hughes Corporation provided comments.

Your Committee has amended this measure by:

- (1) Deleting language repealing chapter 206E, part II, Hawaii Revised Statutes, which would have dissolved the Kakaako Community Development District;
- (2) Specifying that the plan which transfers jurisdiction over the Kakaako Community Development District to the City and County of Honolulu shall address the transition of personnel resources from the Kakaako Community Development District to the East Kapolei district in a separate, special plan and shall effectuate the transfer on July 1, 2024;

- (3) Changing its effective date to July 1, 2100, 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. 2525, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2525, 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, 4; Ayes with Reservations (McKelvey). Noes, 3 (Cullen, Lowen, Thielen). Excused, 1 (Lee).

**SCRep. 1216-18 Higher Education on S.B. No. 2319**

The purpose of this measure is to improve the operations of the Board of Regents of the University of Hawaii by:

- (1) Amending the composition of the Board of Regents of the University of Hawaii;
- (2) Reducing the terms of most members of the Board of Regents from five to three years;
- (3) Reestablishing the Governor's authority to directly nominate and, with the advice and consent of the Senate, appoint the members of the Board of Regents;
- (4) Requiring the Governor to fill a vacancy on the Board of Regents within 90 days;
- (5) Pursuant to a proposed constitutional amendment, abolishing the Regents Candidate Advisory Council for the Board of Regents; and
- (6) Terminating the term of each existing member of the Board of Regents effective March 1, 2019, and requiring the Governor to nominate new members to the Board of Regents by January 29, 2019, for terms to commence on March 1, 2019.

The Office of Hawaiian Affairs supported the measure. Association of Emeritus Regents of the University of Hawaii and University of Hawaii Student Caucus opposed the measure.

Your Committee has amended the measure by:

- (1) Retaining two members of the Board of Regents of the University of Hawaii to represent the County of Hawaii;
- (2) Deleting the repeal of the Regents Candidate Advisory Council for the Board of Regents;
- (3) Making conforming amendments;
- (4) Removing provisions terminating the term of each existing member of the Board of Regents effective March 1, 2019, and requiring the Governor to nominate new numbers by January 29, 2019;
- (5) Changing the effective date to July 1, 2112; 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 Higher Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2319, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2319, S.D. 2, 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 (Learmont, Matsumoto). Noes, none. Excused, 2 (Ing, Quinlan).

**SCRep. 1217-18 Higher Education on S.B. No. 2316**

The purpose of this measure is to propose a constitutional amendment to modify the appointment process for the Board of Regents of the University of Hawaii.

The Association of Emeritus Regents of the University of Hawaii and Ho'omanapono Political Action Committee opposed the measure.

Although there was only testimony in opposition, your Committee believes that the issues raised during the hearing warrant further discussion by your Committee on Judiciary. As such, your Committee has amended the measure by changing its effective date to July 1, 2112, to encourage further discussion.

Should your Committee on Judiciary choose to hear this measure, your Committee respectfully requests that it consider the ramifications of amending the Constitution on an issue that has already been decided by the voters.

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. 2316, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2316, 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 (Learmont, Onishi, Matsumoto). Noes, none. Excused, 2 (Ing, Quinlan).

**SCRep. 1218-18 Health & Human Services on H.C.R. No. 35**

The purpose of this measure is to request the Auditor to evaluate the social and financial effects of proposed mandated health insurance coverage pursuant to H.B. No. 1705, H.D.1, Regular Session of 2018, that would require insurers, hospital and medical services plans, and health maintenance organizations to provide coverage for medical procedures to eliminate or provide treatment for port-wine stains.

Kaiser Permanente Hawaii supported this measure.

As affirmed by the record of votes of the members of your Committee on Health & 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 Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, none.

**SCRep. 1219-18 Health & Human Services on S.B. No. 2796**

The purpose of this measure is to change the composition of the Policy Advisory Board for Elder Affairs by:

- (1) Decreasing the total number of members on the board; and
- (2) Changing the number of ex officio members, specifying that they are nonvoting members, and providing them with the option to delegate their responsibilities to another member of their agency.

The Executive Office on Aging, Policy Advisory Board for Elder Affairs, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2796, 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, none.

**SCRep. 1220-18 Housing on S.B. No. 2531**

The purpose of this measure is to enhance public safety by authorizing the issuance of special purpose revenue bonds to assist in the retrofitting of low- and moderate-income apartment complexes statewide to include sprinkler systems.

The Hawaii State Fire Council, Honolulu Fire Department, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. The Department of Budget and Finance offered comments for 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 S.B. No. 2531, 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, 1 (Quinlan).

**SCRep. 1221-18 Housing on S.B. No. 2783**

The purpose of this measure is to support the health of residents and workers in and around government-owned housing complexes by:

- (1) Expanding smoke-free zones around individual buildings of public housing projects and state low-income housing projects, and any entrance, exit, window, or ventilation intake that serves an enclosed or partially enclosed area;
- (2) Adding a twenty-five foot smoke-free zone around administrative office buildings for public housing projects and elder or elderly housing; and
- (3) Increasing the setback for designated smoking areas from twenty feet to twenty-five feet from any building.

The Hawaii Public Housing Authority, Department of Health, Hawai'i Public Health Institute, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. Two individuals opposed 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 S.B. No. 2783 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, 1 (McDermott). Excused, 1 (Quinlan).

**SCRep. 1222-18     Agriculture on S.B. No. 2574**

The purpose of this measure is to enable the State to use biological controls to combat invasive species in Hawaii by authorizing the issuance of \$180,000 in general obligation bonds for planning for a biological control containment facility on the island of Oahu.

The Department of Agriculture, Coordinating Group on Alien Pest Species, Hawaii Cattlemen's Council, Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and Big Island Invasive Species Committee supported this measure. The Department of Land and Natural Resources submitted comments on this measure.

Your Committee has amended this measure by:

- (1) Changing the amount of the authorized general obligation bonds to an unspecified sum; and
- (2) Changing its effective date to July 1, 2150, to encourage further discussion.

Should your Committee on Finance deliberate on this matter further, your Committee on Agriculture respectfully requests that it consider authorizing the issuance of general obligation bonds in the amount of \$180,000 for planning for a biological control containment facility on the island of 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. 2574, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2574, 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 (Gates, Ing, Say).

**SCRep. 1223-18     Agriculture on S.B. No. 1208**

The purpose of this measure is to assist an agricultural enterprise by authorizing the issuance of special purpose revenue bonds up to \$9,000,000 to assist Twin Bridge Farms in the purchase of specified lands.

The Department of Agriculture, Agribusiness Development Corporation, Ulupono Initiative, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawai'i Farm Bureau, and two concerned individuals supported this measure. The Department of Budget and Finance submitted comments on this measure.

Your Committee has amended this measure by:

- (1) Changing the authorized amount of the special purpose revenue bond to an unspecified sum; and
- (2) Changing its effective date to July 31, 2150, to encourage further discussion.

Should your Committee on Finance deliberate on this matter further, your Committee on Agriculture respectfully requests that it consider authorizing the issuance of special purpose revenue bonds in an amount not exceeding \$9,000,000 to assist Twin Bridge Farms to acquire specified lands.

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. 1208, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1208, 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, none. Excused, 3 (Gates, Ing, Say).

**SCRep. 1224-18     Agriculture on S.B. No. 2125**

The purpose of this measure is to ensure the successful conclusion of the five-year Pesticide Subsidy Program administered by the Department of Agriculture that offsets the costs incurred by coffee growers who purchase specified pesticides that are effective against the coffee berry borer beetle by extending the Program Manager position, including the position's civil service and collective bargaining exemption, through the fiscal year following the Program's expiration date. This will ensure that coffee farmers receive appropriate reimbursement for costs incurred in the final program year.

The Department of Agriculture, Mayor of the County of Hawai'i, Land Use Research Foundation of Hawaii, Hawaii Cattlemen's Council, Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawai'i Farm Bureau, International Longshore and Warehouse Union Local 142, Maui Chamber of Commerce, Big Island Invasive Species Committee, Hawaii Coffee Association, and a 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 S.B. No. 2125, 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, 4. Noes, none. Excused, 3 (Gates, Ing, Say).

**SCRep. 1225-18 Agriculture/Higher Education on S.B. No. 2069**

The purpose of this measure is to realize the vast potential of Hawaiian breadfruit, commonly known as 'ulu, as a major contributor to local food and food security by appropriating funds for the research, development, marketing, and conservation of breadfruit.

The University of Hawaii, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, EcoTipping Points Project, Ho'omanapono Political Action Committee, Hawai'i Farm Bureau, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and a few concerned individuals supported this measure. The Department of Agriculture commented on this measure.

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

Should your Committee on Finance deliberate on this matter further, your Committees on Agriculture and Higher Education respectfully request that it consider appropriating \$250,000 for the research, development, marketing, and conservation of breadfruit.

As affirmed by the records of votes of the members of your Committees on Agriculture and Higher Education that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2069, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2069, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Agriculture: Ayes, 6. Noes, none. Excused, 1 (Ing).

Higher Education: Ayes, 7. Noes, none. Excused, 4 (Ing, Ohno, Quinlan, Woodson).

**SCRep. 1226-18 Housing on S.B. No. 2497**

The purpose of this measure is to encourage landlords to rent to tenants who participate in the Section 8 Housing Choice Voucher Program by:

- (1) Requiring the Hawaii Public Housing Authority to establish a program to offer dwelling insurance policies to landlords that rent their property to tenants who participate in the Section 8 Housing Choice Voucher Program;
- (2) Requiring the Hawaii Public Housing Authority to submit a report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2019; and
- (3) Making an appropriation for the establishment of the dwelling insurance program.

Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i and Young Progressives Demanding Action – Hawaii supported this measure. The Hawaii Public Housing Authority offered comments for this measure.

Your Committee notes that the Hawaii Public Housing Authority will require one full-time position (1.0 FTE) to administer this program.

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. 2497, 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, 1 (Quinlan).

**SCRep. 1227-18 Housing on S.B. No. 2472**

The purpose of this measure is to establish a Home Ownership Housing Revolving Fund to be administered by the Hawaii Housing Finance and Development Corporation for the purpose of providing loans or grants for the development of affordable home ownership housing projects in accordance with a specified housing project priority list.

NAIOP Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and two individuals supported this measure. The Department of Budget and Finance, Hawaii Housing Finance and Development Corporation, Hawaii Habitat for Humanity Association, Habitat for Humanity Hawai'i Island, and Hawaiian Community Assets offered comments for this measure.

Your Committee notes that Hawaii Habitat for Humanity, a nonprofit organization that provides first-time homeownership opportunities to low-income families, testified that it currently has 46 new homes under construction across the State. Hawaii Habitat for Humanity estimates that additional resources from the Revolving Fund would allow the organization to increase the number of new homes under construction by 20 percent over the next five years.

Your Committee respectfully requests, if this measure advances through the Legislature and becomes law, that the Hawaii Housing Finance and Development Corporation, in accordance with its rule-making procedures under Chapter 91, Hawaii Revised Statutes, address the priorities of rental and for-sale projects and possible administrative remedies to address the difficulty faced by low-income applicants in meeting the loan-to-value ratio required by this measure.

Your Committee has amended this measure by:

- (1) Clarifying that projects or units in projects that are either allocated low-income housing credits or are funded by certain federal programs and agencies will be given priority for loans or grants from the Home Ownership Housing Revolving Fund; 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. 2472, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2472, 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 (Quinlan).

**SCRep. 1228-18 Consumer Protection & Commerce on S.B. No. 2738**

The purpose of this measure is to require that unclaimed electronic devices that may contain personal information be sanitized to remove any personal information prior to being returned to a finder, disposed of, auctioned, or recycled by county police departments or the Department of Transportation.

The Office of Consumer Protection of the Department of Commerce and Consumer Affairs, Office of Enterprise Technology Services, Department of Transportation, Honolulu Police Department, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2738, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2738, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 1 (McDermott).

**SCRep. 1229-18 Energy & Environmental Protection on S.B. No. 3077**

The purpose of this measure is to further the State's efforts in achieving its clean energy goals by:

- (1) Temporarily expanding the definition of "renewable feedstocks" that qualify for the Renewable Fuels Production Tax Credit (Tax Credit) to include logs, wood chips, wood pellets, wood bark, and other renewable organic materials;
- (2) Temporarily reducing the minimum production requirement to qualify for the Tax Credit from 15,000,000,000 British thermal units to 2,500,000,000 British thermal units;
- (3) Temporarily increasing the annual Tax Credit cap from \$3,000,000 to \$3,500,000;
- (4) Making the Tax Credit permanent; and
- (5) Establishing within the Department of Business, Economic Development, and Tourism the position of Renewable Fuel Facilitator.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawai'i Gas, Hawaii Energy Policy Forum, Honua Ola Bioenergy LLC, Hawaii Bioeconomy Trade Organization, and several concerned individuals supported this measure. A concerned individual opposed this measure. The Department of Business, Economic Development, and Tourism, Department of Taxation, Life of the Land, and Tax Foundation of Hawaii submitted comments 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 S.B. No. 3077, 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, 7. Noes, none. Excused, 1 (McDermott).

**SCRep. 1230-18 Energy & Environmental Protection on S.B. No. 2965**

The purpose of this measure is to require the Hawaii Climate Change Mitigation and Adaptation Commission (Commission) to:

- (1) Prioritize, identify, utilize, and maintain nature-based solutions in its climate change mitigation and adaptation efforts at the regional, state, and local levels; and
- (2) Develop a science-based carbon budget for the State based on greenhouse gas analysis in the United Nations Intergovernmental Panel on Climate Change Fifth Assessment Report.

The Department of Land and Natural Resources, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawai'i Reef and Ocean Coalition, Organizing for Action, Blue Planet Foundation, Sierra Club of Hawai'i, The Nature Conservancy of Hawai'i, Healthy Climate Communities, Friends of Hanauma Bay, and many individuals supported this measure. An individual opposed this measure. The Office of Planning and Life of the Land provided comments.

Your Committee has amended this measure by:

- (1) Clarifying the definition of "nature-based solutions" to mean actions that may work cooperatively and in tandem with built and modified ecosystems when appropriate and necessary for climate change mitigation and adaptation efforts; and
- (2) Changing its effective date to January 28, 2045, 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 S.B. No. 2965, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2965, 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 (McDermott).

**SCRep. 1231-18 Energy & Environmental Protection on S.B. No. 2573**

The purpose of this measure is to encourage nutrient cycling that fosters agricultural production by building soil health and fertility by:

- (1) Establishing a Regional Nutrient Cycling Pilot Program (Pilot Program) on the island of Maui administered by the Department of Agriculture (DOA);
- (2) Requiring the Board of Agriculture to establish a panel of agricultural and nutrient cycling experts to advise DOA regarding the Pilot Program;
- (3) Requiring DOA to submit a report on the operational and economic efficacy of the Pilot Program to the Legislature prior to the convening of the Regular Session of 2020; and
- (4) Appropriating funds for the Pilot Program.

DOA, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and two concerned individuals supported this measure. The Hawai'i Farm Bureau 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 S.B. No. 2573, 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, 7. Noes, none. Excused, 1 (McDermott).

**SCRep. 1232-18 Energy & Environmental Protection on S.B. No. 2110**

The purpose of this measure is to:

- (1) Require retail automotive parts stores to accept household-generated used motor vehicle oil from any person for recycling or disposal; and
- (2) Authorize retail automotive parts stores to collect a fee for the actual cost of disposal or recycling of the household-generated used motor vehicle oil.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Sierra Club of Hawai'i, and several 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 is in accord with the intent and purpose of S.B. No. 2110, 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, 7. Noes, none. Excused, 1 (McDermott).

**SCRep. 1233-18 Energy & Environmental Protection on S.B. No. 2334**

The purpose of this measure is to prepare the State of Hawaii for the impacts of climate change by requiring:

- (1) The State and counties to incorporate climate change considerations, including findings from the "Hawaii Sea Level Rise Vulnerability and Adaptation Report" prepared by the Hawaii Climate Change Mitigation and Adaptation Commission (Sea Level Rise Report), into their respective multi-hazard mitigation plans;
- (2) The State and counties to develop and establish comprehensive frameworks in pre-disaster planning and post-disaster recovery strategies that address adaptation strategies to sea level rise;
- (3) Publicly funded floodplain mapping to include information from the Sea Level Rise Report that anticipates sea level rise and floodplains in terms of a hundred-year flood; and

- (4) All counties to participate in the community rating system developed by the National Flood Insurance Program.

The Department of Land and Natural Resources, Office of Hawaiian Affairs, Hawaii Emergency Management Agency, Office of Planning, City and County of Honolulu Office of Climate Change, Sustainability and Resiliency, County of Kauai Planning Department, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Sierra Club of Hawai'i, Hawai'i Reef and Ocean Coalition, Friends of Hanauma Bay, Hawaii Shore & Beach Preservation Association, and several concerned individuals supported this measure.

Your Committee has amended this measure by inserting new language requiring the Public Utilities Commission to consider in all of its actions, the findings in the Sea Level Rise Report and seek to avoid critical electrical infrastructure projects in areas of higher risk to reduce risk to taxpayers and the general public.

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. 2334, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2334, 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, 1 (McDermott).

**SCRep. 1234-18 Energy & Environmental Protection on S.B. No. 2399**

The purpose of this measure is to:

- (1) Restructure the Hawaii Invasive Species Council into the Hawaii Invasive Species Authority, to be administratively attached to the Department of Agriculture, to coordinate implementation of the Hawaii Interagency Biosecurity Plan and address the control, eradication, and prevention of the introduction of invasive species; and
- (2) Appropriate funds for the Hawaii Invasive Species Authority and interagency projects and research related to invasive species.

The Department of Land and Natural Resources, Department of Agriculture, Department of Transportation, Councilmember representing District 4 of Hawaii County, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ka Ohana O Na Pua, Hawaii Farmers Union United, Little Fire Ant HUI, Sierra Club of Hawai'i, Hawaii Farmers Union United Kona Chapter, Hawaii Cattlemen's Council, Inc., Big Island Invasive Species Committee, Local Food Coalition, Hawai'i Farm Bureau, The Nature Conservancy of Hawai'i, Coordinating Group on Alien Pest Species, Maui Chamber of Commerce, and many individuals supported this measure. An individual opposed this measure.

Your Committee has amended this measure by:

- (1) Deleting language relating to the transfer of existing civil service or exempt positions of the Hawaii Invasive Species Council to the Hawaii Invasive Species Authority; 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. 2399, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2399, 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, 1 (McDermott).

**SCRep. 1235-18 Energy & Environmental Protection on S.B. No. 3099**

The purpose of this measure is to improve solid waste management in the State by:

- (1) Establishing and appropriating funds for a Plastics Recycling Grant Program to identify Hawaii-based alternatives for the sustainable recycling and reuse of plastic commodities within the State;
- (2) Requiring the Department of Health to set benchmarks to reach an eighty-five percent redemption rate by January 1, 2023;
- (3) Increasing the refund value for deposit beverage containers from five cents to ten cents; provided that the Department of Health determines that the redemption rate for deposit beverage containers remained below eighty percent for two consecutive calendar years;
- (4) Requiring the Department of Health to provide annual reports to the Legislature on redemption rates, progress, and plans regarding the Deposit Beverage Container Program; and
- (5) Appropriating funds for two positions for the Glass Advance Disposal Fee Program.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, The Outdoor Circle, Sierra Club of Hawai'i, Aloha Shell Service, and many individuals supported this measure. The American Beverage Association, Hawaii Food Industry Association, Retail Merchants of Hawaii, Ball Metal Beverage Packaging, The Chamber of Commerce Hawaii, and Grocery Manufacturers Association opposed this measure. The Department of Health and International Bottled Water Association provided comments.

Your Committee has amended this measure by deleting language which would have increased the refund value for deposit beverage containers from five cents to ten cents if the Department of Health makes a determination that the redemption rate remained below eighty percent for two consecutive calendar years.

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. 3099, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3099, 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, 3 (McKelvey, Yamane, McDermott).

**SCRep. 1236-18 Energy & Environmental Protection on S.B. No. 2122**

The purpose of this measure is to clarify the limitations on the parking fee exemptions applicable to electric vehicles by limiting the parking fee exemption for non-metered stalls to the initial twenty-four hours an electric vehicle is parked in state and county non-metered stalls or in non-metered stalls at state airports.

The Department of Transportation, Department of Transportation Services of the City and County of Honolulu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Organizing for Action, and several individuals supported this measure. Blue Planet Foundation, Ulupono Initiative, and an individual opposed this measure.

Your Committee has amended this measure by:

- (1) Inserting new language requiring that at least 25% of parking stalls for residential multi-unit buildings that have 20 or more parking stalls and commercial buildings that have 40 or more parking stalls be electric vehicle charger ready;
- (2) Extending the exemption for parking fees charged by state authorities to June 30, 2024, and preserving the June 30, 2020, expiration date for county parking fees; and
- (3) Changing its effective date to January 28, 2045, 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 S.B. No. 2122, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2122, 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 (McDermott).

**SCRep. 1237-18 Energy & Environmental Protection on S.B. No. 2939**

The purpose of this measure is to change the regulatory compact for electric utilities to promote decisions and strategies that maximize public benefit, reduce ratepayer risks, and meet Hawaii's energy goals by requiring the Public Utilities Commission to establish performance incentives and penalty mechanisms that directly tie an electric utility's revenues to the utility's achievement on performance metrics and break the direct link between allowed revenues and investment levels.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Organizing for Action, Sierra Club of Hawai'i, Blue Planet Foundation, Healthy Climate Communities, Hawaii Solar Energy Association, and several concerned individuals supported this measure. The Hawaiian Electric Company, Inc., Maui Electric Company, Ltd., and Hawaii Electric Light Company, Inc. opposed this measure. The Department of Commerce and Consumer Affairs, Public Utilities Commission, and Life of the Land submitted comments 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 S.B. No. 2939, 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, 7. Noes, none. Excused, 1 (McDermott).

**SCRep. 1238-18 Energy & Environmental Protection/Agriculture on S.B. No. 2126**

The purpose of this measure is to support the Department of Agriculture's Pesticide Program's registration and licensing, certification and education, and compliance monitoring activities by increasing the cap on the Pesticide Use Revolving Fund from \$250,000 to \$1,000,000.

The Department of Agriculture, Department of Health, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Crop Improvement Association, Hawai'i Farm Bureau, and a concerned individual supported this measure. A concerned individual opposed this measure.

Your Committees have amended this measure by changing its effective date to July 1, 2045, 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 S.B. No. 2126, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2126, 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, 5. Noes, none. Excused, 3 (McKelvey, Yamane, McDermott).

Agriculture: Ayes, 4. Noes, none. Excused, 3 (DeCoite, Ing, Say).

**SCRep. 1239-18 Energy & Environmental Protection/Health & Human Services on S.B. No. 2114**

The purpose of this measure is to appropriate funds to establish two positions for the Glass Advance Disposal Fee Program, including an environmental health specialist IV position and a planner IV position.

The Department of Health, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Sierra Club of Hawaii, and two individuals testified in support of this measure.

Your Committees have amended this measure by changing its effective date to January 28, 2045, to facilitate further discussion.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Health & Human Services that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2114, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2114, 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, 5. Noes, none. Excused, 3 (Lowen, McKelvey, McDermott).

Health & Human Services: Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1240-18 Health & Human Services on S.B. No. 2511**

The purpose of this measure is to establish two permanent full-time equivalent positions within the Office of Language Access to assist state agencies and state-funded agencies in implementing the requirements of Hawaii's language access law.

The Judiciary, Hawai'i Civil Rights Commission, State Health Planning and Development Agency, Filipina Advocacy Network, Catholic Charities of Hawai'i, Volunteer Legal Services Hawai'i, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Interpreter Action Network, and a few concerned individuals provided testimony in support of this measure. The Office of Language Access provided comments.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2511, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2511, 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, none. Excused, 1 (Tupola).

**SCRep. 1241-18 Housing/Ocean, Marine Resources, & Hawaiian Affairs on H.C.R. No. 9**

The purpose of this measure is to approve the dedication of Leali'i Parkway in Lahaina, Hawaii, identified as Tax Map Key Number 2-4-5-36-112, to the County of Maui.

Hawaii Housing Finance and Development Corporation and Department of Business, Economic Development and Tourism supported this measure. The Office of Hawaiian Affairs offered comments for this measure.

As affirmed by the records of votes of the members of your Committees on Housing 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. 9 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 4. Noes, none. Excused, 3 (Aquino, Quinlan, McDermott).

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 7. Noes, none. Excused, none.

**SCRep. 1242-18 Transportation on S.B. No. 2828**

The purpose of this measure is to expand the authority of the Director of Transportation over required motor carrier vehicle safety inspections by authorizing the Director to adjust inspection fees and alter administration of the program through administrative rule-making.

The Department of Transportation 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 is in accord with the intent and purpose of S.B. No. 2828, 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, 1 (McDermott).

**SCRep. 1243-18 Transportation on S.B. No. 80**

The purpose of this measure is to make an emergency appropriation to finance the relocation of transmission facilities for the "I Heart Radio" aerial.

Pursuant to the requirements set forth in Article VII, Section 9, of the Hawaii State Constitution, the Governor, in Governor's Message No. 6 to the Legislature, requested the immediate consideration and passage of this measure by the Legislature to address a current budget shortfall.

The Department of Transportation, Oahu County Committee on the Legislative Priorities of the Democratic Party of Hawai'i, The Maritime Group, LLC, Airlines Committee of Hawai'i, and Hawaii Harbors Users Group 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 is in accord with the intent and purpose of S.B. No. 80, 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, 1 (McDermott).

**SCRep. 1244-18 Transportation on S.B. No. 2474**

The purpose of this measure is to require the Department of Health, in collaboration with the Department of Transportation, to conduct a study on the impact of aviation noise on residents of the Puna district and surrounding areas of the Hawaii Volcanoes National Park, and appropriate funds to the Department of Health to conduct the study.

The Mayor of the County of Hawaii, Councilmember representing District 4 of the County of Hawaii, Country Talk Story, and several individuals testified in support of this measure. The Department of Health commented on this measure.

Your Committee has amended this measure by:

- (1) Requiring the Department of Health to collaborate with the Federal Aviation Administration, in addition to the Department of Transportation, to conduct the study;
- (2) Expanding the study to include the impact of aviation noise statewide; and
- (3) 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2474, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2474, 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. 1245-18 Transportation on S.B. No. 2013**

The purpose of this measure is to require the Director of Transportation to adopt rules to allow an individual who has a letter from a licensed primary care provider certifying that a severe disability causes the individual to be homebound to renew a state identification card by means other than an in person appearance.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure. The Department of Transportation provided comments on this measure.

Your Committee has amended this measure by changing its effective date to January 1, 2019.

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. 2013, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2013, 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 (McDermott).

**SCRep. 1246-18 Transportation on S.B. No. 2099**

The purpose of this measure is to amend the definition of "autocycle" and change the driver's licensing requirement for operation of autocycles.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure. The Department of Transportation testified in opposition to this measure. Polaris Industries, Inc. provided comments on this measure.

Your Committee has amended this measure by inserting the language of the original S.B. No. 2099 which changes the driver's licensing requirement for the operation of autocycles but does not amend the definition of autocycles.

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. 2099, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2099, 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, 1 (McDermott).

**SCRep. 1247-18 Energy & Environmental Protection/Water & Land on S.B. No. 2667**

The purpose of this measure is to affirm the State's commitment to conservation and sustainability by codifying Goal 6, Clean Water and Sanitation, of the 17 United Nations Sustainable Development Goals and indicators, with references to existing state sustainability programs, if applicable, in the Hawaii Revised Statutes.

The Department of Agriculture, Office of Planning, Department of Land and Natural Resources, Office of Hawaiian Affairs, Oahu Economic Development Board, Airport Concessionaires Committee, Hawai'i Green Growth, Sierra Club of Hawai'i, Hawai'i Farm Bureau, The Outdoor Circle, and several individuals supported this measure.

Your Committees have amended this measure by:

- (1) Removing the requirement that state agencies implement integrated water resources management at all levels in line with the goals of the Aloha+ Challenge;
- (2) Requiring state agencies to protect watersheds, rather than only thirty percent of watersheds;
- (3) Changing its effective date to January 28, 2050, to encourage 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 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. 2667, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2667, 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, 5. Noes, none. Excused, 3 (Lowen, McKelvey, McDermott).  
Water & Land: Ayes, 6. Noes, none. Excused, 2 (Lowen, McKelvey).

**SCRep. 1248-18 Energy & Environmental Protection/Water & Land on S.B. No. 2972**

The purpose of this measure is to provide funding for the rehabilitation of the Banyan Drive redevelopment area on the Island of Hawaii. Specifically, this measure:

- (1) Requires the Department of Land and Natural Resources to allocate ten percent of revenues collected from commercial properties within the Banyan Drive redevelopment area to the Banyan Drive Hawaii Redevelopment Agency (Agency); and
- (2) Appropriates funds from the special land and development fund to the Agency for conducting environmental impact studies that are necessary to complete the Agency's redevelopment plan for the Banyan Drive redevelopment area.

The Department of Land and Natural Resources, County of Hawaii Planning Department, a County of Hawaii Councilmember representing District 3, International Longshore and Warehouse Union Local 142, and two individuals testified in support of this measure.

Your Committees have amended this measure by:

- (1) Changing the appropriation source from the special land and development fund to the general revenues of the State of Hawaii; 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 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. 2972, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2972, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 3 (Lowen, McKelvey, McDermott).  
Water & Land: Ayes, 6. Noes, none. Excused, 2 (Lowen, McKelvey).

**SCRep. 1249-18 Energy & Environmental Protection/Water & Land on S.B. No. 2645**

The purpose of this measure is to:

- (1) Require, for any proposed action involving construction for which an environmental impact statement has been accepted by an agency but for which construction has not commenced within ten years of the acceptance of the statement, the developer of the construction project to exercise due diligence and hold community discussion and feedback sessions to share relevant and new information surrounding the project; and
- (2) Exempt capital improvement projects undertaken by the Department of Agriculture on state-owned agricultural lands and irrigation water systems from the requirements of this measure.

An individual supported this measure. NAIOP Hawaii, The Chamber of Commerce Hawaii, General Contractors Association of Hawaii, Building Industry Association of Hawaii, and Land Use Research Foundation of Hawaii opposed this measure. The Office of Environmental Quality Control and Office of Hawaiian Affairs provided comments.

Your Committees have amended this measure by:

- (1) Deleting its substantive contents and inserting language establishing and appropriating funds for a task force to evaluate the process of executing a delayed construction project that has not commenced within ten years of acceptance of its environmental impact statement;
- (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 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. 2645, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2645, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 3 (Lowen, McKelvey, McDermott).

Water & Land: Ayes, 5. Noes, 1 (Thielen). Excused, 2 (Lowen, McKelvey).

#### **SCRep. 1250-18 Economic Development & Business on S.B. No. 765**

The purpose of this measure is to foster community-based economic development by modifying the types of loans that may be offered by the Hawaii Community-Based Technical and Financial Assistance Program.

Specifically, this measure:

- (1) Authorizes the Program to use loans to capitalize entities that incentivize private investment in community development by making federal New Market Tax Credits available to private, for-profit investors; and
- (2) Adjusts maximum loan amounts and terms to better facilitate monetization of projects through the use of New Market Tax Credits.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Pacific Growth Associates, Laiopua 2020/Villages of Laiopua Association, and a concerned individual testified in support of 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) Deleting language authorizing the use of loans to capitalize private investment entities;
- (2) Deleting language that amends the cap on loan amounts and terms;
- (3) Inserting new language that allows the Department of Business, Economic Development, and Tourism to:
  - (A) Participate with qualified community development entities in the pursuit of federal financing opportunities through the federal New Market Tax Credits Program; and
  - (B) Encourage the use of federal and private funds for economic development purposes and use of State resources as applicable to leverage federal and private dollars through the federal New Market Tax Credits Program to supplement State economic development efforts; 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 S.B. No. 765, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 765, 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. 1251-18 Consumer Protection & Commerce on S.B. No. 2748**

The purpose of this measure is to make clarifying amendments to Hawaii's charitable solicitations law by:

- (1) Replacing the terms "gross revenue" and "gross receipts" with "total revenue" and "total receipts," respectively, to conform with federal Internal Revenue Service Form 990;
- (2) Clarifying that professional solicitors must file financial reports for charitable solicitation campaigns after the completion of the campaign or event and, for any campaign lasting more than one year, after the anniversary of the campaign's commencement;
- (3) Clarifying that commercial co-ventures must provide a charitable organization with an accounting and the benefit of a charitable sales promotion after the completion of the campaign or event and, for any campaign or event lasting more than one year, after the anniversary of the commencement of the promotion;
- (4) Relieving registered charitable organizations that receive more than \$500,000 in contributions and are not required to obtain an audit report by any other party from the requirement to submit an audit report to the Attorney General;
- (5) Protecting audit reports from all charitable organizations, not just charities, from public disclosure; and
- (6) Making educational institutions licensed by the Hawaii Council of Private Schools eligible for exemption from the registration and financial disclosure requirements.

The Department of the Attorney General, Association of Fundraising Professionals – Aloha Chapter, Hawai'i Association of Independent Schools, Hawaii Council of Private Schools, and Hawai'i Alliance of Nonprofit Organizations testified in support of this measure.

Your Committee has amended this measure by:

- (1) Clarifying the timeframe within which professional solicitors must file financial reports and commercial co-ventures must provide an accounting and benefit to avoid any misinterpretation that the timeframes may be discretionary; and
- (2) 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2748, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2748, 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 (McDermott).

**SCRep. 1252-18 Consumer Protection & Commerce on S.B. No. 2710**

The purpose of this measure is to permit brewpub and small craft producer pub licensees to allow minors, who are accompanied by a parent or legal guardian of legal drinking age, on the licensee's premises until 10 p.m.

Maui Brewing Co., Kauai Beer Company, REAL a gastropub/Bent Tail Brewing Company, Honolulu BeerWorks, Kaua'i Island Brewing Company, Beer Lab HI, Hawaiian Craft Brewers Guild, Big Island Brewhaus, Waikiki Brewing Company, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Kohola Brewery testified in support of this measure. The Liquor Commission of the City and County of Honolulu testified in opposition.

Your Committee has amended this measure by:

- (1) Removing the time restriction for when a minor may be on a licensee's premises, if the minor is accompanied by a parent or legal guardian of legal drinking age; 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. 2710, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2710, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 1 (McDermott).

**SCRep. 1253-18 Consumer Protection & Commerce on S.B. No. 2493**

The purpose of this measure is to postpone the implementation of certain provisions of Act 152, Session Laws of Hawaii 2017, that conforms Hawaii's insurance producer licensing requirements to national model standards by eliminating the ability of insurance producers to appoint other producers to act as an agent of an insurer.

The Hawaii Insurers Council and National Association of Insurance and Financial Advisors testified in support of this measure. The Insurance Division of 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 promote 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. 2493, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2493, 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 (McDermott).

**SCRep. 1254-18 Consumer Protection & Commerce on S.B. No. 2643**

The purpose of this measure is to clarify the requirements for additional privacy notices that an insurer must send to its customers by:

- (1) Permitting an insurer to send a privacy notice every five years, if the relationship between the insurer and a customer is renewed annually or less than annually and the insurer has not changed its policies and practices relating to the disclosure of nonpublic personal financial information;
- (2) Requiring an insurer to provide an additional privacy notice upon renewal of a relationship between an insurer and a customer that lasts longer than a year; and
- (3) Requiring an insurer that changes its policies and practices to send an additional privacy notice to customers after the change is made.

The American Insurance Association, Hawaii Insurers Council, and American Council of Life Insurers testified in opposition to this measure. Hawaii Medical Service Association provided comments.

Your Committee has amended this measure by:

- (1) Requiring insurers to provide privacy notices on a biennial basis to all customers, regardless of contract renewal period;
- (2) Making conforming amendments to related statutory sections; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that the Insurance Code already requires an insurer to provide an updated notice of any change to privacy policies prior to disclosure of any information not previously authorized.

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. 2643, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2643, S.D. 1, 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. 1255-18 Public Safety on S.B. No. 2858**

The purpose of this measure is to improve the efficacy of the State's corrections program. Specifically, this measure:

- (1) Requires the Department of Public Safety to establish key performance indicators that evaluate the Department's efforts to improve offender reentry and rehabilitation;
- (2) Requires reports, using key performance indicators, to be provided to the Legislature; and
- (3) Creates the annual corrections and program report as a consolidated report of other annual reports.

The Office of Hawaiian Affairs, Ho'omanapono Political Action Committee, Hawai'i Justice Coalition, Community Alliance on Prisons, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Young Progressives Demanding Action - Hawai'i, and several concerned individuals supported this measure. The Department of Public Safety and American Civil Liberties Union of Hawai'i offered comments.

Your Committee has amended this measure by deleting its contents and inserting the substantive provisions of House Bill No. 2452, H.D. 1, which was heard by your Committee earlier this session. Your Committee further amended this measure, and as amended, this measure ensures disaster preparedness by:

- (1) Requiring the design of all State buildings constructed on or after July 1, 2018, to include a shelter room or area that is capable of protecting individuals from Category 3 hurricanes; and
- (2) Requiring new construction to be consistent with standards issued in the Report of Recommended Statewide Public Hurricane Shelter Criteria, Hurricane Shelter Criteria Committee, State Civil Defense, June 24, 2014.

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. 2858, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2858, 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 (DeCoite, Ing).

**SCRep. 1256-18 Public Safety on S.B. No. 2861**

The purpose of this measure is to ensure the effectiveness of the State's correctional system and evaluate the impacts of the 2007 Community Safety Act. Specifically, this measure requires the Department of Public Safety to:

- (1) Establish performance indicators or measures to be incorporated in reports that evaluate the outcomes of certain programs under its jurisdiction; and
- (2) Submit semi-annual reports to the Legislature of the established performance indicators, criminal offender treatment programs, and other programs established pursuant to the Community Safety Act.

Ho'omanapono Political Action Committee, Hawai'i Justice Coalition, Community Alliance on Prisons, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and several concerned individuals supported this measure. The Department of Public Safety and American Civil Liberties Union of Hawai'i offered comments.

Your Committee has amended this measure by requiring the Department of Public Safety to submit an annual report, rather than semi-annual reports, to the Legislature of the established performance indicators, criminal offender treatment programs, and other programs established pursuant to the Community Safety Act.

Your Committee notes that requiring the Department of Public Safety to submit semi-annual and annual reports likely places heavy demands on its staff and resources. It is your Committee's intent to ease that administrative burden by requiring annual reporting of the established performance indicators, criminal offender treatment programs, and other programs established pursuant to the Community Safety Act, which may be consolidated into the Department's pre-existing required annual report to the Legislature.

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. 2861, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2861, 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 (DeCoite, Ing).

**SCRep. 1257-18 Public Safety on S.B. No. 2305**

The purpose of this measure is to acknowledge adverse experiences faced by children of incarcerated parents and encourage continued efforts and engagement between the Department of Human Services, Department of Public Safety, the Family Reunification Working Group, and other community stakeholders by:

- (1) Requiring the establishment of a pilot visitation center or centers for children of incarcerated parents in minimum security correctional facilities in the State and a plan for visitation centers at all state operated correctional facilities; and
- (2) Appropriating funds to establish, develop, and implement the visitation centers.

The Office of the Public Defender, Hawaii Youth Services Network, Ka Lahui Hawai'i Political Action Committee, YWCA O'ahu, Planned Parenthood Votes Northwest and Hawaii, Ho'omanapono Political Action Committee, Community Alliance on Prisons, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Children's Action Network, Blueprint for Change, Young Progressive Demanding Action – Hawaii, Hawai'i Justice Coalition, and several concerned individuals supported this measure. The Office of Hawaiian Affairs, Department of Public Safety, Department of Human Services, and a concerned individual offered comments.

Your Committee has amended this measure by:

- (1) Clarifying language requiring the establishment of a pilot visitation center or centers for children of incarcerated parents at one or more correctional facilities located in the State; and
- (2) Replacing references to "minimum security correctional facilities" with "correctional facilities".

Should the Committee on Finance further deliberate this measure, your Committee respectfully suggests that it consider:

- (1) Restoring social worker positions that were deleted by a House amendment to the proposed Executive Budget to help enable the Department of Public Safety to carry out the purposes of this measure; and
- (2) Appropriating \$300,000 for fiscal year 2018-2019 for work necessary to establish, develop, and implement 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 S.B. No. 2305, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2305, 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 (DeCoite, Ing).

**SCRep. 1258-18 Public Safety on S.B. No. 2047**

The purpose of this measure is to require the Auditor to conduct a performance audit of the Department of Public Safety and appropriate funds for the audit.

American Civil Liberties Union of Hawai'i, Ho'omanapono Political Action Committee, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Mental Health America of Hawai'i, Planned Parenthood Votes Northwest and Hawaii, and several concerned individuals supported this measure. The Department of Public Safety opposed this measure. The Office of the Auditor; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hawai'i Friends of Restorative Justice; Hawai'i Justice Coalition; Community Alliance on Prisons; and several concerned individuals offered comments.

Your Committee has amended this measure by:

- (1) Narrowing the scope of the performance audit to focus on the Department of Public Safety's mental health services to inmates and pre-trial detainees at the Oahu Community Correctional Center, Halawa Correctional Facility, and Women's Community Correctional Center;
- (2) Requiring the Auditor to submit the performance audit to the Legislature no later than twenty days prior to the convening of the regular session of 2019;
- (3) Specifying that the funds to be appropriated be used for the performance audit of the Department's mental health services to inmates and pre-trial detainees; and
- (4) Changing the effective date to July 1, 2050, to promote further discussion.

Your Committee has incorporated a suggestion made by the Auditor to narrow the scope of the performance audit to ensure that the level or areas of review will be helpful to the Legislature. Your Committee further notes that it is in the best interest of the State to provide effective mental health services to inmates and pre-trial detainees and that the proposed performance audit will be a helpful tool for stakeholders to evaluate these important services.

Should the Committee on Finance deliberate on this measure further, your Committee respectfully requests that it consider appropriating \$150,000 for fiscal year 2018-2019 for the purposes of 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 S.B. No. 2047, S.D. 3, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2047, S.D. 3, 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 (DeCoite, Ing).

**SCRep. 1259-18 Public Safety on S.B. No. 2819**

The purpose of this measure is to make an emergency appropriation to provide funds for the Department of Public Safety to reimburse the Department of Human Services for specialty out-of-facility care and to pay the increased costs for pharmacy services.

Pursuant to the requirements set forth in Article VII, Section 9, of the Hawaii State Constitution, the Governor, in Governor's Message No. 9 to the Legislature, requested immediate consideration and passage of this bill by the Legislature to address the budget shortfall.

The Department of Public Safety and a concerned individual supported this measure.

Should the Committee on Finance deliberate this measure further, your Committee respectfully requests that it consider appropriating \$2,690,500 for fiscal year 2017-2018 for the purpose of 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 S.B. No. 2819, 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 (DeCoite, Ing).

**SCRep. 1260-18 Transportation on S.B. No. 2619**

The purpose of this measure is to replace criminal penalties for certain airport offenses addressed in Chapter 261, Hawaii Revised Statutes, or in certain administrative rules or orders issued pursuant thereto, with a civil penalty not to exceed \$200.

The Department of Transportation, General Aviation Council of Hawaii, Aircraft Owners and Pilots Association, and a few concerned individuals testified in support of this measure.

Your Committee has amended this measure by changing the maximum penalty to \$500.

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. 2619, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2619, 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, 1 (McDermott).

**SCRep. 1261-18      Transportation on S.B. No. 2854**

The purpose of this measure is to establish a fine not to exceed \$100 for moped owners who fail to comply with moped registration requirements.

The Department of Transportation, Pearl City Neighborhood Board No. 21, and Moped Noise Mitigation Working Group testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2018.

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. 2854, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2854, 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 (McDermott).

**SCRep. 1262-18      Transportation on S.B. No. 2849**

The purpose of this measure is to:

- (1) Classify certain former military vehicles as special interest vehicles;
- (2) Enable owners of former military vehicles to apply for registration with the Director of Finance of the county in which the former military vehicle resides; and
- (3) Make conforming amendments.

Two concerned individuals testified in support of this measure. The Department of Transportation 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.

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. 2849, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2849, 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; Ayes with Reservations (Nakamura). Noes, none. Excused, 1 (McDermott).

**SCRep. 1263-18      Health & Human Services on S.B. No. 2488**

The purpose of this measure is to tackle the complex issues surrounding the topic of insurance reimbursement for medical cannabis by establishing a working group to specifically address reimbursement by health insurance for medical cannabis for qualifying patients.

Hawaii Educational Association for Licensed Therapeutic Healthcare, The Drug Policy Forum of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Maui Grown Therapies, and two individuals testified in support of this measure. The Legislative Reference Bureau provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that the Legislative Reference Bureau is requested to provide research and drafting assistance to the working group, and not staff assistance;
- (2) Changing its effective date to July 1, 3000, 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 & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2488, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2488, 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, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 1264-18 Health & Human Services on S.B. No. 2247**

The purpose of this measure is to expand the scope of registered pharmacists' practices by allowing registered pharmacists to prescribe, dispense, and provide related education of opioid antagonists without the need for a written, approved collaborative agreement.

The Department of Health, University of Hawaii at Hilo Daniel K. Inouye College of Pharmacy, Hawaii Substance Abuse Coalition, Drug Policy Forum of Hawaii, Hawaii Pharmacists Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and two concerned individuals supported this measure. The Board of Pharmacy, Kaiser Permanente Hawaii, Walgreen Co., and Hawaii Medical Service Association provided comments.

Your Committee recognizes the concerns raised by the Hawaii Medical Service Association regarding a collaborative agreement between a pharmacist and a physician in order to ensure that relevant information about a patient's medical history is considered. Your Committee finds that the University of Hawaii at Hilo Daniel K. Inouye College of Pharmacy is planning to create a pharmacist certificate program to address the specifics of naloxone prescribing and dispensing. Your Committee notes that this measure addresses objectives outlined in the Hawaii Opioid Action Plan pertaining to prevention and pharmacy-based interventions.

Your Committee has amended this measure by addressing privacy concerns regarding the prescribing and dispensing of the opioid antagonist to a family member or caregiver by clarifying that the name of the family member or caregiver of an individual who is at risk for an opioid overdose or who is an opioid antagonist recipient may be on the prescription the pharmacist initiates and dispenses.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2247, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2247, 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, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 1265-18 Health & Human Services on S.B. No. 2339**

The purpose of this measure is to authorize every pharmacy to accept for disposal the return of any unused, remaining, or expired prescription drug, with the exclusion of opioids, that the pharmacy previously dispensed using either receptacles or mail-back programs.

The University of Hawaii at Hilo and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii provided testimony in support of this measure. The Department of Public Safety, Board of Pharmacy, Department of Health, Kaiser Permanente, Hawaii Substance Abuse Coalition, and Walgreen Co. provided comments.

Your Committee has amended this measure by:

- (1) Removing the exclusion of opioids from the authorization for pharmacies to accept for disposal the return of any unused, remaining, or expired prescription drug; and
- (2) Changing the effective date to July 1, 3000, to encourage further discussion.

Your Committee notes that the Department of Public Safety voiced concerns in its testimony that this measure does not specify that pharmacy collection sites comply with certain requirements of federal law, including federal Drug Enforcement Agency regulations that require a drug collection site to register with the Agency as a "collector" and prohibit pharmacies from recycling collected drugs. Further, the Department expressed concerns about the cost of complying with the federal requirement that collected drugs be returned to a registered reverse-distribution site, of which there are none in-state, for disposal.

Your Committee further notes that alternative drug collection sites may include emergency services facilities as well as police and sheriff stations. Additionally, it is the intent of your Committee that this measure should conform with federal law and should complement but not duplicate ongoing drug take back programs, such as the effort to implement Focus Area 4 of the 2017 Hawaii Opioid Action Plan: the placement of take back containers in county police stations across the State.

Should this measure receive further consideration by the Committee on Consumer Protection and Commerce, your Committee requests that additional options for reverse distribution that may cost less, and thus will not contribute to a significant increase in drug prices for consumers, be explored.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2339, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2339, 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, none.

**SCRep. 1266-18 Health & Human Services on S.B. No. 2658**

The purpose of this measure is to appropriate funds for one ambulance unit each for the counties of Kauai and Hawaii, including the ambulance vehicle, equipment, supplies, and personnel costs for state-certified emergency medical service personnel.

The County of Hawaii Mayor; six Councilmembers of the County of Kauai Council; Council Member representing District 4 of the County of Hawaii; Honolulu Emergency Services Department; Hawai'i Fire Department; Hawai'i State Association of Counties; Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i; Kauai Filipino Chamber of Commerce; Hawai'i Pacific Health; Wilcox Medical Center; American Medical Response; and many individuals testified in support of this measure. The Department of Health provided comments.

Your Committee has amended this measure by appropriating funds for one ambulance unit each for the City and County of Honolulu and County of Maui, in addition to the counties of Kauai and Hawaii.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2658, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2658, 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, 1 (Tupola).

**SCRep. 1267-18 Health & Human Services on S.B. No. 2398**

The purpose of this measure is to increase access to healthy food for beneficiaries of the Supplemental Nutrition Assistance Program. This measure:

- (1) Requires the Department of Agriculture to develop and administer a Local Health Food Incentive Program that provides additional funds for the purchase of fruits and vegetables by beneficiaries; and
- (2) Establishes and appropriates moneys for the Local Health Food Incentive Program Special Fund for administration of the Local Health Food Incentive Program and to provide matching funds to beneficiaries.

The Department of Agriculture, Department of Health, Department of Human Services, Mayor of the County of Hawaii, American Heart Association, Hawai'i Public Health Institute, Hawaii Children's Action Network, Hawaii Appleseed Center for Law & Economic Justice, Pioneering Healthier Communities of Honolulu, Blue Zones Project, Kulahaven Farms LLC, Hawai'i Primary Care Association, Hawai'i Farm Bureau, The Food Basket Inc., Hawai'i Islands Food Bank, Hawai'i Pacific Health, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Kamehameha Schools, Waianae Coast Comprehensive Health Center, and many concerned individuals submitted testimony in support of this measure.

Your Committee has amended this measure by:

- (1) Inserting new language to permit healthcare providers, non-profits, businesses, and faith based organizations to provide Supplemental Nutrition Assistance Program applications to prospective applicants and maintain a record of the distribution of applications; and
- (2) Making technical, nonsubstantive amendments for the purpose of clarity and consistency.

Your Committee notes that it received testimony requesting that your Committee amend this measure by:

- (1) Requiring that the Department of Agriculture establish a minimum \$20 per month incentive amount under the Local Health Food Incentive Program;
- (2) Authorizing the Department of Agriculture to consult with governmental organizations in addition to private organizations in making rules for the Incentive Program; and
- (3) Clarifying that Incentive Program benefits may be used at other SNAP-participating food retailers at the discretion of the Department of Agriculture.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2398, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2398, 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, none. Excused, 1 (Tupola).

**SCRep. 1268-18 Health & Human Services on S.B. No. 2276**

The purpose of this measure is to appropriate funds for the Department of Human Services (DHS) to establish and staff a five-year pilot program in east Hawaii County that limits the number of children per child welfare services caseworker to no more than twenty.

The DHS, Mayor of the County of Hawaii, two Council Members of the Hawaii County Council, County of Hawaii Office of the Prosecuting Attorney, Hawaii Family Forum, Winner's Camp, Catholic Charities Hawai'i, Friends of the Children's Justice Center of East Hawaii, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, Hawaii Appleseed Center for Law & Economic Justice, Oahu County Committee on Legislative

Priorities of the Democratic Party of Hawai'i, Hawaii Children's Action Network, and numerous individuals provided testimony in support of this measure. The National Family Advocacy Team provided testimony in opposition to this measure. The Children's Justice Center of East Hawaii provided comments.

Your Committee notes that testimony presented at the public hearing on this measure recommended that DHS adopt recommendations from the 2017 Hawaii Final Report of the Child and Family Services Review, that states: "the CFSR identified cross-cutting practice concerns that affect the state's ability to meet safety, permanency, and well-being outcomes. The Children's Bureau encourages Hawaii, in developing its Program Improvement Plan, to focus on the following key cross-cutting priorities: conducting quality safety assessments, achieving timely permanency for children in foster care, engaging parents in quality caseworker visits, and strengthening the agency and contract case management workforce."

Your Committee has amended this measure by:

- (1) Requiring that the DHS submit a report of its findings and recommendations relating to the implementation of the pilot program, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the regular session of 2019; and
- (2) Making technical, nonsubstantive amendments for clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2276, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2276, 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, 1 (Tupola).

**SCRep. 1269-18     Agriculture on S.B. No. 2572**

The purpose of this measure is to support Hawaii's agricultural sector by appropriating funds to the Department of Agriculture to:

- (1) Conduct import substitution projects to encourage Hawaii farmers and growers to identify and grow food and nonfood alternative products to phase out imports of high-risk pathway foods and commodities by 2027; and
- (2) Produce outreach materials to encourage Hawaii residents to buy local products and foster a sense of pride and self-responsibility in protecting Hawaii's agriculture, environment, and lifestyle.

Ulupono Initiative, Hawaii Cattlemen's Council, Inc., Hawai'i Farm Bureau, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Sierra Club of Hawaii, Big Island Invasive Species Committee, and a few concerned individuals supported this measure. The Department of Agriculture submitted comments 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 S.B. No. 2572, 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, 4. Noes, none. Excused, 3 (Gates, Ing, Say).

**SCRep. 1270-18     Agriculture on S.B. No. 2556**

The purpose of this measure is to prepare for the implementation of the Industrial Hemp Pilot Program by establishing the Industrial Hemp Special Fund for the deposit of moneys, including fees collected by the Department of Agriculture, and expenditure of funds for Pilot Program purposes, including hiring employees, specialists, and consultants.

The Department of Agriculture, Big Island Invasive Species Committee, Ho'omanapono Political Action Committee, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawai'i Farm Bureau, Ho'omanapono LLC, and two concerned individuals 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. 2556, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2556, 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 (Gates, Ing, Say).

**SCRep. 1271-18     Housing on S.B. No. 2402**

The purpose of this measure is to amend the state low-income housing tax credit by:

- (1) Specifying that certain sections of the Internal Revenue Code relating to at-risk rules and deductions and to passive activity loss do not apply with respect to claims for the state low-income housing tax credit; and



- (2) Providing a safeguard, by limiting the maximum credit amount to 50% of the federal credit amount allocated to the property, to prevent taxpayers from acquiring properties from a related person at an inflated price using nonrecourse liability and increasing the basis amount upon which the tax credit is calculated.

The Hawaii Housing Finance and Development Corporation, InState Partners, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Department of Taxation and Tax Foundation of Hawaii offered comments for 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 S.B. No. 2402, 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, 5. Noes, none. Excused, 2 (Quinlan, San Buenaventura).

**SCRep. 1272-18 Education on S.B. No. 2921**

The purpose of this measure is to specify that claims of \$10 or less, which have not been claimed from the Unclaimed Property Fund after a ten-year expiration period, shall be deposited into the Libraries Special Fund. This measure also increases the threshold for claims subject to the ten-year expiration period from \$100 to \$250.

The Hawaii State Public Library System, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and an individual testified in support of this measure. The Department of Budget and Finance provided comments on 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 Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2921, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2921, 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, 4 (Ing, Learmont, McKelvey, Quinlan).

**SCRep. 1273-18 Education on S.B. No. 3002**

The purpose of this measure is to authorize employees of public libraries to perform the services of notaries public in government service for fees, which are to be deposited into the Library Fee for Enhanced Services Special Fund.

The Hawaii State Public Library System and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050; 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 Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3002, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3002, 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, 4 (Ing, Learmont, McKelvey, Quinlan).

**SCRep. 1274-18 Education on S.B. No. 2239**

The purpose of this measure is to appropriate funds to the Department of Education to pay for SAT or ACT registration fees for:

- (1) Public school students in the twelfth grade; and
- (2) Public charter school students in the eleventh or twelfth grade,

who have not previously taken the SAT or ACT college admissions standardized tests.

The State Public Charter School Commission, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and an individual supported this measure. The Department of Education provided comments 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 is in accord with the intent and purpose of S.B. No. 2239, 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, 7. Noes, none. Excused, 4 (Ing, Learmont, McKelvey, Quinlan).

**SCRep. 1275-18 Education on S.B. No. 3070**

The purpose of this measure is to encourage students to pursue teaching degrees in needed areas by:

- (1) Establishing the Hawaii Teacher Stipend Program (Stipend Program) to be administered by the Department of Education (DOE) to address the shortfall of licensed teachers in DOE schools, especially in identified shortage areas;
- (2) Creating the Hawaii Teacher Stipend Program Special Fund to provide ongoing funding of stipends to students in the Program, or any successor programs, and related costs; and
- (3) Appropriating funds to establish and implement the Stipend Program.

Hawaii Teacher Standards Board, Hui for Excellence in Education Coalition, Hawaii State Teachers Association, IMUAlliance, and three individuals supported this measure. The Department of Budget and Finance and DOE provided comments on this measure.

Your Committee has amended this measure by:

- (1) Specifying that stipend recipients are required to teach in the Hawaii public school system for three to five consecutive years, to be determined by the DOE, as licensed teachers immediately following completion of a state-approved teacher education program;
- (2) Appropriating an unspecified amount out of the Hawaii Teacher Stipend Program Special Fund to establish and implement the Stipend Program; 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. 3070, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3070, 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, 3 (Hashem, Ing, McKelvey).

**SCRep. 1276-18 Education on S.B. No. 2382**

The purpose of this measure is to require the Department of Accounting and General Services to:

- (1) Conduct biennial surveys of all departments concerning any unused facilities or under-utilized Department of Education schools that may be appropriate for public charter schools or early learning programs that are affiliated with a public charter school;
- (2) Maintain an inventory of unused or under-utilized facilities; and
- (3) Provide biennial reports of the inventory to the State Public Charter School Commission.

The Office of Hawaiian Affairs, Kuamahi Community Education Division of Kamehameha Schools, State Public Charter School Commission, and Hawaii Public Charter Schools Network supported this measure. The Department of Accounting and General Services provided comments.

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 Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2382, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2382, 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, 3 (Hashem, Ing, McKelvey).

**SCRep. 1277-18 Education on S.B. No. 2384**

The purpose of this measure is to require the Department of Education to develop a comprehensive plan to integrate design thinking and coding in middle, intermediate, and high school curriculums, and to submit the plan to the Legislature prior to the 2019 Regular Session.

Transform Hawai'i Government supported this measure. The Department of Education provided comments.

Your Committee has amended this measure by:

- (1) Authorizing, rather than requiring, the Department of Education to develop the comprehensive plan;
- (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 Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2384, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2384, 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 (Hashem, Ing, McKelvey).

**SCRep. 1278-18 Education on S.B. No. 2381**

The purpose of this measure is to authorize a school's principal to close the school without consulting the complex area superintendent in the event of an emergency created by a natural disaster and the principal deems the conditions unsafe for students and faculty.

The Hawaii State Teachers Association and Hawaii Public Charter Schools Network supported this measure. The Department of Education opposed this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050; 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 Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2381, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2381, 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; Ayes with Reservations (Onishi). Noes, none. Excused, 3 (Hashem, Ing, McKelvey).

**SCRep. 1279-18 Education on S.B. No. 2576**

The purpose of this measure is to ensure the safety of students, teachers, and school staff by:

- (1) Requiring all Department of Education classroom doors to be equipped with interior locks and all classrooms and outside gathering spaces to be connected to intercom systems that are independent of a school's phone system; and
- (2) Requiring the Department of Education to establish an emergency management plan for all schools to prepare for and respond to an emergency or a disaster.

The American Heart Association and many individuals supported this measure. The Department of Education provided comments on this measure.

Your Committee has amended this measure by:

- (1) Removing the requirement that all Department of Education classrooms and outside gathering spaces be connected to an intercom system that is independent of each school's phone system;
- (2) Authorizing, rather than requiring, the Department of Education to establish an emergency management plan for all schools;
- (3) Appropriating funds to install interior locks on all classroom doors; 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 S.B. No. 2576, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2576, 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, 3 (Hashem, Ing, McKelvey).

**SCRep. 1280-18 Education/Agriculture on S.B. No. 2387**

The purpose of this measure is to develop and sustain a Farm to School Program to, among other things, improve student health, develop an educated agricultural workforce, and expand the relationship between public schools and the agricultural community, by:

- (1) Requiring the Department of Education (DOE) to establish a Farm to School Program and designate a Farm to School coordinator to work with the head of the Department of Agriculture's Farm to School Program; and
- (2) Appropriating funds for the establishment of two full-time equivalent Farm to School staff positions within the DOE.

The Office of the Lieutenant Governor, DOE, Department of Agriculture, Department of Health, State Public Charter School Commission, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, American Heart Association, Hawai'i Farm Bureau, Kokua Hawai'i

Foundation, Hawai'i Pacific Health, Hawaii Medical Service Association, Ulupono Initiative, Hawaii State Teachers Association, Blue Zones Project, Kuamahi Community Education Division of Kamehameha Schools, Hawai'i Public Health Institute, Obesity Prevention Task Force, Hawai'i Farm to School Hui, Oahu Farm to School Network, Hawai'i Primary Care Association, Hawaii Cattlemen's Council, Inc., Ka Ohana O Na Pua, HFUU, Local Food Coalition, Maui Farmers Union United, Sierra Club of Hawai'i, Momilani Farm, and numerous individuals testified in support of this measure.

Upon consideration, your Committees have amended this measure by authorizing, rather than requiring, the DOE to establish a Farm to School Program.

As affirmed by the records of votes of the members of your Committees on Education and Agriculture that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2387, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2387, S.D. 2, 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, 3 (Ing, Learmont, McKelvey).

Agriculture: Ayes, 5. Noes, none. Excused, 2 (Ing, Say).

**SCRep. 1281-18 Labor & Public Employment on S.B. No. 2373**

The purpose of this measure is to:

- (1) Provide that negotiations over the implementation of management decisions affecting the terms and conditions of employment shall not be precluded from collective bargaining negotiations; and
- (2) Not preclude negotiations over the procedures and criteria of certain subjects of collective bargaining; provided that such obligation does not compel either party to agree to a proposal or make a concession.

Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO; United Public Workers, AFSCME, Local 646, AFL-CIO; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; University of Hawaii Professional Assembly; Hawaii State Teachers Association; Hawaii State AFL-CIO; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii; and IMUAlliance supported this measure. The Hawaii Health Systems Corporation and the City and County of Honolulu Department of the Prosecuting Attorney opposed this measure.

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

Your Committee recognizes that the language in this measure remains consistent with the principle that matters affecting wages, hours, and working conditions are negotiable, subject to Section 89-9(d), 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. 2373, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2373, 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. 1282-18 Labor & Public Employment on S.B. No. 2361**

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 Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i; and an individual supported this measure. The Department of Budget and Finance provided comments on this measure.

Your Committee has amended this measure by changing its effective date to January 1, 2050, to facilitate further discussion on 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. 2361, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2361, 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. 1283-18 Labor & Public Employment on S.B. No. 2360**

The purpose of this measure is to require:

- (1) Public employees in collective bargaining units to provide written notification to the employee's exclusive representative to discontinue the employee's payroll assignments within a certain time period; and
- (2) The employee's exclusive representative to provide a copy of the notification to the employer within seven business days of receipt from the employee.

The Hawaii Fire Fighters Association Local 1463, IAFF, AFL-CIO; United Public Workers, AFSCME Local 646, AFL-CIO; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i; and Hawaii State Teachers Association supported this measure.

Your Committee has amended this measure by:

- (1) Lengthening the time in which the employee's exclusive representative is required to provide a copy of the notification to the employer to ten business days of receipt from the employee; and
- (2) Changing its effective date to January 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. 2360, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2360, 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. 1284-18 Labor & Public Employment on S.B. No. 2366**

The purpose of this measure is to amend processes for the Hawaii Labor Relations Board's (Board) administrative hearings by:

- (1) Standardizing requirements for service of the Board's decisions and orders;
- (2) Extending the time for the Board to hold a hearing on a complaint from 40 days to 90 days;
- (3) Repealing requirements for audit and Board approval of witness fees;
- (4) Establishing a Collective Bargaining Dispute Resolution Special Fund (Fund) and directing the deposit of fines and penalties into the Fund; and
- (5) Appropriating funds for the Board to hire a full-time attorney and chief clerk and for travel and interpreter costs.

The Board supported this measure. The Department of Budget and Finance provided comments on this measure.

Your Committee has amended this measure by inserting unspecified amounts for:

- (1) The time period in which the Board must hold a hearing on a complaint;
- (2) The number of full-time positions for the Board attorney and chief clerk positions funded by the appropriation; and
- (3) The amount appropriated for travel and interpreter costs.

Your Committee notes that while this measure provides for various methods for service of orders and decisions in a timely manner, consideration must be given to ensure accountability in the method of delivery for effective notification.

Should the Committee on Finance deliberate on this measure, your Committee respectfully requests that it consider appropriating funds for:

- (1) One full-time equivalent (1.0 FTE) attorney position;
- (2) One full-time equivalent (1.0 FTE) chief clerk position; and
- (3) Travel and interpreter costs in the amount of \$10,000 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. 2366, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2366, 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. 1285-18 Labor & Public Employment on S.B. No. 2184**

The purpose of this measure is to authorize the State Fire Council to expend moneys in the Reduced Ignition Propensity Cigarette Program Special Fund to:

- (1) Defray the actual cost of the Council's fire and life safety programs and activities; and
- (2) Employ additional personnel.

The Hawaii State Fire Council, Honolulu Fire Department, Maui County Department of Fire and Public Safety, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure.

Your Committee has amended this measure by changing its effective date to January 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. 2184, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2184, 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. 1286-18 Labor & Public Employment on S.B. No. 2142**

The purpose of this measure is to clarify in the Lobbyist Law, chapter 97, Hawaii Revised Statutes, that the State Ethics Commission may require a payment of an administrative fine or restitution pursuant to a settlement agreement.

The Hawaii State Ethics Commission and Common Cause Hawaii offered comments.

Your Committee has amended this measure by:

- (1) Amending the Lobbyists Law to eliminate outdated references to criminal violations and requiring an individual to demonstrate good cause for noncompliance; and
- (2) Changing the effective date to January 1, 2050, to promote 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. 2142, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2142, 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. 1287-18 Labor & Public Employment on S.B. No. 2231**

The purpose of this measure is to exempt certain unpaid board or commission members from the additional \$10 per day administrative fine imposed for late financial disclosures to the Hawaii State Ethics Commission.

Common Cause Hawaii opposed this measure. The Hawaii State Ethics Commission offered comments.

Your Committee has amended this measure by changing its effective date to January 1, 2050, to promote 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. 2231, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2231, 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. 1288-18 Labor & Public Employment on S.B. No. 2609**

The purpose of this measure is to allow for the redaction of certain information on the financial disclosure statements deemed to be public records, of non-paid volunteer members of state boards and commissions listed in section 84-17(d)(8), Hawaii Revised Statutes.

The Hawaii Housing Finance and Development Corporation and an individual supported this measure. The Hawaii State Ethics Commission, Common Cause Hawaii, League of Women Voters, and Society of Professional Journalists Hawaii Chapter provided comments on this measure.

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

Your Committee recognizes that seats on state boards, commissions, and agencies in the State remain vacant or held by holdover members due to difficulty filling these seats and recruiting members. Your Committee notes that this measure will still enable the public access to information regarding whether individuals serving on specific state boards or commissions hold a financial interest in a particular entity, but not the amount of the financial interest. Your Committee recognizes the need to arrive at a balance where the public interest is served in ensuring the seats of these boards and commissions are filled as an essential function of government, while also providing transparency in government processes.

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. 2609, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2609, 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. 1289-18 Labor & Public Employment on S.B. No. 2801**

The purpose of this measure is to enhance the Department of Labor and Industrial Relations' ability to enforce the State's labor laws. Specifically, this measure:

- (1) Creates the Labor Law Enforcement Special Fund to finance the collection of penalties and fees for violations of labor law;
- (2) Establishes two positions (an attorney and a legal assistant) in the Department of the Attorney General to represent the Department of Labor and Industrial Relations in collecting penalties for violations of law; and
- (3) Appropriates funds to effectuate the purposes of this measure.

The Department of Labor and Industrial Relations, IMUAlliance, and Pacific Resource Partnership supported this measure. The Tax Foundation of Hawaii offered comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2801, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2801, 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. 1290-18 Labor & Public Employment on S.B. No. 2803**

The purpose of this measure is to:

- (1) Make housekeeping amendments to the Boiler and Elevator Safety Law;
- (2) Change the name of the Boiler and Elevator Special Fund to the Boiler and Elevator Revolving Fund (Revolving Fund); and
- (3) Extend the time for the Director of Labor and Industrial Relations to reimburse the general fund for the initial appropriation made to establish the Revolving Fund, from five years to ten years from the establishment of the Revolving Fund.

The Department of Labor and Industrial Relations supported this measure.

Your Committee has amended this measure by changing its effective date to January 1, 2050, to facilitate further discussion on 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. 2803, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2803, 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. 1291-18 Labor & Public Employment on S.B. No. 2805**

The purpose of this measure is to authorize, except in fair housing cases, the Executive Director of the Hawaii Civil Rights Commission to either:

- (1) Issue a final conciliation demand that the respondent cease the unlawful discriminatory practice; or
- (2) Dismiss the complaint and issue a notice to the complainant indicating that the complainant may bring a civil action as provided under section 368-12, Hawaii Revised Statutes.

The Hawaii Civil Rights Commission supported this measure. An individual opposed this measure.

Your Committee has amended this measure by changing its effective date to January 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. 2805, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2805, 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. 1292-18 Ocean, Marine Resources, & Hawaiian Affairs on S.B. No. 2087**

The purpose of this measure is to amend the Good Samaritan Law to provide vicarious liability exemptions for owners and operators of any premises, property, or facility where rescue tubes are located for the storage, maintenance, or use of the rescue tubes. This measure also provides liability exemptions for rescuers who attempt to rescue a person with a rescue tube.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Ocean Tourism Coalition, Rescue Tube Foundation, Fair Wind Big Island Ocean Guides, Quicksilver Charters, and a few individuals testified in support of this measure. The AED Institute, Hawaii Association for Justice, and one concerned individual provided comments on this measure.

Your Committee has amended this measure by:

- (1) Adding a provision that the owner or operator of any premises, property, or facility where an automated external defibrillator is located shall not be liable for any civil damages resulting from any act or omission relating to the storage, maintenance, or use of the automated external defibrillator; and
- (2) Deleting any reference to vicarious liability in the exemption for civil liability relating to the use of a rescue tube.

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. 2087, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2087, 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 (Gates, Thielen).

**SCRep. 1293-18 Ocean, Marine Resources, & Hawaiian Affairs on S.B. No. 2079**

The purpose of this measure is to:

- (1) Establish penalties and fines for any person who knowingly captures, takes, possesses, abuses, or entangles any shark, whether alive or dead, or kills any shark, within state marine waters and makes it a misdemeanor;
- (2) Expand the existing prohibition on knowingly capturing or killing a manta ray to all rays;
- (3) Expand the prohibition regarding rays to cover knowingly capturing, taking, possessing, abusing, or entangling a ray, whether alive or dead, or killing a ray, within state marine waters; and
- (4) Provide certain exemptions.

The Office of Hawaiian Affairs, Animal Rights Hawai'i, Hawaiian Civic Club of Honolulu, The Humane Society of the United States, Humane Society International, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, West Hawaii Humane Society, Keiko Conservation International, I.SEA. Conservation, One Ocean Research & Diving, Maui Island Mermaids, Surfrider Foundation – Oahu Chapter, and numerous individuals testified in support of this measure. Two individuals testified in opposition to this measure. The Department of Land and Natural Resources provided comments on this measure.

Your Committee notes that there has been ample discussion indicating that the practice of feeding sharks leads to aggression in sharks. Your Committee respectfully encourages the Committee on Finance to continue the discussion and to consider potential methods to curtail this practice.

Your Committee further notes its concerns about baiting sharks and rays in order to draw them to certain locations for tourism purposes. Sharks and rays have a unique significance to the Native Hawaiian culture, and baiting these animals for tourism purposes exploits them for the financial gain of the tourism industry, at the expense of cultural respect for the sharks and rays.

Your Committee has amended this measure by changing its 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 S.B. No. 2079, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2079, 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 (Gates, Thielen).

**SCRep. 1294-18 Economic Development & Business on S.B. No. 2703**

The purpose of this measure is to continue to diversify and develop Hawaii's economy, particularly with regard to the space industry, by authorizing the issuance of special purpose revenue bonds to assist SpinLaunch, Inc., with the financing, planning, design, and construction of a small satellite launch system.



The Pacific International Space Center for Exploration Systems, SpinLaunch Inc., Engineering Space, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Island Economic Development Board, and two concerned individuals testified in support of this measure. The Department of Budget and Finance and a concerned individual 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 S.B. No. 2703, 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, 1 (Ichiyama).

**SCRep. 1295-18 Economic Development & Business on S.B. No. 3000**

The purpose of this measure is to promote innovation in the science and technology industries in the State by:

- (1) Establishing a Research and Development Program (Program) within the Hawaii Technology Development Corporation to help Hawaii-based small businesses optimize research and development performed in the State; and
- (2) Establishing the Research and Development Special Fund to provide funding for the Program and appropriating funds into the Special Fund.

The Chamber of Commerce Hawaii, Navatek, Makai Ocean Engineering, Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and several concerned individuals testified in support of this measure. The Hawaii Technology Development Corporation testified in support of the intent of this measure. The Department of Budget and Finance provided comments.

Your Committee has amended this measure by changing its effective date to July 1, 2112, to facilitate further discussion.

Should the Committee on Finance deliberate this measure further, your Committee respectfully requests that it consider the necessity of establishing the Research and Development Special Fund to provide funding for the Program or whether current funding mechanisms available to the Hawaii Technology Development Corporation may be used to fund the 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 S.B. No. 3000, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3000, 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 (Johanson, Yamashita).

**SCRep. 1296-18 Housing/Transportation on S.B. No. 3034**

The purpose of this measure is to increase the State's supply of affordable housing by requiring state agencies' development or redevelopment plans for parcels along the rail transit corridor to include affordable housing, unless the Office of Planning determines that affordable housing is not feasible or desirable on a particular property.

The Department of Human Services, The Chamber of Commerce Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Building Industry Association Hawaii supported this measure. The Hawaii Housing Finance and Development Corporation, Office of Planning, Hawaii Interagency Council for Transit-Oriented Development, and Department of Land and Natural Resources offered comments on this measure.

Your Committees note the concern expressed in the testimony by the Department of Land and Natural Resources that the financial feasibility of its planned development and use of parcels along the East Kapolei rail station will be compromised if it is required to include multiple affordable housing projects in the parcels' development plans.

Your Committees also note The Chamber of Commerce Hawaii's suggestion that other related public facilities, such as vertical schools be included in the bill, especially in areas where higher densities are being proposed.

Your Committees have amended the measure by specifying that the Office of Planning shall consult with the Hawaii Housing Finance and Development Corporation to waive the twenty percent affordable housing requirement.

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. 3034, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 3034, 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, 5. Noes, none. Excused, 2 (Hashem, Quinlan).  
Transportation: Ayes, 5. Noes, none. Excused, 2 (Quinlan, Hashem).

**SCRep. 1297-18 Housing/Education on S.B. No. 2278**

The purpose of this measure to improve teacher recruitment and retention by establishing a teacher home assistance program to provide housing vouchers to certain full-time teachers who teach at hard-to-fill schools, including public charter schools.

The Hawaii State Teachers Association, IMUAlliance, Kamehameha Schools, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and two individuals supported this measure. The League of Women Voters opposed this measure. The Hawaii Housing Finance and Development Corporation, Department of Education, and Land Use Research Foundation of Hawaii.

During the public hearing on this measure, some members of your Committees raised concerns about this measure. First, a member noted that this measure appears to benefit new teachers and questioned whether it was prudent to exclude experienced teachers since it would be beneficial to encourage experienced teachers to teach at hard-to-fill schools. Second, the member also raised a concern over the difficulty in enforcing the requirement that the housing voucher be used to pay for the rent or mortgage for the teacher's primary residence and noted that some teachers may use the housing voucher to pay for investment property rather than a primary residence. Third, another member voiced concern that this bill circumvents the collective bargaining process to provide a benefit to a group of teachers that was not bargained for or available to all teachers. Fourth, a member raised concerns that the housing voucher would be taxable income and may negatively impact a teacher's net pay by raising the teacher into a higher income tax bracket.

Your Committees noted the oral testimony of the Hawaii Housing Finance and Development Corporation that it does not have a process to administer a housing voucher program but that the Hawaii Public Housing Authority currently administers the Section 8 Housing Choice Voucher program. Accordingly, if this bill advances in the legislative process, your Committees respectfully request that the Hawaii Public Housing Authority submit testimony on this measure.

Your Committees have amended this measure by:

- (1) Including a requirement that the qualified teachers who apply for the housing voucher commit to teach at a hard-to-fill or public charter school for no less than five years;
- (2) Expanding the pool of qualified teachers who may apply for a housing voucher to include full-time and part-time teachers; 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 Education that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2278, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2278, 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, 5; Ayes with Reservations (San Buenaventura). Noes, none. Excused, 2 (Hashem, Quinlan).

Education: Ayes, 6; Ayes with Reservations (Onishi). Noes, none. Excused, 5 (Hashem, Ing, McKelvey, Quinlan, Matsumoto).

#### **SCRep. 1298-18 Housing on S.B. No. 2416**

The purpose of this measure is to amend the conveyance tax statute by:

- (1) Amending the conveyance tax rates for properties valued at \$2,000,000 or more;
- (2) Exempting real property used for the purpose of affordable housing; and
- (3) Removing the cap on conveyance tax allocations to the Rental Housing Revolving Fund.

Catholic Charities Hawai'i, Hawaii Habitat for Humanity Association, Young Progressives Demanding Action, Housing Now, and an individual supported this measure. Hawai'i Association of REALTORS, Kohala Coast Resort Association, Land Use Research Foundation of Hawaii, NAIOP Hawaii, and a few individuals opposed this measure. The Hawaii Housing Finance and Development Corporation, Department of Taxation, Office of Hawaiian Affairs, Hawaiian Community Assets, IMUAlliance, and Tax Foundation of Hawaii offered comments for this measure.

Your Committee notes the testimony of IMUAlliance urging the increase of the conveyance tax for properties valued at \$1,000,000 or more, and highlighting that the widening wealth gap in Hawaii has made securing rental apartments financially difficult and homeownership out-of-reach for many residents.

Your Committee has amended this measure by narrowing the affordable housing exemption to include only real property subject to a government assistance program and used for the provision of affordable housing for qualified persons within the State.

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. 2416, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2416, 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 (McDermott). Excused, 1 (Quinlan).

#### **SCRep. 1299-18 Health & Human Services on S.B. No. 2800**

The purpose of this measure is to protect the privacy interest of individuals while allowing employees of the Department of Health to use vital statistics records for the purposes of research by providing an avenue for the Department to share amongst its program employees certain personal health statistics records for research purposes, subject to approval by the Department's institutional review committee.

The Department of Health, Hawai'i Primary Care Association, and Hawaii Children's Action Network testified in support of this measure.

While your Committee notes the need to use vital statistics for research and public health purposes, your Committee urges the Department of Health to use caution when developing and implementing procedures to allow for the sharing of vital statistics so as not to violate the federal Health Insurance Portability and Accountability Act of 1996.

Your Committee has amended this measure by:

- (1) Consistently applying the limitation of research purposes as only those that have been approved by the Department of Health's institutional review committee to chapter 338, Hawaii Revised Statutes, Vital Statistics; and
- (2) Changing its effective date to July 1, 3000, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2800, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2800, 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. Noes, none. Excused, 1 (Tupola).

**SCRep. 1300-18 Health & Human Services on S.B. No. 1062**

The purpose of this measure is to require the Family Court to terminate parental rights if the court determines by clear and convincing evidence that the natural parent committed sexual assault of the other natural parent and the child was conceived as a result of the sexual assault by the parent, and termination of parental rights is in the best interest of the child.

The Sex Abuse Treatment Center, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and a few concerned individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Adding a new section to Chapter 571, Hawaii Revised Statutes, to require the family courts to suspend custody and visitation in respect to any child for any parent or legal guardian who is charged in a criminal court proceeding for a sexual assault of the child's other parent or legal guardian with the presumption that the suspension of custody and visitation is in the best interest of the child;
- (2) Requiring, upon request of the victim of sexual assault, that any prohibitions that restrict a defendant that is charged with sexual assault from approaching or communicating with the victim of sexual assault shall also apply with respect to the victim's minor children, regardless of the existence of a parental relationship between the defendant and the child of the victim;
- (3) Changing the effective date to July 1, 3000, to encourage further discussion; 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 Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1062, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1062, 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, none. Excused, 1 (Tupola).

**SCRep. 1301-18 Health & Human Services on S.B. No. 2050**

The purpose of this measure is to allow a person with a disability to work while maintaining Medicaid benefits until secure in employment. Specifically, this measure requires the Department of Human Services to implement an earned income disregard program as an intermediate step to implementing a full Medicaid buy-in program.

The Disability and Communication Access Board, State Council on Developmental Disabilities, Hawaii Disability Rights Center, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Aloha State Association of the Deaf, and a few concerned individuals supported this measure. The Department of Human Services provided comments.

Your Committee notes that the Director of Human Services declared that no additional appropriation is requested in this measure at this time.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2050, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2050, 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, none.

**SCRep. 1302-18 Health & Human Services on S.B. No. 229**

The purpose of this measure is to support the Vector Control Branch of the Department of Health by appropriating moneys for program costs and 12 permanent positions.

Kohala Coast Resort Association, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, and the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 229, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 229, 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, none.

**SCRep. 1303-18 Housing/Ocean, Marine Resources, & Hawaiian Affairs on S.B. No. 2424**

The purpose of this measure is to address the affordable housing shortage faced by Native Hawaiians by:

- (1) Authorizing the construction, use, and provision of loans to qualifying lessees for micro housing units on Hawaiian home lands;
- (2) Appropriating funds for the construction of micro housing units; and
- (3) Appropriating funds to build the general organizational capacity of Native Hawaiian-controlled nonprofit housing developers that meet certain criteria.

The Hawaii Appleseed Center for Law and Economic Justice, Hawaiian Community Assets, Hawaiian Civic Club of Honolulu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Ho'omana Pono, LLC, Ho'omanapono Political Action Committee, Paukukalo Hawaiian Homestead Community Association, Hawaii Habitat for Humanity Association, and a few individuals supported this measure. The Center for Hawaiian Sovereignty Studies opposed this measure. The Department of Hawaiian Home Lands and Office of Hawaiian Affairs offered comments on this measure.

Your Committees note that the Hawaii Housing Finance and Development Corporation rather than the Department of Hawaiian Home Lands may be the appropriate agency to administer, oversee, and implement the financing and development of micro housing units on Hawaiian home lands.

As affirmed by the records of votes of the members of your Committees on Housing and Ocean, Marine Resources, & Hawaiian Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2424, 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.  
Housing: Ayes, 4. Noes, none. Excused, 3 (Aquino, Quinlan, McDermott).  
Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 5; Ayes with Reservations (Thielen). Noes, none. Excused, 2 (Ing, Gates).

**SCRep. 1304-18 Housing/Health & Human Services on S.B. No. 2401**

The purpose of this measure is to support efforts to reduce homelessness by:

- (1) Establishing a three-year housing homeless children pilot program to assist families with minors experiencing, or at imminent risk of, homelessness due to domestic violence with obtaining and maintaining permanent housing; and
- (2) Appropriating funds to the Hawaii Public Housing Authority, Department of Human Services, and Department of Health to support the agencies' homelessness initiatives.

The Department of Health, Department of Human Services, Hawaii Substance Abuse Coalition, Domestic Violence Action Center, PHOCUSED, IMUAlliance, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, YWCA O'ahu, Life Foundation, The CHOW Project, The Drug Policy Forum of Hawaii, The Salvation Army, Community Alliance on Prisons, Hawaii Appleseed Center for Law and Economic Justice, and several individuals supported this measure. The Governor's Coordinator on Homelessness, Hawaii Public Housing Authority, Hawaii Youth Services Network, Partners in Care, and Catholic Charities Hawai'i offered comments on this measure.

Your Committees note the testimony of Partners in Care and Catholic Charities suggesting that the funding appropriated to assist unaccompanied youth be designated to the Office of Youth Services in the Department of Human Services. If this bill progresses through the legislative process, your Committees respectfully request that the Committee on Finance consider the suggestion.

Your Committees have amended this measure by:

- (1) Specifying that the Hawaii Public Housing Authority does not need to adhere to the State Procurement Code to procure case management and counseling services to assist participants in the housing homeless children pilot program; 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 Housing and Health & Human Services that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2401, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2401, 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, 5. Noes, none. Excused, 2 (Aquino, Quinlan).  
 Health & Human Services: Ayes, 5. Noes, none. Excused, none.

**SCRep. 1305-18 Housing on S.B. No. 2756**

The purpose of this measure is to support the development of affordable housing in the State by repealing the statutory cap on the amount of conveyance tax revenue deposited into the Rental Housing Revolving Fund.

The Office of the Governor, Hawaii Housing Finance and Development Corporation, Department of Business, Economic Development and Tourism, Catholic Charities Hawai'i, IMUAlliance, Hawaii Habitat for Humanity Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Hawai'i Association of REALTORS supported this measure. The Department of Taxation and Tax Foundation of Hawaii offered comments on this measure.

Your Committee has 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 Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2756, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2756, 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. 1306-18 Housing on S.B. No. 2757**

The purpose of this measure is to support the development of affordable housing in the State by:

- (1) Extending the exemption from the general excise tax applicable to certain affordable rental housing projects from June 30, 2022, to June 30, 2026;
- (2) Removing the \$7,000,000 cap on the exemption from general excise taxes; and
- (3) Prohibiting affordable housing owners who receive a general excise tax exemption from refusing to lease a rental unit in the project to an applicant because the applicant holds a Section 8 Voucher or Certificate of Eligibility.

The Office of the Governor, Hawaii Housing Finance and Development Corporation, Department of Business, Economic Development and Tourism, Hawai'i Construction Alliance, Hawaii Rental Housing Coalition, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Pacific Resource Partnership, and Hawaii Regional Council of Carpenters supported this measure. The Department of Taxation, Office of Hawaiian Affairs, and Tax Foundation of Hawaii offered comments on this measure.

Your Committee notes the testimony of the Office of Hawaiian Affairs that half of the 65,000 residential housing units needed by 2025 are for households that earn at or below 80% of the area median income and that this measure would result in the production of units that, on average, are for households earning 128% of the average median income.

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

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. 2757, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2757, 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. 1307-18 Housing on S.B. No. 3089**

The purpose of this measure is to allow counties to enact ordinances to require that a grantor of real property include in a conveyance document, conveyance instrument, or certificate of conveyance a statement indicating whether the county has determined that the real property described in the document, instrument, or certificate may be used for short-term rentals under the county's zoning or land use ordinances.

The Department of Planning and Permitting of the City and County of Honolulu supported this measure. The Hawaii Association of REALTORS opposed this measure. The Tax Foundation of Hawaii offered comments on this measure.

A member of your Committee has expressed concern that the provisions of this measure will not accomplish the goal of informing potential homebuyers whether they can legally use a home as an income-producing investment. Specifically, because circumstances often change, a recorded statement on whether a property may be used for short-term rentals may not be accurate when the property is later sold to a subsequent homebuyer.

Your Committee has amended this measure by changing its effective date to January 1, 2050, to promote 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. 3089, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3089, 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 (San Buenaventura, McDermott). Noes, none. Excused, none.

**SCRep. 1308-18 Consumer Protection & Commerce on S.B. No. 2774**

The purpose of this measure is to update the Hawaii Insurance Code by:

- (1) Adopting new corporate governance and annual disclosure requirements from the National Association of Insurance Commissioners' Corporate Governance Annual Disclosure Model Act;
- (2) Requiring any insurance entity seeking to add or change a trade name or an assumed name to submit a written request to the Insurance Commissioner;
- (3) Requiring that coverage for certain mandatory services include reimbursement to providers who deliver those services;
- (4) Applying existing supervision, rehabilitation, and liquidation requirements to all captive insurance companies; and
- (5) Making various housekeeping amendments.

This measure further clarifies the requirements for reporting and recordkeeping for vehicle protection product warrantors and service contract providers.

The Insurance Division of the Department of Commerce and Consumer Affairs, Board of Nursing, Board of Pharmacy, Office of Information Practices, American Council of Life Insurers, and Hawaii Medical Service Association testified in support of this measure. The Motor Vehicle Protection Products Association testified in opposition. The American Family Life Assurance Company of Columbus, Kaiser Permanente Hawai'i, and Hawai'i Captive Insurance Council provided comments.

Your Committee has amended this measure by:

- (1) Deleting the language clarifying the requirements for reporting and recordkeeping for vehicle protection product warrantors and service contract providers;
- (2) Changing its effective date to July 1, 2050, 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2774, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2774, S.D. 1, 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. 1309-18 Consumer Protection & Commerce on S.B. No. 2945**

The purpose of this measure is to eliminate the requirement that applicants for a liquor license or renewal of a license, or in the case of transfer of a liquor license, both the transferor and the transferee produce either a tax clearance certificate from the Internal Revenue Service or proof of entering into an installment plan agreement with the Internal Revenue Service.

The Mayor of the County of Maui, City and County of Honolulu Liquor Commission, County of Maui Department of Liquor Control, County of Kauai Department of Liquor Control, Ocean Tourism Coalition, Maui Hotel & Lodging Association, and Takitani, Agaran & Jorgensen A Law Partnership 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2945, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2945, 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 (Johanson, Mizuno, McDermott).

**SCRep. 1310-18 Consumer Protection & Commerce on S.B. No. 2060**

The purpose of this measure is to encourage parties involved in condominium related disputes to use alternative dispute resolution instead of resolving those disputes in court by:

- (1) Authorizing the use of moneys from the Condominium Education Trust Fund for voluntary binding arbitration of condominium related disputes after the parties have attempted evaluative mediation; and
- (2) Amending the mediation requirements for condominium related disputes to require parties to certain condominium related disputes to participate in mediation, upon the request of one party.

Community Associations Institute, Associa Hawaii, and one concerned individual supported this measure. One concerned individual opposed this measure. The Real Estate Commission and Hui 'Ola'i'o provided comments.

Your Committee has amended this measure by including a two-year sunset provision.

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. 2060, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2060, 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; Ayes with Reservations (LoPresti). Noes, none. Excused, 3 (Johanson, Mizuno, McDermott).

**SCRep. 1311-18 Consumer Protection & Commerce on S.B. No. 2770**

The purpose of this measure is to require health clubs, beginning on January 1, 2019, to maintain a surety bond of at least \$100,000 to be paid to any member who suffers loss of money paid due to the insolvency or cessation of operation of a health club.

The Department of Commerce and Consumer Affairs supported this measure. The International Health, Racquet & Sportsclub Association opposed this measure.

Your Committee has amended this measure by:

- (1) As an alternative to a surety bond, requiring health clubs to maintain a letter of credit or a guaranty agreement secured by a certificate of deposit of at least \$100,000;
- (2) Clarifying that a surety bond, irrevocable letter of credit, or certificate of deposit shall be issued by a surety authorized to do business in the State or from a Hawaii state or federally chartered bank;
- (3) Removing the requirement that a health club pay its members who suffered loss of money due to the health club's insolvency;
- (4) Changing its 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2770, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2770, 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, 3 (Johanson, Mizuno, McDermott).

**SCRep. 1312-18 Consumer Protection & Commerce on S.B. No. 270**

The purpose of this measure is to protect the physical and psychological well-being of minors, especially lesbian, gay, bisexual, and transgender youth, against exposure to serious harms caused by sexual orientation change efforts by prohibiting persons who are licensed to provide professional counseling from engaging in, attempting to engage in, or advertising the offering of sexual orientation change efforts on persons under eighteen years of age.

The Lieutenant Governor, Child and Adolescent Mental Health Division of the Department of Health, Kupuna and LGBT Caucuses and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii State Teachers Association, Human Rights Campaign, Hawaii Chapter of the American Academy of Pediatrics, Young Progressives Demanding Action - Hawaii, Hawaii Section of the American College of Obstetricians and Gynecologists, Pele Lani Farms LLC, National Center for Lesbian Rights, Filipina Advocacy Network, Planned Parenthood Votes Northwest and Hawaii, Mental Health America of Hawai'i, Rainbow Family 808, IMUAlliance, Hawai'i Psychological Association, Hawaii Children's Action Network, American Civil Liberties Union of Hawai'i, Hawaii LGBT Legal Association, Hawaii Youth Services Network, and numerous individuals testified in support of this measure. The Honolulu County Republican Party, American College of Pediatricians, Christian Medical and Dental Associations, American Association of Physicians and Surgeons, Catholic Medical Association, National Task Force for Therapy Equality, Hawaii Catholic Conference, Hawaii Family Forum, Hawaii Federation of Republican Women, and many individuals testified in opposition. The Department of the Attorney General and Board of Psychology provided comments.

Your Committee finds that according to the American Psychological Association, sexual orientation change efforts, which are aimed at changing gender identity, gender expression, or sexual orientation, are coercive, can be harmful, and should not be part of behavioral health treatment. Further, sexual

orientation change efforts pose significant health risks, including depression, social withdrawal, suicidality, substance abuse, and decreased self-esteem and authenticity to others.

Your Committee notes that this measure regulates only certain professional conduct and speech which may be harmful to a person under the age of eighteen. Your Committee finds that this regulation does not hinder licensed professionals from counseling or offering standard clinical psychological services to lesbian, gay, bisexual, and transgender children and adolescents. Further, this regulation does not hinder licensed professionals from advertising professional services accepted by professional practice standards. This measure merely regulates the conduct of licensed professionals to the extent your Committee finds poses a risk of harm to children and adolescents and any advertisement for such unlawful practices.

Your Committee has amended this measure by:

- (1) Inserting a definition for "advertise" to emphasize that only communication made for the purpose of inducing or promoting a professional counseling relationship in which sexual orientation change efforts will be undertaken on a person under the age of eighteen is prohibited;
- (2) Clarifying that counseling supporting a person seeking to transition from one gender to another shall not be construed to be sexual orientation change efforts;
- (3) Clarifying that supportive counseling shall not be construed to be sexual orientation change efforts if it does not seek to change gender identity and gender expression; and
- (4) Inserting a severability clause.

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. 270, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 270, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 1 (McDermott).

#### **SCRep. 1313-18 Consumer Protection & Commerce on S.B. No. 2298**

The purpose of this measure is to incentivize volunteer preceptors who offer professional instruction, training, and supervision to students and residents seeking careers as healthcare providers by:

- (1) Providing a tax credit to volunteer preceptors; and
- (2) Establishing a Preceptor Credit Assurance Committee to develop and implement the allocation and distribution of certifications for the tax credit.

The Board of Nursing, Board of Pharmacy, Department of Health, University of Hawai'i System, Hawai'i State Center for Nursing, Hawaii Medical Association, Hawaii Chapter of the American Physical Therapy Association, Hawai'i Pacific Health, Straub Medical Center, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawai'i Primary Care Association, Waianae Coast Comprehensive Health Center, The Queen's Health Systems, and many individuals testified in support of this measure. The Department of the Attorney General, Office of Information Practices, Department of Taxation, and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Expanding the eligible academic programs in which a preceptor may supervise rotations to include programs that may not have their principal accreditation in Hawaii, but have a physical location in Hawaii;
- (2) Requiring an academic program in which a preceptor supervises a rotation to provide education to students of whom more than fifty per cent are residents of Hawaii;
- (3) Removing the requirement that an eligible student must be a resident of Hawaii;
- (4) Removing the Preceptor Credit Assurance Committee's exemption from the Sunshine Law, which requires open meetings, public notice, and written minutes;
- (5) Allowing the Preceptor Credit Assurance Committee to hold a meeting closed to the public for the purpose of considering information affecting the privacy of an individual; 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. 2298, 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. 2298, S.D. 2, H.D. 2.

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



**SCRep. 1314-18 Consumer Protection & Commerce on S.B. No. 2490**

The purpose of this measure is to modernize Hawaii's motor vehicle industry licensing laws by:

- (1) Specifying certain recall reimbursement or repair requirements for manufacturers where a stop-sale order has been issued;
- (2) Authorizing a license holder to engage in business at motor vehicle dealer locations that are affiliated by common ownership under the same license;
- (3) Clarifying when certain manufacturers' or distributors' sales or service performance standards shall be deemed unreasonable, arbitrary, or unfair; and
- (4) Prohibiting a manufacturer or distributor from requiring a dealer to perform certain construction or renovations to the dealer's facilities; purchase items for a dealership facility in certain circumstances; or provide certain information related to customer information, unless certain conditions are met.

The Motor Vehicle Industry Licensing Board and Hawaii Automobile Dealers' Association supported this measure. The Alliance of Automobile Manufacturers provided comments.

Your Committee has amended this measure by:

- (1) Specifying that when the manufacturer has issued a stop-sale order on the vehicle, the manufacturer shall compensate the dealer at a prorated rate of at least one percent of the value of the vehicle per month; and
- (2) Expanding the applicability of certain recall reimbursement or repair requirements to used vehicles subject to a stop-sale order that are in the dealer's inventory at the time the stop-sale order was issued or are taken into the used vehicle inventory of the dealer as a result of a consumer trade-in after the stop-sale order was issued.

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. 2490, 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. 2490, S.D. 1, H.D. 2.

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

**SCRep. 1315-18 Consumer Protection & Commerce on S.B. No. 2340**

The purpose of this measure is to ensure that the following benefits made available under the federal Patient Protection and Affordable Care Act, which may not otherwise be available under the State's Prepaid Health Care Act, remain available under Hawaii law:

- (1) Extending dependent coverage for adult children until the children turn twenty-six years of age;
- (2) Prohibiting health insurance entities from imposing a preexisting condition exclusion; and
- (3) Prohibiting health insurance entities from using an individual's gender to determine premiums or contributions.

This measure also clarifies that benefits extended under this measure do not apply to limited benefit health insurance.

The Department of Commerce and Consumer Affairs; Commission on the Status of Women; Hawaii Medical Association; Planned Parenthood Votes Northwest and Hawaii; Domestic Violence Action Center; Healthcare Association of Hawaii; LGBT Caucus of the Democratic Party of Hawaii; Kaiser Permanente Hawai'i; Community Alliance on Prisons; The American College of Obstetricians and Gynecologists; American Association of University Women of Hawaii; The Queen's Health Systems; Hawaii Appleseed Center for Law and Economic Justice; Hawai'i Public Health Institute; Hawai'i State Democratic Women's Caucus; IMUAlliance; Healthy Mothers Healthy Babies Coalition of Hawaii; Hawaii Medical Service Association; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; YWCA O'ahu; Hawai'i Women Lawyers; The Sex Abuse Treatment Center; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i; Volcano Community Action Network; Hawaii Children's Action Network; AARP Hawai'i; and many concerned individuals 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 S.B. No. 2340, 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, 8. Noes, none. Excused, 3 (Johanson, Mizuno, McDermott).

**SCRep. 1316-18 Consumer Protection & Commerce on S.B. No. 2476**

The purpose of this measure is to require the Department of Transportation to adopt rules for motor vehicle inspection safety checks.

The Department of Transportation supported this measure. An individual opposed 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. 2476, S.D. 2, 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 (Johanson, Mizuno, McDermott).

**SCRep. 1317-18 Consumer Protection & Commerce on S.B. No. 2199**

The purpose of this measure is to authorize the State to submit a state innovation waiver proposal to the federal government pursuant to Section 1332 of the federal Patient Protection and Affordable Care Act, and to implement the conditions of the waiver upon approval by the federal government on or after January 1, 2019.

The Department of Commerce and Consumer Affairs, Department of Human Services, Kaiser Permanente Hawaii, and Hawaii Medical Service Association 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 S.B. No. 2199, 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, 4 (Johanson, LoPresti, Mizuno, McDermott).

**SCRep. 1318-18 Consumer Protection & Commerce on S.B. No. 2487**

The purpose of this measure is to:

- (1) Amend the definition of "quality assurance committee" to make it consistent throughout the Hawaii Revised Statutes for the purpose of liability protection; and
- (2) Allow for the establishment of a quality assurance committee outside of a single health plan or hospital.

The Department of Commerce and Consumer Affairs, Department of Health, Healthcare Association of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Community Action Network, East Hawaii Independent Physicians Association, and a few individuals supported this measure. The Hawaii Association for Justice opposed this measure. Community First provided 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 is in accord with the intent and purpose of S.B. No. 2487, 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 (Johanson, Mizuno, McDermott).

**SCRep. 1319-18 Health & Human Services on S.B. No. 1235**

The purpose of this measure is to appropriate funds to improve the health care services related to cardiac care at Hilo Medical Center.

Hawaii Health Systems Corporation, Hilo Medical Center, Mayor of the County of Hawaii, County of Hawaii Fire Department, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hilo Medical Center Foundation, Kau Rural Health Community Association, Inc., United Public Workers, AFSCME, Local 646, AFL-CIO, and numerous concerned individuals submitted testimony in support of this measure.

Your Committee has amended this measure by

- (1) Requiring the Auditor to audit contracts over \$1,000,000 that the Department of Health or the Department of Human Services has entered into with domestic violence nonprofit organizations; 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 & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1235, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1235, 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, none.

**SCRep. 1320-18 Health & Human Services on S.B. No. 2811**

The purpose of this measure is to update Chapter 329, Hawaii Revised Statutes (HRS), the Uniform Controlled Substances Act, to be consistent with federal law, including allowing properly registered practitioners to prescribe drugs, including buprenorphine and naloxone, to patients undergoing medically managed withdrawal, provided that the practitioner complies with specific requirements.

The Department of Public Safety, Department of Health, Hawaii Substance Abuse Coalition, Life Foundation, The CHOW Project, The Drug Policy Forum of Hawaii, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure.

Your Committee has amended this measure by:

- (1) Inserting language which further updates Schedules I and II of the Uniform Controlled Substances Act, to be consistent with amendments to the federal Controlled Substances Act, as required under Section 329-11, HRS; and
- (2) Changing its effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2811, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2811, 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, none.

**SCRep. 1321-18 Judiciary on S.B. No. 2744**

The purpose of this measure is to automatically increase penalties for false claims to the State to:

- (1) Maintain consistency with the federal False Claims Act; and
- (2) Comply with the Federal Civil Penalties Inflation Adjustment Act of 1990.

The Department of the Attorney General and one individual 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. 2744, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2744, 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, 2 (Lee, McDermott).

**SCRep. 1322-18 Consumer Protection & Commerce on S.B. No. 2659**

The purpose of this measure is to update the list of cannabis products that may be manufactured and distributed by licensed medical cannabis dispensaries to include transdermal delivery devices, not limited to transdermal patches and cannabinoid suppositories, based on recommendations of the Medical Cannabis Legislative Oversight Working Group.

Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i and Drug Policy Forum of Hawaii supported this measure. The Department of Health offered 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 is in accord with the intent and purpose of S.B. No. 2659, 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, 8. Noes, none. Excused, 3 (Johanson, LoPresti, Mizuno).

**SCRep. 1323-18 Consumer Protection & Commerce on S.B. No. 2108**

The purpose of this measure is to provide a tiered level of health care premium assistance for individuals depending on their family's income level in comparison to the federal poverty level.

IMUAlliance and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported 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. 2108, 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, 4 (Ito, Johanson, LoPresti, Mizuno).

**SCRep. 1324-18 Consumer Protection & Commerce on S.B. No. 535**

The purpose of this measure is to require health insurers in the State to provide a minimum benefit of \$1,500 for a reasonably medically necessary hearing aid for each of a member's or beneficiary's hearing-impaired ears every thirty-six months.

The Disability and Communication Access Board, Aloha State Association of the Deaf, Hawaii Disability Rights Center, and several individuals supported this measure. The Insurance Division of the Department of Commerce and Consumer Affairs and Hawaii Medical Service Association 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. 535, 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, 7. Noes, none. Excused, 4 (Ito, Johanson, LoPresti, Mizuno).

**SCRep. 1325-18 Consumer Protection & Commerce on S.B. No. 2053**

The purpose of this measure is to make permanent the regulatory scheme of athletic trainers under chapter 436H, Hawaii Revised Statutes, in the interest of public health and safety.

The Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs, Department of Education, Hawaii Athletic Trainers' Association, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i 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 S.B. No. 2053, 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, 4 (Ito, Johanson, LoPresti, Mizuno).

**SCRep. 1326-18 Consumer Protection & Commerce on S.B. No. 738**

The purpose of this measure is to expand the pool of orthodontists who are eligible to perform orthodontic services for treatment of orofacial anomalies covered by health insurance to include any licensed dentist who has completed an orthodontic residency program accredited by the Commission on Dental Accreditation.

The American Academy of Pediatrics, Lifetime of Smiles Hawaii, and several concerned individuals supported this measure. The Department of Health, Hawaii Medical Service Association, and Hawai'i Pacific Health 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. 738, 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, 4 (Ito, Johanson, LoPresti, Mizuno).

**SCRep. 1327-18 Consumer Protection & Commerce on S.B. No. 2773**

The purpose of this measure is to establish a regulatory structure for third party administrators, which:

- (1) Encourages disclosure of contracts between insurers and third party administrators to potential insureds and the Insurance Commissioner;
- (2) Promotes the financial responsibility of third party administrators;
- (3) Regulates third party administrators' practices; and
- (4) Governs the qualifications and procedures for the licensing of third party administrators.

The Insurance Division of the Department of Commerce and Consumer Affairs, Weinstein Pharmacy, and Hawaii-Western Management Group testified in support of this measure. The American Council of Life Insurers provided comments.

Your Committee has amended this measure by:

- (1) Including in the regulatory structure persons who collect charges or premiums from, or who adjust or settle claims on, state residents in connection with self-insurance, stop loss, and workers' compensation coverage; 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. 2773, 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. 2773, S.D. 2, H.D. 2.

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

**SCRep. 1328-18 Consumer Protection & Commerce on S.B. No. 208**

The purpose of this measure is to:

- (1) Adopt the National Conference of Insurance Legislators' Model Unclaimed Life Insurance Benefits Act, which requires life insurers to conduct database searches using the federal Social Security Administration's Death Master File or similar database to determine whether an insured has died;
- (2) Require life insurers to use good faith efforts to locate any beneficiaries to a policy, contract, or retained asset account; and
- (3) Authorize the Insurance Commissioner to use discretion to limit, exempt, or phase-in compliance with the requirements under certain circumstances.

The American Council of Life Insurers and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Department of Commerce and Consumer Affairs provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that violations of the requirements in the measure by an insurer are deemed to be an unfair or deceptive act under Article 13 of the Insurance Code;
- (2) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for purposes of 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 S.B. No. 208, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 208, 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, 3 (Johanson, Mizuno, McDermott).

**SCRep. 1329-18 Consumer Protection & Commerce on S.B. No. 2711**

The purpose of this measure is to:

- (1) Authorize brewpub and small craft producer pub licensees to conduct liquor sales at multiple appropriately licensed premises statewide;
- (2) Increase the maximum amount that a small craft producer pub licensee can manufacture from 60,000 barrels of malt beverage to 350,000 barrels of malt beverage statewide; provided that no single location manufactures more than 125,000 barrels of malt beverage;
- (3) Specify that brewpubs and small craft producer pub licensees may sell malt beverages in growlers that may be recyclable containers of up to one gallon; and
- (4) Permit direct shipping of malt beverages and spirits under the same conditions as are currently permitted for direct shipment of wine.

The Hawaiian Craft Brewers Guild, Lanikai Brewing Company, Kauai Beer Company, Waikiki Brewing Company, Maui Brewing Company, Big Island Brewhaus, Honolulu BeerWorks, REAL a gastropub/Bent Tail Brewing Company, Kona Brewing Company, Beer Lab HI, and Kaua'i Island Brewing Company testified in support of this measure.

Your Committee has amended this measure by:

- (1) Clarifying that each satellite location is under the jurisdiction and subject to the requirements of the applicable license class of the liquor commission of the county in which the satellite is located; 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. 2711, 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. 2711, S.D. 1, H.D. 2.

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

**SCRep. 1330-18 Consumer Protection & Commerce on S.B. No. 2494**

The purpose of this measure is to strengthen regulatory oversight of the licensed profession of elevator mechanics by:

- (1) Amending the requirements and qualifications for licensure of elevator mechanics, including examination, license renewal, and continuing education;
- (2) Clarifying the permissible scope of work of elevator mechanics, including remote interactions; and
- (3) Clarifying the powers and duties of the Elevator Mechanics Licensing Board (Board), including the issuance of temporary permits by the Board.

The Elevator Mechanics Licensing Board and International Union of Elevator Constructors, Local 126 testified in support of this measure. KONE Inc., thyssenkrupp Elevator Corporation, National Elevator Industry, Inc., Otis Elevator Company, and Mitsubishi Electric US, INC Elevators and Escalators testified in opposition.

Your Committee has amended this measure by:

- (1) Clarifying that employees of a contractor, rather than an elevator contractor, duly licensed in this State shall be exempt from licensure as an elevator mechanic when performing certain types of work;
- (2) Changing the definition of "conveyance" to be consistent with the Boiler and Elevator Safety Law;
- (3) Amending the definition of "apprentice elevator mechanic";
- (4) Clarifying that a person seeking licensure as an elevator mechanic shall have completed an apprenticeship program registered with:
  - (A) Any state apprenticeship agency recognized by the United States Department of Labor; or
  - (B) The Office of Apprenticeship, United States Department of Labor; 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. 2494, 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. 2494, S.D. 2, H.D. 2.

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

**SCRep. 1331-18 Consumer Protection & Commerce on S.B. No. 2304**

The purpose of this measure is to reduce the use of tobacco products among youth by:

- (1) Prohibiting the issuance and renewal of retail tobacco permits to retailers within 500 feet of a preschool, school, or public playground;
- (2) Prohibiting the sale of tobacco products and electronic smoking devices at a place of business within 500 feet of a preschool, school, or public playground;
- (3) Amending the criminal offenses of unlawful tobacco retailing; and
- (4) Codifying the Department of Taxation's administrative rule specifying when the Department may suspend, revoke, or decline to renew a retail tobacco permit.

Hawaii Children's Action Network, Hawai'i Public Health Association, Keiki Injury Prevention Coalition, Pioneering Healthier Communities of Honolulu, Blue Zones Project-Hawaii, Hawai'i Public Health Institute - Coalition for a Tobacco-Free Hawai'i, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and numerous individuals testified in support of this measure. The Department of the Attorney General, Hawaii Petroleum Marketers Association, Retail Merchants of Hawaii, Hawaii Food Industry Association, Eciggity, Aloha Petroleum, Ltd., Hawaii Smokers Alliance, VOLCANO Fine Electronic Cigarettes, Hawaii Cigar Association, Kauai Cigar Company, Kadota Liquor, Black Lava Vape, PCG Enterprises LLC, Irie Hawaii, and many individuals testified in opposition. The Department of Taxation, Department of Health, and Hui Kako'o provided comments.

Your Committee has amended this measure by:

- (1) Exempting retailers with a valid tobacco permit from the prohibition against selling a tobacco product or an electronic smoking device at a place of business located within 500 feet of a preschool, school, or public playground;
- (2) Defining the term "public playground";
- (3) Grandfathering in existing permits by:
  - (A) Applying the restriction prohibiting businesses within 500 feet of a preschool, school, or public playground from holding a retail tobacco permit to new permits issued beginning November 1, 2018; and

- (B) Enunciating that permits validly issued before November 1, 2018, shall be eligible for renewal notwithstanding the business's location;
- (4) Deleting the provisions amending the criminal offenses of unlawful tobacco retailing; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that the Department of the Attorney General raised concerns as to the ability to enforce the buffer zones by the Departments of Taxation and Health. Additionally, there were concerns that the amendments to the criminal offenses of unlawful tobacco retailing would pose difficulties in enforcement. Should your Committee on Judiciary consider this measure, your Committee requests that it address these concerns.

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. 2304, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Judiciary in the form attached hereto as S.B. No. 2304, S.D. 2, H.D. 2.

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

**SCRep. 1332-18 Consumer Protection & Commerce on S.B. No. 2496**

The purpose of this measure is to clarify the exemptions and terminology in the behavior analysts professional regulatory system by clarifying that:

- (1) Individuals who design or implement applied behavior analysis services for participants in the Medicaid Home and Community-based Services Waiver Program pursuant to section 1915(c) of the Social Security Act are exempt from licensure as behavior analysts;
- (2) Certain individuals implementing an applied behavior analysis intervention under the supervision of a licensed professional are exempt from licensure as behavior analysts; and
- (3) The practice being regulated is properly referred to as applied behavior analysis.

The Department of Health, Department of Human Services, State Council of Development Disabilities, The Arc in Hawaii, Easterseals Hawaii, Hawai'i Psychological Association, The ARC of Kona, Aloha Behavioral Associates, and two individuals supported this measure. Hawai'i Association for Behavior Analysis and three individuals opposed this measure. The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs, Board of Psychology, and Hawaii Medical Service Association 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. 2496, 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, 8. Noes, none. Excused, 3 (Johanson, LoPresti, Mizuno).

**SCRep. 1333-18 Consumer Protection & Commerce on S.B. No. 2653**

The purpose of this measure is to establish a process and requirements for licensure by endorsement for physicians, surgeons, and osteopathic physicians who are licensed in another jurisdiction to practice in Hawaii. Additionally, this measure appropriates funds from the Compliance Resolution Fund for the Department of Commerce and Consumer Affairs to implement the new licensure by endorsement requirements.

The Department of Health, Hawaii Medical Board, Hawaii Health Systems Corporation Corporate Board of Directors, Hilo Medical Center, Healthcare Association of Hawaii, The Queen's Health Systems, Hawai'i Pacific Health, Hawai'i Primary Care Association, and Hawaii Medical Association 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 S.B. No. 2653, S.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 (Johanson, LoPresti, Mizuno).

**SCRep. 1334-18 Consumer Protection & Commerce on S.B. No. 2660**

The purpose of this measure is to:

- (1) Expedite workers' compensation claims for injured employees by requiring the employee's private health insurance to cover the cost of a controverted claim, subject to reimbursement upon a later finding that the claim is compensable; and
- (2) Require reimbursement by the employer of a firefighter with at least five years of service at a rate of up to 137 percent of the Medicaid reimbursement rate for workers' compensation claims for certain types of cancer with a high correlation to service-connected contaminant exposure.

The Hawaii State Fire Council, Mayor of the County of Hawaii, County of Maui Department of Fire and Public Safety, County of Hawaii Fire Department, Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and an individual 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 S.B. No. 2660, 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 (Johanson, LoPresti, Mizuno).

**SCRep. 1335-18 Consumer Protection & Commerce on S.B. No. 2891**

The purpose of this measure is to facilitate the provision of health care services to residents of rural and urban medically underserved areas by establishing a telehealth pilot project to expose health care providers and patients to the benefits, efficacy, and delivery methods of telehealth.

The University of Hawaii John A. Burns School of Medicine, Mayor of the County of Hawai'i, Hawaii Chapter of the American Physical Therapy Association, Wahiawa Center for Community Health, Hawaii Medical Service Association, Hawai'i Primary Care Association, Hawaii Substance Abuse Coalition, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and one individual supported this measure. The State Procurement Office provided comments.

Your Committee has amended this measure by clarifying that the period of performance of all procurements made during this temporary exemption does not exceed the term of the pilot project.

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. 2891, 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. 2891, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Johanson, LoPresti, Mizuno).

**SCRep. 1336-18 Consumer Protection & Commerce on S.B. No. 2910**

The purpose of this measure is to:

- (1) Create a \$50,000,000 revolving line of credit sub-fund under the umbrella of the Green Energy Market Securitization Loan Fund for any state agency or department to finance energy efficiency measures;
- (2) Establish the Grid Resiliency Loan Program and a Grid Resiliency Task Force to prepare the State's electrical grid for natural disasters and other emergencies; and
- (3) Establish a Grid Resiliency Loan Special Fund to provide funding for critical infrastructure resiliency upgrades.

The Sierra Club of Hawai'i testified in support of this measure. The Hawaiian Electric Company, Maui Electric Company, and Hawai'i Electric Light Company testified in opposition to this measure. The Department of Business, Economic Development and Tourism; Department of Budget and Finance; Hawaii Green Infrastructure Authority; and Public Utilities Commission offered 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 is in accord with the intent and purpose of S.B. No. 2910, 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, 1 (Say). Excused, 3 (Johanson, LoPresti, Mizuno).

**SCRep. 1337-18 Consumer Protection & Commerce on S.B. No. 3082**

The purpose of this measure is to protect consumers by:

- (1) Adopting the Uniform Regulation of Virtual Currency Business Act as a new chapter in the Hawaii Revised Statutes;
- (2) Expanding the Money Transmitters Act (Chapter 489D, Hawaii Revised Statutes) to expressly apply to persons engaged in the transmission of virtual currency; and
- (3) Requiring licensees who deal with virtual currency to provide a clear and explicit warning to consumers prior to entering into any agreement to perform a money transmission involving virtual currency.

One individual supported this measure. An individual opposed this measure. The Department of Commerce and Consumer Affairs, Commission to Promote Uniform Legislation, Coinbase, Inc., Blockweather Holdings, LLC, and an 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. 3082, 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, 9. Noes, none. Excused, 2 (Johanson, Mizuno).

**SCRep. 1338-18 Education on S.B. No. 2521**

The purpose of this measure is to ensure a quality educational experience for all special needs students by providing funds for each special education teacher for instructional material and equipment that support student learning.

Hawaii State Teachers Association, IMUAlliance, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and numerous individuals supported this measure. The Department of Education and numerous concerned individuals offered 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. 2521, 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 (Hashem, Ing).

**SCRep. 1339-18 Education on S.B. No. 2211**

The purpose of this measure is to expand the scope of the Concussion Educational Program (Program) established by Act 197, Session Laws of Hawaii (SLH) 2012, as amended by Act 262, SLH 2016, to include middle- and elementary-school students and to appropriate funds for the continuation of the Program for these students.

Hawai'i Psychological Association, Hawaii Chapter of the American Physical Therapy Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and several individuals supported this measure. The Department of Education and University of Hawaii College of Education provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that the Program shall apply to school athletics beginning at grade 3 and to youth athletic activities with participating children of at least 8 years old; and
- (2) Making technical, nonsubstantive amendments for clarity and style.

Should your Committee on Finance hear this measure, your Committee respectfully requests that it consider appropriating \$180,000 for fiscal year 2018-2019 for continuation of the Program, including for commercial advertising on concussion education and awareness to the public and for additional personnel for this expanded Program.

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. 2211, 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. 2211, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 1 (Ing).

**SCRep. 1340-18 Education on S.B. No. 2070**

The purpose of this measure is to ensure that students are using technology effectively, responsibly, and safely by requiring the Department of Education (DOE) to:

- (1) Convene an advisory committee for purposes of developing and implementing a plan to teach digital citizenship and media literacy in public schools; and
- (2) Develop and implement a plan based on the advisory committee's recommendations and strategies.

Common Sense Kids Action and the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The DOE and State Public Charter School Commission provided comments.

Your Committee has amended this measure by:

- (1) Authorizing rather than requiring the DOE to convene an advisory committee to develop a plan to implement instruction in digital citizenship and media literacy; 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. 2070, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2070, S.D. 2, 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 (Hashem, Ing).

**SCRep. 1341-18 Education on S.B. No. 2051**

The purpose of this measure is to authorize public schools and their support programs to engage in commercial enterprises related to education. Specifically, this measure:

- (1) Authorizes individual Department of Education (DOE) schools or any career pathway, academy, or program operated within those schools to engage in commercial enterprises related to the primary educational purposes of that school, career pathway, academy, or program, including the sale of goods produced by that school, career pathway, academy, or program; and
- (2) Authorizes the DOE to adopt rules, pursuant to Chapter 91, Hawaii Revised Statutes, regarding the commercial enterprises.

The DOE, Waianae High School, Roosevelt High School, Waipahu High School, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and a few concerned individuals supported 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 Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2051, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2051, 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 (Hashem, Ing).

**SCRep. 1342-18 Education on S.B. No. 2928**

The purpose of this measure is to support and sustain the progress of the Hawaii Farm to School Program (Program) by:

- (1) Establishing and funding a three-year Farm to School Grant Pilot Program (Pilot Program), within the Department of Agriculture, to provide grants to qualifying entities including Department of Education schools, public funded early care and education centers, soil and water conservation districts, and farmers, ranchers, and food vendors registered with the Program;
- (2) Requiring the Hawaii Farm to School Coordinator to report to the Legislature on the value and outcome of the Pilot Program;
- (3) Appropriating funds for the Pilot Program;
- (4) Appropriating funds to continue the Program by allocating funds for a full-time Farm to School Coordinator position and administrative costs of the Program; and
- (5) Appropriating funds to assist farmers and ranchers in acquiring good agricultural practices certification from the United States Department of Agriculture.

State Public Charter School Commission, Hawaii State Teachers Association, Hawai'i Farm to School Hui, Ulupono Initiative, Kamehameha Schools, Hawai'i Pacific Health, Local Food Coalition, Hawaii Cattlemen's Council, Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Windward Zero Waste Schools, Ka Ohana O Na Pua, American Heart Association, and a concerned individual supported this measure. The Department of Education, Department of Agriculture, Department of Health, and State Procurement Office offered 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. 2928, 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 (Ing).

**SCRep. 1343-18 Education on S.B. No. 2563**

The purpose of this measure is to appropriate funds for the operations of the K-12 Agriculture Workforce Development Pipeline Initiative (Initiative) to enable the Initiative to continue conducting training on all islands for teachers, school administrators, and students in agricultural self-sufficiency.

The Department of Education, Department of Agriculture, Hawaii State Teachers Association, Hawai'i Farm Bureau, Hawaii Crop Improvement Association, Hawaii Coffee Association, Hawaii Cattlemen's Council, Inc., Maui County Farm Bureau, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Land Use Research Foundation of Hawaii supported this measure. The Department of Labor and Industrial Relations offered 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. 2563, 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 (Ing).

**SCRep. 1344-18 Education on S.B. No. 2393**

The purpose of this measure is to require the Department of Education (DOE) to:

- (1) Create a comprehensive plan to establish at least one alternative learning center in each complex area in the State; and
- (2) Submit the comprehensive plan to the Legislature prior to the 2019 Regular Session.

The Hawaii State Teachers Association, Hawai'i Lodging & Tourism Association, and an individual supported this measure. The DOE provided comments on this measure.

Your Committee has amended this measure by:

- (1) Specifying that the comprehensive plan is to establish at least one alternative learning school, rather than at least one alternative learning center, in each complex area in the State;
- (2) Specifying that alternative learning schools are to:
  - (A) Serve students enrolled in DOE schools and individuals up to the age of 22 who receive special education services from the DOE; and
  - (B) Provide ongoing education to students involved in the justice system or at high-risk of involvement in the justice system;
- (3) Appropriating funds to the DOE to carry out the purposes of this measure;
- (4) Changing its effective date to July 1, 2050; 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 S.B. No. 2393, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2393, 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, 3 (Hashem, Ing, McKelvey).

**SCRep. 1345-18 Education on S.B. No. 2520**

The purpose of this measure is to appropriate funds to the Department of Education to contract with licensed behavior analysts to provide behavior analysis services to public school students.

Hawaii State Teachers Association, Hawaii Disability Rights Center, IMUAlliance, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawai'i Association for Behavior Analysis, Aloha Behavioral Associates, and several concerned individuals supported this measure. The Department of Education, Hawai'i Psychological Association, and a few concerned individuals offered 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. 2520, 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 (Hashem, Ing).

**SCRep. 1346-18 Education on S.B. No. 2083**

The purpose of this measure is to fund after-school programs at Kalaniana'ole Elementary and Intermediate School, Kapaa Middle School, Konawaena Middle School, and Waimea Canyon Middle School, in order to provide a range of enrichment and learning activities in various subjects.

Hawaii Youth Services Network, American Heart Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Kamehameha Schools, and a concerned individual supported this measure. The Department of Education, Hawai'i Afterschool Alliance, and Pioneering Healthier Communities of Honolulu offered 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. 2083, 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 (Hashem, Ing).

**SCRep. 1347-18 Education on S.B. No. 318**

The purpose of this measure is to offer additional educational, social, and personal growth opportunities to home-schooled students. Specifically, this measure:

- (1) Authorizes home-schooled students who meet certain requirements to participate in extracurricular activities offered at the public school that the student would otherwise be required to attend; and
- (2) Establishes a task force to determine criteria for prioritizing students who attend a public school over home-schooled students when determining which students may participate in an extracurricular activity.

Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The Department of Education offered 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. 318, 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, 9. Noes, none. Excused, 2 (Hashem, Ing).

**SCRep. 1348-18 Education/Higher Education on S.B. No. 2507**

The purpose of this measure, as received by your Committees, is to promote computer education in the State by:

- (1) Requiring the Department of Education (DOE) to:
  - (A) Develop and implement a computer science curricula plan for public school students in kindergarten through grade 12; and
  - (B) Permit public school students to apply computer science credits to a math or a science graduation requirement, but not both;
- (2) Requiring the University of Hawaii (UH) to permit applicants for admission to fulfill one math or one science credit, or both, upon satisfactory completion of one computer science credit per credit requirement; and
- (3) Appropriating funds to the DOE to promote computer science education as required under this measure.

HawaiiKidsCAN, Code.org, Women in Technology, Microsoft Corporation, DevLeague Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and several individuals supported this measure. The DOE and UH provided comments on this measure.

Your Committees have amended this measure by deleting its contents and inserting the language of H.B. No. 2607, H.D. 1. In addition to requiring the DOE to develop and implement a statewide computer science curricula plan for public school students in kindergarten through grade 12, H.B. No. 2607, H.D. 1:

- (1) Allows DOE to enter into a contract or agreement with one or more entities to develop and implement computer science teacher development programs;
- (2) Appropriates funds for a computer science curricula plan, to offer computer science classes, and to contract for teacher development programs; and
- (3) Provides that any unexpended and unencumbered appropriated funds lapse as of June 30, 2021.

Your Committees have further amended this measure by:

- (1) Changing its effective date to July 1, 2050; 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. 2507, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2507, S.D. 2, 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, 3 (Creagan, Ing, McKelvey).  
Higher Education: Ayes, 8. Noes, none. Excused, 3 (McKelvey, Creagan, Ing).

**SCRep. 1349-18 Tourism on S.B. No. 2699**

The purpose of this measure is to clarify the treatment of resort fees, "gross rentals" or "gross rental proceeds", the entities subjected to the Transient Accommodations Tax (TAT); and "transient accommodations intermediary" with its registration requirements. Specifically, this measure:

- (1) Defines "resort fee" as any charge or surcharge imposed by an operator, owner, or representative thereof to a transient for the use of the transient accommodation's property, services, or amenities;
- (2) Clarifies that "gross rental" or "gross rental proceeds" includes compensation for entering into arrangements to furnish transient accommodations, but does not include fees unrelated to the transient accommodations, such as fees collected for ground transportation, airfare, meals, excursions, and tours;

- (3) Clarifies that the TAT liability shall be apportioned between the operator of a transient accommodation and transient accommodation intermediary with respect to that person's respective portion of the gross proceeds;
- (4) Amends the definition of "transient accommodations broker" to "transient accommodations intermediary" and expands the definition to include travel agencies, tour packagers, wholesale travel companies, and booking platforms;
- (5) Clarifies that the TAT is imposed on transient accommodations intermediaries who arrange accommodations at noncommissioned negotiated contract rates and operators in all transactions;
- (6) Requires transient accommodations intermediaries to obtain the consent for each of their operators and plan managers prior to registering their names and physical addresses with the Director of Taxation; and
- (7) Requires transient accommodations intermediaries to register with the Director of Taxation, prior to entering into an arrangement to furnish transient accommodations at noncommissioned negotiated contract rates and pay a one-time fee of \$15.

The Department of Taxation supported the intent of this measure. The Hawai'i Tourism Authority, Kohala Coast Resort Association, The Travel Technology Association, Maui Hotel & Lodging Association, NetChoice, Hawai'i Lodging & Tourism Association, and Independent Lodging Industry Association opposed this measure. The Tax Foundation of Hawaii submitted comments on this measure.

After careful consideration, your Committee has amended this measure by replacing its contents with the provisions of House Bill No. 2432 previously heard and passed by your Committee. Specifically, the amended measure:

- (1) Specifies that resort fees, which are any mandatory charges or surcharges imposed by an operator, owner, or representative thereof to a transient for the use of the transient accommodation's property, services, or amenities, shall be included in the gross rental proceeds amount upon which the TAT is calculated; and
- (2) Makes the effective date of the measure July 1, 2018.

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. 2699, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2699, 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 (Ward). Noes, none. Excused, 2 (Fukumoto, LoPresti).

**SCRep. 1350-18 Tourism on S.B. No. 2868**

The purpose of this measure is to:

- (1) Require transient accommodations brokers, travel agencies, and tour packagers to register with and pay a \$15 registration fee to the Department of Taxation; and
- (2) Amend the definition of "gross rental" or "gross rental proceeds", as used in the transient accommodations tax law, to apply the transient accommodations tax to the share of proceeds received by transient accommodations brokers, travel agencies, and tour packagers who enter into arrangements to furnish transient accommodations at noncommissioned negotiated contract rates.

The Travel Technology Association, NetChoice, and Independent Lodging Industry Association opposed 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, 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 Tourism that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2868, S.D. 3, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2868, S.D. 3, 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 (Fukumoto, LoPresti).

**SCRep. 1351-18 Tourism on S.B. No. 2504**

The purpose of this measure is to clarify allowable administrative expenses which can be expended from the Tourism Special Fund by providing that administrative expenditures are basic office operational expenses and not expenditures of moneys to market Hawaii as a tourist destination.

The Hawai'i Tourism Authority submitted comments on this measure.

After careful consideration, your Committee has amended this measure by deleting its contents and substituting therefor the provisions of House Bill No. 2010 H.D.1 that address the financial issues relating to debt, maintenance, and operation of the Hawaii Convention Center by:

- (1) Cancelling the debt and liabilities owed to the State by the Hawaii Tourism Authority (HTA) for Convention Center construction costs and related interest;
- (2) Establishing the Convention Center Repair and Maintenance Special Fund and requiring HTA to submit annual reports to the Legislature on expenditures from the special fund;
- (3) Establishing the Convention Center Emergency Special Fund to be used exclusively to respond to emergencies related to the Convention Center and requiring HTA to submit annual reports to the Legislature on expenditures from the special fund;
- (4) Relieving the Convention Center Enterprise Special Fund from paying debts owed to the Department of Budget and Finance and reducing the cap on the amount of TAT revenues allocated to the fund;
- (5) Annually increasing the allocation of TAT revenues to the Tourism Emergency Special Fund from 2018 to 2021; and
- (6) Allocating TAT revenues to the Convention Center Repair and Maintenance Special Fund and Convention Center Emergency Special Fund for fiscal years 2018-2019 to 2021-2022.

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. 2504, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2504, 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 (Fukumoto, LoPresti, Ohno).

**SCRep. 1352-18 Water & Land/Energy & Environmental Protection on S.B. No. 2911**

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources to conduct a phase I environmental site assessment and, if necessary, a phase II environmental site assessment and suitable environmental remediation at the former Lalamilo reservoir site on the island of Hawaii as due diligence concerning the Lalamilo reservoir site land exchange transaction for the relocation of a public library.

The Department of Land and Natural Resources and Hawaii State Public Library System supported this measure.

Your Committees have amended this measure by:

- (1) Clarifying that site planning, consultant fees, title reports, and title insurance included in the common transaction costs of the environmental site assessments and suitable environmental remediation at the former Lalamilo reservoir site on the island of Hawaii be specific to the use as a library; and
- (2) 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 Water & Land and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2911, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2911, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Water & Land: Ayes, 6. Noes, none. Excused, 2 (Lowen, McKelvey).  
Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 3 (Lowen, McKelvey, McDermott).

**SCRep. 1353-18 Water & Land/Housing on S.B. No. 2969**

The purpose of this measure is to:

- (1) Reduce the size threshold for a single-family residence that is not part of a larger development to 2,000 square feet of floor area to be excluded from the definition of "development" for purposes of the special management areas law;
- (2) Authorize each county planning authority to determine a size threshold that is less than 2,000 square feet of floor area for a single-family residence to be excluded from the definition of "development" used in the special management areas law; and
- (3) Require the county planning authorities to consider sea level rise when reviewing and approving all developments.

The County of Kauai Planning Department supported this measure. The Building Industry Association of Hawaii opposed this measure. The Department of Land and Natural Resources, Office of Planning, Mayor of the County of Maui, County of Hawai'i Planning Department, County of Maui Department of Planning, and City and County of Honolulu Department of Planning and Permitting provided comments.

Your Committees have amended this measure by:

- (1) Removing the size threshold for a single-family residence and clarifying that the reconstruction or alteration of an existing single-family residence that is less than the valuation threshold for a special management area minor permit when cumulatively combined with other reconstruction ten years trailing and is not part of a larger development is excluded from the definition of "development" for purposes of the special management areas law;

- (2) Clarifying that each county planning authority is authorized to define new single-family residence construction taking into account its size, location relative to the shoreline, or any related characteristics which may not cumulatively and negatively impact the shoreline area, yet provide for reasonable residential habitation;
- (3) Adding a definition of the term "single-family residence";
- (4) Providing that the definition of "single-family residence" and the amendments to the definition of "development" made by this measure shall take effect on January 1, 2020;
- (5) Changing its effective date to July 1, 2100, to encourage further discussion; 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 Water & Land and Housing that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2969, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2969, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 7; Ayes with Reservations (Thielen). Noes, none. Excused, 1 (Lee).

Housing: Ayes, 7; Ayes with Reservations (McDermott). Noes, none. Excused, none.

**SCRep. 1354-18 Water & Land/Higher Education on S.B. No. 2078**

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources to conduct, in collaboration with the University of Hawaii College of Tropical Agriculture and Human Resources, a two-year breeding ecology study and two-year foraging ecology study on the pueo on Oahu.

The Department of Land and Natural Resources, University of Hawai'i College of Tropical Agriculture and Human Resources, Animal Rights Hawai'i, Maui County Farm Bureau, Ho'omanapono Political Action Committee, Hawaii's Thousand Friends, Hawaii Farm Bureau Federation, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and several individuals supported this measure. An individual opposed this measure. The Office of Hawaiian Affairs provided comments.

Your Committees have amended this measure by:

- (1) Removing the requirements that the breeding ecology study and foraging ecology study:
  - (A) Be conducted for two years; and
  - (B) Include one postdoctoral fellowship, two graduate students, and two undergraduate students as staff members;
- (2) Applying the breeding ecology study and foraging ecology study statewide; provided that the studies be conducted in each county in a sequence of phases, with the next phase to begin upon completion of the previous phase, as follows:
  - (A) City and County of Honolulu;
  - (B) County of Hawaii;
  - (C) County of Kauai; and
  - (D) County of Maui;
- (3) Changing its effective date to July 1, 2051, to encourage 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 Water & Land and Higher Education that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2078, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2078, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 5. Noes, none. Excused, 3 (Todd, Lee, McKelvey).

Higher Education: Ayes, 6. Noes, none. Excused, 5 (McKelvey, Creagan, Ing, Quinlan, Matsumoto).

**SCRep. 1355-18 Water & Land on S.B. No. 481**

The purpose of this measure is to add the definition of "landowner", which includes a tenant of public lands, as defined in section 171-2, Hawaii Revised Statutes, to the provisions relating to the identification and designation of important agricultural lands.

The Office of Planning, Land Use Commission, Agribusiness Development Corporation, Hawaii Cattlemen's Council, Inc., and Hawai'i Farm Bureau supported this measure. A concerned individual opposed this measure. The Department of Agriculture 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 Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 481, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 481, 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, 1 (Lee).

**SCRep. 1356-18 Water & Land on S.B. No. 2524**

The purpose of this measure is to:

- (1) Require condominium property regimes to comply with county subdivision or equivalent requirements and all county permitting requirements;
- (2) Clarify that the counties may adopt supplemental ordinances governing condominium property regimes;
- (3) Require an application for registration of a condominium project in a county agricultural zoning district or preservation zoning district to include a verified statement that the project is in compliance with any supplemental county ordinances, county subdivision standards, and other rules; and
- (4) Specify that the Real Estate Commission shall not process any incomplete application for a condominium project and shall return the incomplete application to the developer.

The City and County of Honolulu Department of Planning and Permitting, Maui Land & Water Planning LLC, and an individual supported this measure. The Maui Real Estate Team, Inc., Hawaii Association of REALTORS, Honolulu Board of Realtors, Hawai'i Farm Bureau, Hawaii Cattlemen's Council, Inc., and numerous individuals opposed this measure. The Department of Agriculture, Office of Planning, and Real Estate Commission provided comments.

Your Committee has amended this measure by:

- (1) Restoring the exemption of agricultural lands that are subdivided and leased for agricultural uses or activities from county subdivision standards;
- (2) Clarifying that sheds or other structures constructed on agricultural lands that are subdivided and leased for agricultural uses or activities shall not be used for residential or congregate purposes and that a violation of this prohibition shall be subject to county enforcement authority and fines;
- (3) Prohibiting construction of residential development on lands that were or are currently in a preservation zoning district;
- (4) Requiring submission of an agricultural business plan, farm plan, or conservation plan with an application for registration of a condominium project in a county agricultural zoning district or preservation zoning district, to be updated every five years after submission;
- (5) Restoring the discretionary authorization of the Real Estate Commission to process any incomplete application for a condominium project or return the incomplete application to the developer;
- (6) Changing its effective date to July 1, 2100, 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. 2524, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2524, 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 (Thielen). Noes, none. Excused, 3 (Todd, Lee, McKelvey).

**SCRep. 1357-18 Judiciary on S.B. No. 2613**

The purpose of this measure is to:

- (1) Authorize the county liquor commissions to issue new class 2 restaurant licenses before restaurants commence operation;
- (2) Clarify that class 2 licenses are transferable; and
- (3) Require an applicant for a new class 2 restaurant license or a transferee to certify that the applicant or transferee intends to and will derive no less than 30 percent of the establishment's gross revenue from the sale of foods.

The Maui Arts & Cultural Center and a few individuals 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. 2613, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2613, 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, 3 (Brower, Lee, McDermott).

**SCRep. 1358-18 Judiciary on S.B. No. 2149**

The purpose of this measure is to increase the number of district judges in the Second Circuit from three to four judges.

The Judiciary, County of Maui Department of the Prosecuting Attorney, Hawaii State Bar Association, Maui County Bar Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i, and a few individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2055, 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2149, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2149, 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, 3 (Brower, Lee, McDermott).

**SCRep. 1359-18 Judiciary on S.B. No. 2666**

The purpose of this measure is to affirm the State's commitment to conservation and sustainability by codifying under state law Goal 5 of the United Nations' 2030 Agenda for Sustainable Development to achieve gender equality and empower all women and girls.

The Department of Human Services, Office of Planning, Hawai‘i State Commission on the Status of Women, Planned Parenthood Votes Northwest and Hawaii, American Association of University Women of Hawaii, Hawai‘i Green Growth, Airport Concessionaires Committee, Oahu Economic Development Board, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i, and two individuals testified in support of this measure. The Department of Education 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2666, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2666, 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, 3 (Brower, Lee, McDermott).

**SCRep. 1360-18 Judiciary on S.B. No. 2740**

The purpose of this measure is to appropriate funds to satisfy several claims against the State, its officers, or its employees.

The Department of the Attorney General and an individual provided comments on this measure.

Your Committee has amended this measure by:

- (1) Appropriating:
  - (A) \$52,500 for a settlement in the case of Carrancho, et al. v. City and County of Honolulu, et al., Civil No. 16-1-0246-02, First Circuit;

- (B) \$1,601,536.97 for a judgment in the case of Johnson v. Rainbow Rehabilitation Services, Inc., et al., Civil No. 07-1-1855-10, First Circuit;
- (C) \$850,000 for a settlement in the case of Ah Chong, et al. v. McManaman, Civil No. 13-00663 LEK-KSC, USDC;
- (D) \$2,341,103.10 for a settlement in the case of Sheehey, et al. v. State of Hawaii, Civil No. 14-1-1709-08 VLC, First Circuit; and
- (E) \$155,000 for a settlement in the case of Woolpert v. State of Hawaii, et al., Civil No. 15-1-0923-05, First Circuit;
- (2) Changing the appropriation amount for the settlement in the case of Lahti, et al. v. State of Hawaii, et al., Civil No. 08-1-0132(3), Second Circuit, from \$450,000 to \$500,000, to accurately reflect the settlement amount; 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. 2740, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2740, 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 (Thielen). Noes, none. Excused, 3 (Brower, Lee, McDermott).

**SCRep. 1361-18 Judiciary on S.B. No. 2678**

The purpose of this measure is to affirm the State's commitment to conservation and sustainability by codifying under state law, Goals 9, 10, 16, and 17 of the United Nations' 2030 Agenda for Sustainable Development to:

- (1) Strengthen the means of implementation of the sustainable development goals in the Hawaii State Planning Act;
- (2) Build resilient infrastructure, promote inclusive and sustainable industrialization, and foster innovation;
- (3) Reduce inequalities; and
- (4) Promote peaceful and inclusive societies for sustainable development, provide access to justice for all, and build effective, accountable, and inclusive institutions at all levels.

The Department of Agriculture, Department of Human Services, Office of Planning, Planned Parenthood Votes Northwest and Hawaii, Hawai'i Green Growth, Airport Concessionaires Committee, Oahu Economic Development Board, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and an individual supported this measure. An 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. 2678, S.D. 3, 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, 3 (Brower, Lee, McDermott).

**SCRep. 1362-18 Judiciary on S.B. No. 2909**

The purpose of this measure is to:

- (1) Require the Legislative Reference Bureau to:
  - (A) Conduct a study that examines consolidating the law enforcement activities and responsibilities of various state divisions and agencies under a single, centralized state enforcement division or agency; and
  - (B) 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 2019 Regular Session; and
- (2) Appropriate funds to the Legislative Reference Bureau for the purposes of this measure.

The Department of the Attorney General; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i; and several individuals testified in support of this measure. The Young Progressives Demanding Action – Hawai'i testified in opposition. The Department of Land and Natural Resources, State Procurement Office, Department of Public Safety, Legislative Reference Bureau, and an individual 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. 2909, 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, 4. Noes, 1 (Thielen). Excused, 3 (Brower, Lee, McDermott).

**SCRep. 1363-18      Judiciary on S.B. No. 2665**

The purpose of this measure is to affirm the State's commitment to conservation and sustainability by codifying under state law Goal 4 of the United Nations' 2030 Agenda for Sustainable Development to ensure inclusive and equitable quality education and the promotion of lifelong learning opportunities for all.

The Department of Agriculture, Department of Education, Department of Human Services, Planned Parenthood Votes Northwest and Hawaii, Hawai'i Green Growth, Airport Concessionaires Committee, Oahu Economic Development Board, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and an individual testified in support of this measure. The Office of Planning 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. 2665, 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, 3 (Brower, Lee, McDermott).

**SCRep. 1364-18      Judiciary on S.B. No. 2407**

The purpose of this measure is to:

- (1) Establish the Medical Cannabis Study Group to examine the complexities regarding the legalization of medical cannabis; and
- (2) Require the Medical Cannabis Study Group 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 2019 Regular Session.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i and an individual testified in support of this measure. The Honolulu Police Department testified in opposition. The Drug Policy Forum of Hawaii and an individual 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. 2407, S.D. 1, H.D. 1, 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, 3 (Brower, Lee, McDermott).

**SCRep. 1365-18      Judiciary on S.B. No. 2817**

The purpose of this measure is to authorize the Crime Victim Compensation Commission to order the payment of compensation for mental health services in certain cases. Specifically, this measure authorizes payment for mental health services to:

- (1) The victim's surviving relatives in the case of a deceased victim; and
- (2) A child witness in the case of a crime of abuse of family or household members.

The Department of Health, Crime Victim Compensation Commission, City and County of Honolulu Department of the Prosecuting Attorney, County of Kauai Office of the Prosecuting Attorney, Mental Health America of Hawai'i, Domestic Violence Action Center, Filipina Advocacy Network, The Sex Abuse Treatment Center, Mothers Against Drunk Driving Hawaii Chapter, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and two 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 S.B. No. 2817, 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, 3 (Brower, Lee, McDermott).

**SCRep. 1366-18      Judiciary on S.B. No. 2346**

The purpose of this measure is to:

- (1) Establish an address confidentiality program within the Department of the Attorney General to help survivors of domestic abuse, sexual offenses, or stalking relocate and keep their actual address confidential; and
- (2) Appropriate funds to the Department of the Attorney General for the implementation and operation of the address confidentiality program.

The American Association of University Women of Hawaii, Domestic Violence Action Center, Hawai'i State Democratic Women's Caucus, Hawaii Women Lawyers, Parents And Children Together, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and two individuals testified in support of this measure.

The Department of Taxation, Hawai'i State Commission on the Status of Women, Planned Parenthood Votes Northwest and Hawaii, The Sex Abuse Treatment Center, Hawaii Women's Coalition, and an individual 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. 2346, 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, 5. Noes, none. Excused, 3 (Brower, Lee, McDermott).

**SCRep. 1367-18 Judiciary on S.B. No. 2092**

The purpose of this measure is to include knowingly making a false statement to a county inspector in the course of the inspector's investigation under the misdemeanor offense of unsworn falsification to authorities.

The City and County of Honolulu Councilmember representing District 5, City and County of Honolulu Department of Planning and Permitting, Save O'ahu's Neighborhoods, UNITE HERE Local 5, Board of Directors of the 'Aina Haina Community Association, Keep it Kailua, Building Industry Association of Hawaii, and many individuals testified in support of this measure. An individual testified in opposition. The Department of the Attorney General 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. 2092, 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, 3 (Brower, Lee, McDermott).

**SCRep. 1368-18 Judiciary on S.B. No. 2662**

The purpose of this measure is to affirm the State's commitment to conservation and sustainability by codifying under state law Goals 1 and 3 of the United Nations' 2030 Agenda for Sustainable Development to:

- (1) End poverty in all its forms everywhere; and
- (2) Ensure healthy lives and promote well-being for all.

The Department of Agriculture, Office of Planning, Department of Human Services, Planned Parenthood Votes Northwest and Hawaii, Hawai'i Green Growth, Airport Concessionaires Committee, Oahu Economic Development Board, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, 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. 2662, 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, 3 (Brower, Lee, McDermott).

**SCRep. 1369-18 Ocean, Marine Resources, & Hawaiian Affairs on S.B. No. 2134**

The purpose of this measure is to:

- (1) Require certain additional government decision-makers at both the state and county levels to complete the Office of Hawaiian Affairs' training courses on Native Hawaiian and Hawaiian rights established by Act 169, Session Laws of Hawaii 2015;
- (2) Require the Office of Hawaiian Affairs, upon designation of a date, time, and location of a training course, to notify the Governor and the mayors of the several counties of the availability of the training course and the date, time, and location of the course; and
- (3) Require the Governor and mayors, upon notification, to notify the administrative heads, deputies, and other officials in their respective administrations who are not mandated to complete the course, of the availability, time, date, and location of the course and encourage them to complete the course.

The Councilmember of the Kaua'i County Council, Department of Land and Natural Resources, Office of Hawaiian Affairs, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Ho'omanapono Political Action Committee, Hawaiian Civic Club of Honolulu, Native Hawaiian Education Council, Kuakini Hawaiian Civic Club, and a few individuals testified in support of this measure. The Center for Hawaiian Sovereignty Studies testified in opposition to this measure. The Chair of the Maui County Council and County of Maui Department of Planning provided comments on this measure.

Your Committee notes that because travel will most likely be a concern for attendees who reside in Lanai, Molokai, and Hana, resources should be used to include attendees living in those areas.

Your Committee has amended this measure by replacing its contents with HB No. 1999, H.D. 1, which contains similar provisions to require additional government decision-makers to complete the Office of Hawaiian Affairs training courses and:

- (1) Further specifically mandates that State legislators and judges, city and county managing directors, and all State directors, deputy directors, and division heads complete the training courses on Native Hawaiian and Hawaiian rights;

- (2) Requires the Office of Hawaiian Affairs to provide teleconferencing resources where it is appropriate; and
- (3) Changes this measure's effective date to upon approval.

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. 2134, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2134, 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 (Gates, Thielen).

**SCRep. 1370-18 Ocean, Marine Resources, & Hawaiian Affairs/Water & Land on S.B. No. 351**

The purpose of this measure is to require the Department of Land and Natural Resources to include expenses of the Aha Moku Advisory Committee in the Department's annual budget request and to authorize use of the Special Land and Development Fund for expenses of the Aha Moku Advisory Committee. This measure also appropriates general fund revenues for expenses of the Aha Moku Advisory Committee and the annual Puwalu event.

The Aha Moku Advisory Committee, Waianae Hawaiian Civic Club, Native Hawaiian Organization Charity, Hawaiian Civic Club of Honolulu, Ocean Tourism Coalition, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, Mauna Kea Anaina Hou, Kai Palaoa, Ko'olaupoko Hawaiian Civic Club, Ko'olau Foundation, and many concerned individuals testified in support of this measure. The Department of Land and Natural Resources and Ka'aha Kiole o Moloka'i commented on this measure.

Your Committees note that at the public hearing on this measure, there were discussions that the Office of Hawaiian Affairs may be the appropriate source of the appropriation, since the funding is intended to be used to improve the well-being of Native Hawaiians.

Accordingly, your Committees have amended this measure by:

- (1) Changing the appropriation source to an unspecified source; and
- (2) Changing its effective date to July 1, 2058.

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. 351, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 351, 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, 5. Noes, none. Excused, 2 (Ing, Gates).  
Water & Land: Ayes, 7. Noes, none. Excused, 1 (Lee).

**SCRep. 1371-18 Agriculture/Water & Land on S.B. No. 2084**

The purpose of this measure is to meet the State's constitutional mandate to conserve and protect agricultural lands, promote diversified agriculture, increase agricultural self-sufficiency, and assure the availability of agriculturally suitable lands by:

- (1) Establishing the Agricultural Land Acquisition Fund (Acquisition Fund) for the acquisition, administration, maintenance, and management of agricultural lands and irrigation systems to improve food security;
- (2) Allocating revenues from the State Environmental Response, Energy, and Food Security Tax to the Acquisition Fund; and
- (3) Appropriating general funds into the Acquisition Fund and making an appropriation to the Agribusiness Development Corporation from the Acquisition Fund.

The Agribusiness Development Corporation, Ulupono Initiative, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Cattlemen's Council, and an individual supported this measure. The Department of Agriculture, Department of Budget and Finance, Tax Foundation of Hawaii, and Hawaii Farm Bureau provided comments.

Your Committees have 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 records of votes of the members of your Committees on Agriculture and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2084, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2084, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Agriculture: Ayes, 4. Noes, 1 (Thielen). Excused, 2 (Gates, Ing).  
Water & Land: Ayes, 4. Noes, 1 (Thielen). Excused, 3 (Todd, Lee, McKelvey).

**SCRep. 1372-18 Agriculture/Economic Development & Business on S.B. No. 2085**

The purpose of this measure is to assist local farmers by establishing the Agribusiness Development Corporation Grant Program (Grant Program). Specifically, this measure:

- (1) Provides grants for agriculture-related improvements to existing and emerging farms and agribusiness operations;
- (2) Establishes parameters and restrictions for the expenditure of awarded grant moneys;
- (3) Establishes the grant application process and qualifications and requirements for grant awardees; and
- (4) Appropriates funds for the Grant Program.

The Agribusiness Development Corporation, Hawai'i Farm Bureau, Ulupono Initiative, Land Use Research Foundation of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Hawaii Cattlemen's Council, Inc. supported this measure. The Department of Agriculture provided comments.

Your Committees have amended this measure by changing its effective date to July 1, 2150, to encourage further discussion.

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. 2085, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2085, 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; Ayes with Reservations (Thielen). Noes, none. Excused, 2 (Ing, Say).  
 Economic Development & Business: Ayes, 7. Noes, none. Excused, none.

**SCRep. 1373-18 Agriculture/Higher Education on S.B. No. 2894**

The purpose of this measure is to increase food security and food self-sufficiency by requiring and providing funds to the Department of Agriculture, in coordination with the Agribusiness Development Corporation and University of Hawaii College of Tropical Agriculture and Human Resources, to conduct crop performance testing trials on state agricultural lands of the top food crops imported into the State between 2012 and 2017 and report its findings and recommendations, including any proposed legislation, to the Legislature.

The Agribusiness Development Corporation, Ulupono Initiative, Hawai'i Farm Bureau, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. The Department of Agriculture and University of Hawaii College of Tropical Agriculture and Human Resources submitted comments on this measure.

Your Committees have amended this measure by requiring the Department of Agriculture to coordinate with the University of Hawaii System, rather than the University of Hawaii College of Tropical Agriculture and Human Resources, and to also coordinate with soil and water conservation districts and the Hawaii Food Industry Association.

Your Committees note that copra, industrial hemp, and their value-added products should be given consideration as suitable food crop candidates for inclusion in the crop performance testing trials to be conducted by the Department of Agriculture.

As affirmed by the records of votes of the members of your Committees on Agriculture and Higher Education that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2894, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2894, 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, 6. Noes, none. Excused, 1 (Ing).  
 Higher Education: Ayes, 7. Noes, none. Excused, 4 (Ing, Ohno, Quinlan, Woodson).

**SCRep. 1374-18 Agriculture on S.B. No. 2839**

The purpose of this measure is to realize the agricultural potential of state lands by:

- (1) Establishing the Agricultural Enterprise Program within the Department of Agriculture (DOA):
  - (A) To allow DOA or its lessee to plan, design, construct, operate, manage, maintain, repair, demolish, and remove facilities on DOA lands to support and promote agriculture;
  - (B) To authorize DOA to accept the transfer of and manage qualifying agricultural enterprises, which are activities directly and primarily supporting the production and sale of Hawaii agriculture, and agriculture enterprise lands from the Department of Land and Natural Resources;
- (2) Establishing the Agricultural Enterprise Special Fund to be administered by DOA to fund the purposes of the Agricultural Enterprise Program; and
- (3) Appropriating funds into the Agricultural Enterprise Special Fund to be used for the purposes of the Agricultural Enterprise Program and to establish two new full-time equivalent positions to implement the Program.

The Department of Agriculture, Ulupono Initiative, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Hawaii Cattlemen's Council 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 Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2839, 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, 5. Noes, none. Excused, 2 (Gates, Ing).

**SCRep. 1375-18 Agriculture on S.B. No. 3031**

The purpose of this measure is to clarify and strengthen the Organic Foods Production Tax Credit (Tax Credit), which assists farmers who cultivate organic products, by:

- (1) Providing a qualifying taxpayer a prorated share of the Tax Credit in tax years where the \$2,000,000 aggregated cap is exceeded;
- (2) Repealing the authorization for the Board of Agriculture to assess and collect a fee to offset the costs of certifying the Tax Credit claimed by taxpayers; and
- (3) Providing that only expenses incurred to apply for, obtain, and maintain organic certification from the United States Department of Agriculture may be used to claim the Tax Credit.

The Department of Agriculture, Hawai'i Farm Bureau, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and an 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 Agriculture that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3031, 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, 5. Noes, none. Excused, 2 (Gates, Ing).

**SCRep. 1376-18 Agriculture/Economic Development & Business on S.B. No. 2522**

The purpose of this measure is to provide equity financing to Hawaii agriculture businesses to enable the businesses to expand and increase production by establishing the Agriculture Accelerator Program (Program) that:

- (1) Authorizes the Agribusiness Development Corporation, with approval by its Board of Directors, to provide monies to existing or new agriculture businesses that engage in farming, aquaculture, or ranching activities in the State in return for one to six percent of the business's equity;
- (2) Specifies the allowable uses of the equity funds by the agricultural business, including purchasing equipment, improving energy efficiency, developing new process and packing facilities, food safety training, and marketing support; and
- (3) Establishes the Agriculture Accelerator Special Fund to provide funding for the Program.

The Agribusiness Development Corporation, Smart Yields, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Cattlemen's Council, Inc., Mamalani, and a concerned individual supported this measure. The Department of Agriculture, Department of Budget and Finance, and Hawai'i Farm Bureau commented on 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 Economic Development & Business that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2522, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2522, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Agriculture: Ayes, 4. Noes, 1 (Thielen). Excused, 2 (Ing, Say).  
Economic Development & Business: Ayes, 7. Noes, none. Excused, none.

**SCRep. 1377-18 Energy & Environmental Protection/Economic Development & Business on S.B. No. 3001**

The purpose of this measure is to promote the research and development of alternative energy in the State by establishing and appropriating funds for an Alternative Research and Development Pilot Program to provide matching grants to businesses that meet certain criteria.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Technology Development Corporation, Navatek, The Chamber of Commerce Hawaii, Makai Ocean Engineering, Inc., 350Hawaii.org, and several individuals supported this measure.

Your Committees have amended this measure by:

- (1) Deleting language establishing and appropriating funds for the Alternative Energy Research and Development Pilot Program and instead authorizing the Hawaii Technology Development Corporation to, subject to the availability of funds, provide grants to businesses that meet certain eligibility criteria, including the award of a contract related to the research of alternative energy and energy efficiency technologies, and appropriating funds to provide those grants;
- (2) Deleting references to the Office of Naval Research;
- (3) Changing the amount of the grant award to an unspecified percentage of the amount of the grant awarded to the business by the Department of Defense;
- (4) Inserting a sunset date of June 30, 2023, for this measure;
- (5) Changing its effective date to July 1, 2112, to encourage further discussion; 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 Economic Development & Business that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 3001, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 3001, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 6. Noes, none. Excused, 2 (McKelvey, McDermott).

Economic Development & Business: Ayes, 7. Noes, none. Excused, none.

#### **SCRep. 1378-18 Energy & Environmental Protection on S.B. No. 2571**

The purpose of this measure is to preserve marine ecosystems, including coral reefs, by banning the sale, offer for sale, and distribution in Hawaii of sun protection factor sunscreen protection personal care products containing oxybenzone and octinoxate without a prescription issued by a licensed healthcare provider.

The Office of Hawaiian Affairs, Council Member representing District 4 of the County of Hawaii, Hawaii Kai Neighborhood Board, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaiian Civic Club of Honolulu, LOST FISH Coalition, Aloha Boardshop, Hawaii Fishing & Boating Association, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, Napili Bay and Beach Foundation, Inc., Wipeout Crew, Little Hands Hawaii, Student Ohana for Sustainability, The Humane Society of the United States, Humane Society International, Friends of Hanauma Bay, Sierra Club of Hawai'i, The Garden Club of Honolulu, Hawaii Farmers Union United Kona Chapter, We Are One, Inc., Keiko Conservation, Haereticus Environmental Laboratory, Hawai'i Wildlife Fund, For the Fishes, Eyes of the Reef Network, Surfrider Foundation, Surfrider Foundation's O'ahu Chapter, OceanCare, Animal Welfare Institute, Hawai'i Reef and Ocean Coalition, and numerous individuals supported this measure. Bayer, Hawaii Food Industry Association, American Chemistry Council, Personal Care Products Council, and Retail Merchants of Hawaii opposed this measure. The Department of Land and Natural Resources, Department of Health, Hawaii Dermatological Association, Pegasus Foundation, and an individual provided comments.

Your Committee has amended this measure by:

- (1) Replacing the phrase "SPF sunscreen protection personal care product" with the word "sunscreen";
- (2) Requiring that the ban on the sale, offer of sale, or distribution of sunscreen in the State shall begin on July 1, 2021; and
- (3) Prohibiting the counties from further banning or otherwise regulating sunscreens containing oxybenzone or octinoxate, or both, or other ingredients approved by the United States Food and Drug Administration.

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. 2571, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2571, 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, 3 (McKelvey, Yamane, McDermott).

#### **SCRep. 1379-18 Energy & Environmental Protection on S.B. No. 3068**

The purpose of this measure is to address immediate and long-term threats from climate change and sea level rise to the State's economy, sustainability, security, and way of life by:

- (1) Requiring the State, its agencies and departments, and the counties to implement the recommendations of the 2017 Hawaii Sea Level Rise Vulnerability and Adaptation Report produced by the Hawaii Climate Change Mitigation and Adaptation Commission; and
- (2) Appropriating funds to State agencies and the counties to implement the Report's recommendations.

The Land Use Commission, Office of Climate Change, Sustainability and Resiliency of the City and County of Honolulu, Honolulu Board of Water Supply, Planning Department of the County of Kauai, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, 350Hawaii.org, Hawai'i Reef and Ocean Coalition, Sierra Club of Hawai'i, Friends of Hanauma Bay, and numerous concerned individuals testified in support of this measure. The Department of Land and Natural Resources, Department of Health, Department of Transportation, Office of Planning, Planning Department of the County of Hawai'i, and Hawai'i Association of REALTORS 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 is in accord with the intent and purpose of S.B. No. 3068, 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, 7. Noes, none. Excused, 1 (McDermott).

**SCRep. 1380-18 Energy & Environmental Protection on S.B. No. 2559**

The purpose of this measure is to:

- (1) Require the Invasive Species Council to maintain a list of priority invasive species and diseases that pose a high risk to public health and safety, the environment, or agriculture; and
- (2) Clarify that state, county, and authorized agents' authority to enter private property to control and eradicate invasive species also applies when there is a reasonable suspicion that priority invasive species, as declared by the Chairperson of the Board of Agriculture, are present on that property.

The Department of Agriculture, a Council Member of the County Council of Maui, Mayor of the County of Hawaii, Council Member representing Council District 4 of the County of Hawaii, The Humane Society of the United States, Big Island Invasive Species Committee, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, The Hawaiian Electric Companies, Hawai'i Farm Bureau, The Nature Conservancy of Hawai'i, Coordinating Group on Alien Pest Species, and several individuals supported this measure. Hawaii Cattlemen's Council and several individuals opposed this measure. The Department of Land and Natural Resources provided comments.

Your Committee has amended this measure by:

- (1) Authorizing the Board of Land and Natural Resources to add a species for one year to the list of priority invasive species and diseases in situations that the Board deems as an emergency without regard to chapter 91, Hawaii Revised Statutes, and renew the species' listing for an additional year; and
- (2) Requiring the Invasive Species Council to initiate the process of listing the species added by the Board through adoption of administrative rules.

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. 2559, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2559, 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, 1 (McDermott).

**SCRep. 1381-18 Energy & Environmental Protection on S.B. No. 2100**

The purpose of this measure is to update the renewable energy technologies income tax credit by, among other things:

- (1) Eliminating the term "renewable energy technology system" and amending the language of the tax credit to focus on solar energy systems, wind energy systems, and energy storage systems;
- (2) Allowing a tax credit to be claimed for energy storage systems; and
- (3) Reducing the amount of the tax credit that may be claimed for solar energy systems used primarily to generate electricity, based on when the solar energy system is first placed into service.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Distributed Energy Resources Council, Ulupono Initiative, The Alliance for Solar Choice, Tesla, Inc., Hawaii Solar Energy Association, and two individuals 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) Clarifying that a variance application from an architect or mechanical engineer must attest that the life cycle cost for another gas appliance device is less than a solar water heater system when a demand water heater device is installed;
- (2) Deleting language which allowed any federal, state, or local government or any political subdivision, agency, or instrumentality to claim the solar energy, energy storage, and wind energy system income tax credit;
- (3) Clarifying that the tax credit is applicable to energy storage systems;
- (4) Allowing the tax credit for solar energy, energy storage, and wind energy systems to be claimed if the system is approved in the taxable year and placed in the following taxable year;
- (5) Extending the date that the credits start decreasing by two years for solar energy systems and energy storage systems;

- (6) Reducing the cap amount for solar energy systems used primarily to generate electricity in single-family residential properties to \$8,000, with the intent to save money overall for taxpayers; and
- (7) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should your Committee on Finance deliberate on this measure further, your Committee on Energy and Environmental Protection respectfully requests that the Department of Business, Economic Development and Tourism and the Department of Taxation comment on the revenue expectations if this measure is passed.

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. 2100, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2100, 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, 3 (McKelvey, Yamane, McDermott).

**SCRep. 1382-18 Energy & Environmental Protection/Health & Human Services on S.B. No. 2498**

The purpose of this measure is to protect the State's economy and environment by prohibiting the sale of polystyrene foam containers and serving of prepared food using polystyrene foam containers statewide.

The County of Maui Mayor's Office, Council Member representing District 4 of the County of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Beach Environmental Awareness Campaign Hawai'i, Surfrider Foundation, Surfrider Foundation's Oahu Chapter, Friends of Hanauma Bay, Environmental Caucus of the Democratic Party of Hawai'i, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, 808 Cleanups, Buzz's Original Steak House, Kailua Beach Adventures, Animal Rights Hawai'i, Hawaii Beach Time, HI FOCUSED, FREE ACCESS COALITION, OrthoSport Hawaii, Choice Health Bar, Vegan Hills, The Nook Neighborhood Bistro, Keiko Conservation International, Banán, Nekton Surfwear, Olsen Pacific Consulting, Ocean Friendly Restaurants, Hawai'i Reef and Ocean Coalition, Kokua Hawai'i Foundation, Merriman's Restaurant Group, Napili Canoe Club, East Oahu Lifeguard Association, Pi'ilani Farm, The Carbondale Beat, Urban Pacific Communications LLC., School for Examining Essential Questions of Sustainability, Sierra Club of Hawai'i, Hawai'i Wildlife Fund, Juicy Brew, Upcycle Hawaii, Kalalea Anahola Farm Hui, Frida's Mexican Beach House, Kona Brewing Company, Dolphin Quest, Wild Kids Hawaii, Turtle Island Restoration Network, SHARKastics Project, Maui Water Lily Farm, Ban Toxic Sunscreens, and numerous individuals supported this measure. The Hawaii Food Industry Association, Retail Merchants of Hawaii, Plastics Industry Association, Sanikleen Corporation USA, American Chemistry Council, KYD, Inc. dba K. Yamada Distributors, The Chamber of Commerce Hawaii, and several individuals opposed this measure. The Department of Health and Hawaii Restaurant Association provided comments.

Your Committees note that this measure will help to save funding from being dedicated to cleaning up polystyrene foam containers and will contribute to decreasing the impact on state taxpayers for spending tax revenues on cleaning litter, especially those in counties who have implemented prohibitions on the use of polystyrene products.

Your Committees have amended this measure by:

- (1) Authorizing, rather than requiring, the Department of Health to adopt rules to implement the prohibition of the sale of polystyrene foam containers and serving of prepared food using polystyrene foam containers;
- (2) Adding a severability clause; and
- (3) Clarifying that the intent of this measure is not to regulate inter-city or interstate commerce and not to be interpreted or applied as to conflict with any federal law.

Should the Committee on Finance deliberate on this measure further, your Committees respectfully request that the Department of the Attorney General provide comments on the applicability of Commerce Clause of the United States Constitution on this measure and how it can affect interstate commerce.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Health & Human Services that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2498, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2498, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Energy & Environmental Protection: Ayes, 4. Noes, 1 (Kong). Excused, 3 (Lowen, McKelvey, McDermott).  
Health & Human Services: Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1383-18 Housing on S.B. No. 2415**

The purpose of this measure is to increase state revenues by increasing the conveyance tax rates for residential investment properties with a value of at least \$2,000,000.

Hawaii Association of REALTORS, Land Use Research Foundation of Hawaii, BIA-Hawaii, and Kohala Coast Resort Association opposed this measure. The Department of Taxation, Hawaii Housing Finance and Development Corporation, Catholic Charities Hawai'i, IMUAlliance, Hawaii Habitat for Humanity Association, and Tax Foundation of Hawaii offered comments on this measure.

Your Committee has amended this measure by:

- (1) Inserting language that exempts certain affordable housing qualified by the Hawaii Housing Finance and Development Corporation from the conveyance tax;
- (2) Changing the effective date to January 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 Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2415, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2415, 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, 1 (McDermott). Excused, none.

**SCRep. 1384-18 Housing/Water & Land on S.B. No. 2594**

The purpose of this measure is to address the minimum standards that publicly-funded housing must satisfy to provide accessibility and safety for individuals with disabilities who visit or use residential spaces by:

- (1) Requiring that all construction or renovation of publicly funded housing, including housing developed or financed by the Hawaii Housing Finance and Development Corporation and the Hawaii Public Housing Authority, meet certain housing visitability standards beginning on January 1, 2019; and
- (2) Providing the Hawaii Public Housing Authority with certain exceptions to the visitability requirements.

The State Council on Developmental Disabilities and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. The Hawaii Housing Finance and Development Corporation; Hawaii Public Housing Authority; Center on Disability Studies of the University of Hawaii; Disability and Communication Access Board; and two individuals offered comments for this measure.

Your Committees note the testimony of the Hawaii Public Housing Authority that it supports the intent of this measure but warns that the practical application of its provisions may result in negative consequences. First, compliance with the provisions of this measure will likely result in units becoming and remaining vacant during the procurement and renovation processes. In addition, because some of the Hawaii Public Housing Authority's existing properties are built on hillsides, renovating those properties will not only inconvenience tenants but also will be financially burdensome.

Your Committees have amended this measure by:

- (1) Limiting the applicability of visitability standards to new construction, to all units in single story buildings and buildings with elevators, and to ground floor units in multi-story buildings without elevators;
- (2) Removing the provisos that were rendered unnecessary by removing the requirement that renovations comply with visitability requirements; and
- (3) Replacing the listed technical elements with a reference to the Type C specifications in the International Code Council/American National Standards Institute A117.1 Standard on Accessible and Usable Buildings and Facilities.

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. 2594, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2594, 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, 7. Noes, none. Excused, 1 (Lee).

**SCRep. 1385-18 Housing/Health & Human Services on S.B. No. 2989**

The purpose of this measure is to address Hawaii's homelessness issue by:

- (1) Expanding the eligibility criteria and available credit amount for the low-income household renters' income tax credit, based on adjusted gross income and filing status;
- (2) Appropriating funds for the continued administration of the Family Assessment Center for homeless families to provide comprehensive services and housing placement; and
- (3) Establishing and appropriating funds for the State Rent Supplement Program to provide assistance through the establishment of a housing homeless children rental assistance pilot program.

The Hawai'i Alliance for Community-Based Economic Development, Americans for Democratic Action, YWCA O'ahu, Parents and Children Together, Catholic Charities Hawai'i, IMUAlliance, Hawaii Appleseed Center for Law and Economic Justice, PHOCUSED, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and several individuals supported this measure. The Governor's Coordinator on Homelessness, Department of Human Services, Hawaii Public Housing Authority, State Procurement Office, Department of Taxation, Hawaiian Community Assets, League of Women Voters of Hawaii, and Tax Foundation of Hawaii offered comments on this measure.

Your Committees note the Department of Taxation's recommended methodology to determine the tax credit inflation adjustment, which the Department explained is consistent with the Internal Revenue Code for inflation adjustments and makes the inflation adjusted amounts easier for taxpayers to claim and easier for the Department to administer. Your Committees respectfully request that if this measure advances through the Legislature that the proposed methodology be considered.

Your Committees also note the testimony submitted by Hawaiian Community Assets highlighting that Hawaii has the highest per capita rate of homelessness of any state in the nation and that 57.6% of renters in Hawaii pay more than 30% of their monthly income toward housing.

Your Committees have amended this measure by 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 Health & Human Services that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2989, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2989, 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.

Health & Human Services: Ayes, 5. Noes, none. Excused, none.

#### **SCRep. 1386-18 Housing/Transportation on S.B. No. 2943**

The purpose of this measure is to encourage the development of certain public facilities in proximity to rail transit line stations by:

- (1) Establishing the transit-oriented development infrastructure improvement zone program to facilitate the development of certain areas;
- (2) Authorizing the creation of transit-oriented development infrastructure improvement zone subaccounts to make grants or loans;
- (3) Expanding the use of the Dwelling Unit Revolving Fund to improve and increase the capacity of infrastructure facilities;
- (4) Identifying the members of the Hawaii Community Development Authority authorized to exercise jurisdiction over matters affecting transit-oriented development infrastructure improvement zones; and
- (5) Appropriating funds for an infrastructure study and for staff to develop and manage the transit-oriented development infrastructure improvement zone program.

The Department of Planning and Permitting of the City and County of Honolulu, The Chamber of Commerce Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Building Industry Association of Hawaii supported this measure. The Hawaii Housing Finance and Development Corporation, Office of Planning, Hawaii Community Development Authority, and Hawaii Interagency Council for Transit-Oriented Development offered comments on this measure.

Your Committees note the Office of Planning's testimony that this measure provides a workable framework for a turnkey delivery system for needed infrastructure improvement in support of transit-oriented development projects in designated transit-oriented development areas.

Your Committees have amended this measure by extending the deadline by one year, from 2019 to 2020, for the Hawaii Housing Finance and Development Corporation, in collaboration with the Hawaii Community Development Authority and Hawaii Interagency Council for Transit-Oriented Development, to submit its findings and recommendations on the infrastructure study to the Legislature. The extension is to allow sufficient time for the study and implementation plan for infrastructure improvements to be completed.

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. 2943, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2943, 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, 6. Noes, none. Excused, 1 (Hashem).

Transportation: Ayes, 6. Noes, none. Excused, 1 (Hashem).

#### **SCRep. 1387-18 Consumer Protection & Commerce on S.B. No. 2056**

The purpose of this measure is to encourage each restaurant in the State that offers a children's meal combination to offer a healthy beverage as the default beverage for that combination.

Prior to holding a hearing on this measure, your Committee made available for public review a proposed draft of S.B. No. 2056, S.D. 2, H.D. 2 (Proposed Draft). The Proposed Draft:

- (1) Keeps the contents of the most recent version of the measure as Part I; and
- (2) Adds, as Part II, provisions that:
  - (A) Establish a home care licensing program in the Department of Health;
  - (B) Authorize the Department of Health to adopt interim rules to effectuate the licensing program;

- (C) Require the Department of Health to issue temporary licenses for home care agencies until applications for licensure are approved or disapproved in accordance with the Department's interim rules; and
- (D) Require the Department of Health to report to the Legislature on the progress of the licensing program and adoption of rules pursuant to chapter 91, Hawaii Revised Statutes.

The Insurance Division of the Department of Commerce and Consumer Affairs, Department of Health, Hawaii Public Health Association, Blue Zones Project – Hawaii, Hawaii Restaurant Association, Hawai'i Primary Care Association, Hawai'i Public Health Institute, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, American Heart Association, Hawaii Dental Hygienists Association, and several individuals testified in support of the original measure or Part I of the Proposed Draft. One individual provided comments.

Comprehensive Innovations for Senior Services testified in support of Part II of the Proposed Draft. The Department of Health and AARP Hawaii provided comments.

Your Committee has amended this measure by adopting the Proposed Draft and by making further amendments which makes it mandatory, rather than discretionary:

- (1) For a restaurant that sells a children's meal that includes a beverage to:
  - (A) Make the default beverage a healthy beverage; and
  - (B) Complete an annual self-certification, certifying that the restaurant complies with the default healthy beverage requirements; and
- (2) For all restaurants to complete a self-certification certifying whether the restaurant offers children's meals.

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. 2056, 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. 2056, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Johanson, LoPresti, Mizuno).

#### **SCRep. 1388-18 Consumer Protection & Commerce on S.B. No. 2938**

The purpose of this measure is to authorize the Insurance Commissioner to grant no action letters, waivers, and variances with respect to a requirement within the Insurance Code or its rules when certain conditions are met.

The Insurance Division of the Department of Commerce and Consumer Affairs, American Insurance Association, State Farm Mutual Automobile Insurance Company, and Hawaii Medical Service Association testified in support of this measure. The Hawaii Association for Justice testified in opposition. The Office of Information Practices and Kaiser Permanente Hawai'i provided comments.

Your Committee has amended this measure by:

- (1) Limiting the Insurance Commissioner's ability to grant no action letters, waivers, and variances to only health insurers; and
- (2) 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2938, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2938, 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 (Johanson, Mizuno).

#### **SCRep. 1389-18 Consumer Protection & Commerce on S.B. No. 3025**

The purpose of this measure is to establish certain disclosure requirements for publishers of video games that contain a system of purchasing a randomized reward or consumable virtual item that can be redeemed and directly or indirectly converted to a randomized reward.

Prior to holding a hearing on this measure, your Committee made available for public review a proposed H.D. 1 of this measure. The proposed H.D. 1 deleted the contents of this measure and inserted provisions that:

- (1) Requires franchisees to disclose their non-participation in advertising campaigns of the franchisor in which discounts or promotions are offered; and
- (2) Prohibits franchisors from limiting or restricting the disclosures.

The Office of Consumer Protection of the Department of Commerce and Consumer Affairs testified in support of the proposed H.D. 1. The Hawaii Automobile Dealers' Association testified in opposition of the proposed H.D. 1. The Hawai'i Restaurant Association provided comments on the proposed H.D. 1.

Your Committee has amended this measure by adopting the proposed H.D. 1 and by making further amendments which exempt quick service restaurants from disclosing their nonparticipation in a specific advertising campaign of the franchisor.

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. 3025, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3025, 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 (Johanson, Mizuno).

**SCRep. 1390-18 Consumer Protection & Commerce on S.B. No. 2924**

The purpose of this measure is to ensure that the individual mandate for health insurance coverage afforded under the federal Patient Protection and Affordable Care Act of 2010 is preserved under Hawaii law.

Specifically, this measure:

- (1) Requires a qualified taxpayer to obtain and maintain affordable, creditable coverage for each of the twelve months of the taxable year at the risk of incurring a tax penalty;
- (2) Provides a religious exemption; and
- (3) Requires the Insurance Commissioner to establish a process to determine whether a health plan is affordable and for a taxpayer to contest a penalty.

IMUAlliance testified in support of this measure. The Department of Commerce and Consumer Affairs, Department of Taxation, Hawaii Medical Service Association, Kaiser Permanente Hawaii, Alliance of Health Care Sharing Ministries, Tax Foundation of Hawaii, and an individual provided comments.

Your Committee has amended this measure by:

- (1) Exempting members of a health care sharing ministry from the requirement of obtaining affordable, creditable coverage for months the member maintains a membership with the health care sharing ministry; and
- (2) 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 S.B. No. 2924, 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. 2924, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 8; Ayes with Reservations (McDermott). Noes, none. Excused, 3 (Johanson, LoPresti, Mizuno).

**SCRep. 1391-18 Consumer Protection & Commerce on S.B. No. 2654**

The purpose of this measure is to protect public health by decreasing the consumption of electronic smoking devices, also known as e-cigarettes, and other tobacco products. Specifically, this measure:

- (1) Prohibits the shipment of tobacco products including electronic smoking devices, for sale to anyone other than a licensee;
- (2) Prohibits the transport of tobacco products ordered through remote sale to anyone other than a licensee and the purchase, use, or possession of tobacco products for which state taxes have not been paid by any person;
- (3) Amends the definition of "tobacco products" as used in the Cigarette Tax and Tobacco Tax Law to include "e-liquid";
- (4) Increases the license fees for wholesalers or dealers of cigarettes and tobacco products;
- (5) Increases the fees for retail tobacco permits; and
- (6) Increases, by an unspecified amount, the excise tax on:
  - (A) Each cigarette or little cigar sold, used, or possessed by a wholesaler or dealer; and
  - (B) The wholesale price of each article or item of tobacco products, other than large cigars, sold by a wholesaler or dealer.

The Department of Health, American Heart Association, Kapiolani Medical Center for Women and Children, Hawai'i Public Health Association, Pioneering Healthier Communities of Honolulu, Hawaii Public Health Institute, Coalition for a Tobacco Free Hawai'i, Planned Parenthood Votes Northwest and Hawaii, Blue Zones Project, Keiki Injury Prevention Coalition, and numerous concerned individuals testified in support of this measure. The Retail Merchants of Hawaii, Eciggity, Irie Hawaii, Hawaii Smokers Alliance, Hawaii Cigar Association, Kauai Cigar Company, Volcano cCigs, PCG Enterprises LLC, and numerous concerned individuals testified in opposition to 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2654, 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, 8. Noes, none. Excused, 3 (Johanson, Mizuno, McDermott).

**SCRep. 1392-18 Consumer Protection & Commerce/Judiciary on S.B. No. 2747**

The purpose of this measure is to amend various provisions of the Hawaii Nonprofit Corporations Act by clarifying that:

- (1) Public benefit corporations may not purchase their memberships;
- (2) A director does not include a person who does not have authority to vote as a member of the board; and
- (3) A public benefit corporation with members may provide in its articles or bylaws that some of the directors may be designated.

This measure also clarifies the period of time that a public benefit corporation is required to give notice to the Attorney General of property transactions which are not in the regular course of its activities.

The Department of the Attorney General, Association of Fundraising Professionals – Aloha Chapter, and an individual testified in support of this measure.

Your Committees have amended this measure by:

- (1) Inserting additional language to further clarify that a nonprofit corporation that has members may provide that some of its directors may be appointed or designated in the corporation's articles or bylaws; and
- (2) Changing its effective date to July 1, 2050, to promote 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. 2747, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2747, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Consumer Protection & Commerce: Ayes, 7. Noes, none. Excused, 4 (Aquino, Johanson, LoPresti, McDermott).  
Judiciary: Ayes, 5. Noes, none. Excused, 3 (Lee, Morikawa, McDermott).

**SCRep. 1393-18 Transportation/Energy & Environmental Protection on S.B. No. 1011**

The purpose of this measure is to establish additional motor vehicle registration fees for electric motor vehicles and hybrid motor vehicles, to be deposited into the State Highway Fund. This measure also appropriates funds for the operation and maintenance of the State Highway Program.

The Department of Transportation, Hawaii Transportation Association, and one concerned individual testified in support of this measure. Ulupono Initiative and a few concerned individuals testified in opposition to this measure. The Hawaiian Electric Company, Inc., Maui Electric Company, Ltd., and Hawai'i Electric Light Company, Inc. commented on this measure.

Your Committees have amended this measure by:

- (1) Establishing an additional motor vehicle registration fee for plug-in hybrid motor vehicles;
- (2) Changing the amounts of the proposed motor vehicle registration fees to unspecified amounts;
- (3) Changing its effective date to July 1, 2050; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Transportation and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1011, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1011, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Transportation: Ayes, 5. Noes, none. Excused, 2 (Brower, McDermott).  
Energy & Environmental Protection: Ayes, 6. Noes, none. Excused, 2 (Lowen, McDermott).

**SCRep. 1394-18 Transportation/Labor & Public Employment on S.B. No. 2996**

The purpose of this measure is to establish the Hawaii Airports Corporation to assume all authority, powers, functions, duties, and responsibilities of the Department of Transportation related to aeronautics and airports.

Your Committees received written testimony in support of this measure from the Office of the Governor; the Department of Transportation; the Hawaii Tourism Authority; a member of the Maui County Council; the Airport Concessionaires Committee; the Airlines Committee of Hawaii; the American Council of Engineering Companies of Hawaii; Bank of Hawaii; the Building Industry Association of Hawaii; Chamber of Commerce Hawaii; the Hawaii Lodging & Tourism Association; the Maui Hotel & Lodging Association; Hawaii Pacific Health; the Hawaii Wall & Ceiling Association; Hawaiian Airlines; the Kohala Coast Resort Association; the Painting Contractors Association of Hawaii; the Plumbing and Mechanical Contractors Association of Hawaii; Customers/Operators in the Hawaii Airports System; the Sheet Metal Contractors Association; Enterprise Holdings; Fairmont Orchid; Napili Kai Beach Resort; Pulama Lanai; Statewide General Contracting & Construction, Inc.; and fourteen individuals.

Your Committees received written testimony in opposition to this measure from Ka Lahui Hawaii Political Action Committee and four individuals.

Your Committees received comments on this measure from the Department of the Attorney General; the Hawaii State Ethics Commission; the Office of Hawaiian Affairs; the State Procurement Office; the General Contractors Association of Hawaii; the Subcontractors Association of Hawaii; the 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.

Your Committees find that transferring responsibilities related to aeronautics and the State's airports from the Department of Transportation to a newly established Hawaii Airports Corporation may facilitate streamlined decision-making and improve airport operation and facilities maintenance.

Your Committees have amended this measure by:

- (1) Providing that of the Corporation's nine-member board of directors, the Governor shall appoint three members from a list of nominees submitted by the Speaker of the House of Representatives and another three members from a list submitted by the Senate President, who shall not be subject to senate confirmation;
- (2) Amending the qualifications for members of the Corporation's board of directors to include "non-aviation airport business" as relevant experience;
- (3) Changing the number of specially qualified personnel that the Corporation's chief executive officer is authorized to fill by appointment from twelve to an unspecified number;
- (4) Specifying that the Corporation shall apply a residual methodology with regard to rates, rentals, fees, or charges so that the statewide system of airports shall remain self-sustaining, as currently required of the Department of Transportation;
- (5) Providing that transfer from the Department of Transportation to the Corporation of jurisdiction, powers, and responsibilities over aeronautics and airports shall be completed at any time before January 1, 2022;
- (6) Deleting the Corporation's exemption from the Procurement Code and explicitly providing that the Corporation shall be subject to the Procurement Code;
- (7) Providing that the Chief Executive Officer of the Corporation shall also serve as Chief Procurement Officer of the Corporation;
- (8) Clarifying that all employees who are subject to Chapter 76, Hawaii Revised Statutes, shall retain their civil service status upon completion of the transfer of duties to the Corporation;
- (9) Requiring the Auditor to conduct management and financial audits of the Corporation for fiscal year 2022 and every two years thereafter;
- (10) Inserting statutory references to the Corporation's powers and duties under applicable provisions of Chapter 102, Hawaii Revised Statutes, relating to concessions on public property;
- (11) Changing the fiscal year of the appropriation to effect the transfer of functions from the Department of Transportation to the Corporation, from 2018-2019 to 2019-2020;
- (12) Changing the effective date to July 1, 2050, to facilitate further discussion on the measure; and
- (13) Making technical nonsubstantive changes for purposes of clarity, consistency, and style.

Your Committees note that this measure, as amended, does not exempt the Corporation from the state Ethics Code or Procurement Code.

Your Committees further note that the Department of the Attorney General has requested a three-year transition period for the transfer of responsibilities to the Corporation. As such, it is wholly appropriate that the Corporation be subject to the Procurement Code.

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 S.B. No. 2996, S.D. 3, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2996, S.D. 3, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Transportation: Ayes, 6. Noes, none. Excused, 1 (Hashem).

Labor & Public Employment: Ayes, 7. Noes, none. Excused, none.



**SCRep. 1395-18      Transportation on S.B. No. 974**

The purpose of this measure is to limit the exemption from parking meter fees to drivers with a disability who are unable to operate a parking meter because of the driver's disability and who display a distinguishing parking permit or decal. This measure also clarifies the time limits applicable to the exemption.

The Disability and Communication Access Board, Department of Transportation Services of the City and County of Honolulu, Downtown-Chinatown Neighborhood Board No. 13, Waikiki Improvement Association, Mark Development, Inc., and a few concerned individuals testified in support of this measure. Ho'omanopono Political Action Committee and a concerned individual testified in opposition to this measure.

Your Committee has amended this measure by:

- (1) Finding that parking technology and management practices are changing such that the terminology in the legislation needs to be updated to include references to "devices," "codes," and "pay stations," and to make other related and appropriate language changes to reflect current on-street parking practices and procedures;
- (2) Limiting this measure's applicability to on-street parking;
- (3) Changing any references of "parking meter fees" to "parking fees";
- (4) Clarifying the period of time for the exemption to the first two-and-a-half hours or maximum time allowed, whichever is longer;
- (5) Changing the term "in any metered parking space" to "in any parking area";
- (6) Authorizing the Disability and Communication Access Board to eliminate on-street parking privileges where a fee is imposed and the use of new parking technology or program applications make it unnecessary for an individual to reach or operate a parking meter or pay station; and
- (7) 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 Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 974, 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. 974, S.D. 2, H.D. 2.

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

**SCRep. 1396-18      Transportation on S.B. No. 2714**

The purpose of this measure is to exclude the weight of disability access modifications from the determination of net weight for non-commercial vehicles for purposes of levying the State and county motor vehicle weight tax.

The Department of Transportation, Disability and Communication Access Board, and a few concerned individuals testified in support of this measure. The Tax Foundation of Hawaii commented 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 is in accord with the intent and purpose of S.B. No. 2714, 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, 1 (Hashem).

**SCRep. 1397-18      Energy & Environmental Protection/Labor & Public Employment on S.B. No. 2337**

The purpose of this measure is to:

- (1) Require that all state and county agency contractors that dispose of liquid or solid waste provide a receipt to the contracting agency that the waste was received and disposed of at a licensed facility before full payment is made for those contractual services;
- (2) Allow for partial payment to be made to all state and county agency contractors that dispose of liquid or solid waste without a receipt and prior to any dumping of waste; and
- (3) Prohibit alteration or falsification of receipts by all state and county agency contractors that dispose of liquid or solid waste.

The Department of Health, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Kai Neighborhood Board, and several individuals supported this measure. The General Contractors Association of Hawaii, Alexander & Baldwin, Grace Pacific LLC, and Larry Jeffs Farms, LLC provided comments.

Your Committees note concerns were raised by testifiers regarding the potential this measure has to infringe on contracts and interrupt receipt of lawful contractual payments for public works. Furthermore, this measure may prevent state and county contractors from disposing of liquid or solid waste in places other than a licensed waste management facility, such as farms that can use the disposed material as a cost effective resource.

Your Committees have amended this measure by:

- (1) Including farm lots with an approved soil and water conservation plan and construction sites with a permit to grade and fill the site or stockpile fill on site as places a state or county agency contractor may dispose of liquid or solid waste;
- (2) Specifying content to be included in the receipt from the licensed waste management facility, farm lot, or construction site; 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 Labor & Public Employment that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2337, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2337, 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, 6; Ayes with Reservations (Kong). Noes, none. Excused, 2 (McKelvey, McDermott).  
Labor & Public Employment: Ayes, 7. Noes, none. Excused, none.

**SCRep. 1398-18 Energy & Environmental Protection/Transportation on S.B. No. 2955**

The purpose of this measure is to require:

- (1) Rental motor vehicle lessors operating in Hawaii with more than two hundred light duty passenger vehicles, to incorporate zero-emission vehicles into the lessor's fleet according to a graduated schedule beginning by July 1, 2026; and
- (2) All rental motor vehicle lessors to report a list of the make, model, license plate number, and fuel type of each rental motor vehicle in the lessor's fleet to the Director of Commerce and Consumer Affairs beginning in 2021.

Organizing for Action, 350Hawaii.org, Blue Planet Foundation, and many individuals supported this measure. The Airports Division of the Department of Transportation, Enterprise Holdings, and Hilton Hawaii opposed this measure. The Department of Commerce and Consumer Affairs, Hawaiian Electric Company, Inc., Maui Electric Company, Ltd. Hawai'i Electric Light Company, Inc., and Hawai'i Lodging & Tourism Association provided comments.

Your Committees have amended this measure by:

- (1) Clarifying that rental motor vehicle lessors shall plan to incorporate zero-emission vehicles into their rental motor vehicle fleets according to the specified schedule;
- (2) Deleting language establishing a fine for lessors that have fewer than the required number of zero-emission vehicles in their rental motor vehicle fleet; and
- (3) Establishing and appropriating funds for a task force to develop a plan for incorporating zero-emission vehicles into the fleets of rental motor vehicle lessors operating in Hawaii and report to the Legislature prior to the 2019 Regular Session.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Transportation that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2955, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2955, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 6; Ayes with Reservations (Kong). Noes, none. Excused, 2 (Lowen, McDermott).  
Transportation: Ayes, 5. Noes, none. Excused, 2 (Brower, McDermott).

**SCRep. 1399-18 Judiciary on S.B. No. 2790**

The purpose of this measure is to provide greater rights for children in foster care. Specifically, this measure replaces the guiding principles for children in foster care under the Child Protective Act with the rights of children in foster care, which preserves the current rights of children in foster care and provides certain additional rights.

The Judiciary, Department of Education, Department of Human Services, Department of Health, Department of Labor and Industrial Relations, Hawaii Youth Services Network, Catholic Charities Hawai'i, Hawaii Children's Action Network, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Family Programs Hawaii, Epic 'Ohana, and many 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2790, 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. 2790, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 3 (Brower, Lee, McDermott).

**SCRep. 1400-18 Judiciary on S.B. No. 2612**

The purpose of this measure is to:

- (1) Allow social clubs granted federal tax-exempt status to sell wine from the social club's inventory to club members for off-premises consumption;
- (2) Waive certain requirements for the issuance of class 10 special licenses; and
- (3) Enable class 10 special licensees to auction off, via live or silent auction, liquor in sealed or covered containers or services that provide liquor.

The County of Maui Mayor and several individuals testified in support of this measure. An 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2612, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2612, 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, 3 (Brower, Lee, McDermott).

**SCRep. 1401-18 Judiciary on S.B. No. 2150**

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.

Testimony submitted on this measure can be obtained from the Legislature's website at [www.capitol.hawaii.gov](http://www.capitol.hawaii.gov).

The Judiciary submitted an operating budget that totaled:

	<u>FY 2018</u>	<u>FY 2019</u>
General Funds	\$163,038,964	\$164,665,936
All Means of Financing	\$175,679,611	\$177,306,583

The Judiciary submitted a capital improvement budget that totaled:

	<u>FY 2018</u>	<u>FY 2019</u>
General Obligation Bonds	\$7,750,000	\$20,480,000

Your Committee on Judiciary has amended this budget to appropriate the following in operating funds:

	<u>FY 2018</u>	<u>FY 2019</u>
General Funds	\$163,038,964	\$163,456,239
All Means of Financing	\$175,679,611	\$176,096,886

Your Committee has further amended this budget to appropriate the following in capital improvement funds:

	<u>FY 2018</u>	<u>FY 2019</u>
General Obligation Bonds	\$7,750,000	\$6,151,000

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. 2150, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2150, 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, 3 (Brower, Lee, McDermott).

**SCRep. 1402-18 Judiciary on S.B. No. 2343**

The purpose of this measure is to:

- (1) Require the courts to convert a previously imposed no-contact or stay-away order to a new post-conviction protective order, subject to certain requirements and conditions:
  - (A) Upon a defendant's conviction in a criminal case involving abuse or harassment of a family or household member; and

- (B) Prior to the expiration of the defendant's probation;
- (2) Expand the family court's jurisdiction over cases involving harassment of a family or household member;
  - (3) Amend the penalties, prohibited conduct, and sentencing for the offense of abuse of family or household members;
  - (4) Amend the definition of "family or household member" to include current or former dating relationships; and
  - (5) Allow the courts to grant deferred acceptance of guilty or no contest pleas in cases involving misdemeanor abuse of a family or household member, subject to certain conditions.

The Hawai'i State Commission on the Status of Women, County of Kauai Office of the Prosecuting Attorney, County of Maui Department of the Prosecuting Attorney, Honolulu Police Department, Planned Parenthood Votes Northwest and Hawaii, Domestic Violence Action Center, Parents And Children Together, Hawaii Women's Coalition, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and a few individuals testified in support of this measure. The Judiciary, Department of the Attorney General, Office of the Public Defender, and City and County of Honolulu Department of the Prosecuting Attorney 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. 2343, 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, 5. Noes, none. Excused, 3 (Brower, Lee, McDermott).

**SCRep. 1403-18 Health & Human Services on S.B. No. 2089**

The purpose of this measure is to establish a Youth 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. This measure also appropriates funds to hire one staff position to administer the Youth Commission and for other administrative costs.

Hawaii Youth Services Network, Community Alliance on Prisons, Hawai'i Public Health Institute, IMUAlliance, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Parents and Children Together, and a few concerned individuals submitted testimony in support of this measure. The Office of Youth Services submitted comments.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

Your Committee notes that the Community Alliance on Prisons suggests that this measure can be strengthened if youth who were homeless, involved in foster care, and involved in the justice system are part of the Youth Commission.

Your Committee further notes a concern that the Youth Commission's age range of fourteen to twenty-four may be excessively wide. Your Committee raised this concern with the representative testifying on behalf of the Office of Youth Services who responded by suggesting that lowering the maximum age to twenty or twenty-one may beneficially narrow the focus of the Youth Commission.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2089, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2089, 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, none.

**SCRep. 1404-18 Health & Human Services on S.B. No. 7**

The purpose of this measure is to require:

- (1) The Department of Human Services (DHS), in collaboration with the Department of Health (DOH), to review the progress of the Hawaii Pathways Project and continue efforts to use Medicaid to provide supportive housing services for chronically homeless individuals; and
- (2) DHS to submit a report to the Legislature on its efforts related to the status of the proposed amendment to expand the State 1115 Medicaid Waiver and to provide supportive housing services.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i and Hawaii Meals on Wheels supported this measure. The Governor's Coordinator on Homelessness, Department of Health, Department of Human Services, and an individual provided comments on this measure.

Your Committee has amended this measure by:

- (1) Changing the appropriation to reflect that the funds are for fiscal year 2018-2019 to be used to restore basic adult dental benefits to Medicaid enrollees; provided that the Department of Human Services obtains maximum federal matching funds available for this expenditure; and
- (2) Extending the date by which DHS is required to submit a report on the status of its efforts to prior to the 2019 Regular Session.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 7, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 7, 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, none.

**SCRep. 1405-18 Health & Human Services on S.B. No. 2843**

The purpose of this measure is to amend the current excise tax rate of fifty percent of the wholesale price of a large cigar to the lesser of fifty cents per cigar, or fifty percent of the cigar's wholesale price, effective on and after July 1, 2018.

The Kauai Cigar Company, Hawaii Cigar Association, International Premium Cigar and Pipe Retailers Association, Cigar Association of America, Inc., and numerous concerned individuals supported this measure. The Department of Health, American Heart Association, American Cancer Society Cancer Action Network, Hawai'i Public Health Institute Coalition for a Tobacco-Free Hawai'i, Hawai'i Public Health Association, Keiki Injury Prevention Coalition, and numerous concerned individuals opposed this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by deleting its contents and inserting in its place the contents of House Bill No. 1636, a measure that was previously heard and recommended for passage by your Committee, which amends the taxation and fees on cigarettes and tobacco products by increasing:

- (1) Licensure fees for wholesalers or dealers of cigarettes and tobacco products from \$2.50 to \$500;
- (2) The excise tax on cigarettes and little cigars from 16 cents per cigarette or little cigar to 22.5 cents on July 1, 2018; and
- (3) The excise tax on the wholesale price of each article or item of tobacco products, other than large cigars, sold by a wholesaler or dealer from 70 percent to 80 percent on July 1, 2018.

Your Committee has further amended this measure by making it effective July 1, 3000.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2843, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2843, 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, none.

**SCRep. 1406-18 Health & Human Services on S.B. No. 2988**

The purpose of this measure is to support the health and well-being of caregivers and elders in the State by including activities of daily living and attendant care as services covered by the Kupuna Caregivers Program. Additionally, this measure requires the Executive Office on Aging to:

- (1) Offer a plan to maximize the number of participants in the program and offer certain core services; and
- (2) Submit a copy of the plan to the Legislature.

The City and County of Honolulu Department of Community Services, Caring Across Generations, AARP Hawaii, Hawaii Family Caregiver Coalition, Healthcare Association of Hawaii, Hawaii Chapter of the American Physical Therapy Association, Hawai'i Public Health Association, Mental Health America of Hawai'i, Hawaii Advocates for Consumer Rights, Kupuna Caucus of the Democratic Party of Hawaii, International Longshore and Warehouse Union Local 142, Hawai'i Section of the American College of Obstetricians and Gynecologists, Hawaii Appleseed Center for Law & Economic Justice, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Meals on Wheels, American Association of University Women of Hawaii, Faith Action for Community Equity, and many concerned individuals provided testimony in support of this measure. The Executive Office on Aging provided comments.

Your Committee has amended this measure by:

- (1) Deleting the appropriation for continuation of the Kupuna Caregivers Program;
- (2) Requiring all service providers to be licensed under Chapter 321, Hawaii Revised Statutes; and
- (3) Changing the effective date to July 1, 3000, to encourage further discussion.

Your Committee requests that the Executive Office on Aging provide to the members of your Committees on Health & Human Services and Finance:

- (1) An estimate on how many residents may be provided services under the Kupuna Caregivers Program if the program were appropriated \$2,000,000; and
- (2) Documentation of each service provider contracted through the Kupuna Caregivers Program.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2988, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2988, 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, none.

**SCRep. 1407-18 Health & Human Services/Housing on S.B. No. 2501**

The purpose of this measure is to establish safe zones for homeless persons. Specifically, this measure:

- (1) Requires the Department of Human Services to establish safe zones where homeless persons may reside in the State;
- (2) Establishes requirements for, and permissible behavior at, safe zones;
- (3) Requires that safe zones operate until the Legislature determines that homelessness is no longer a crisis in the State; and
- (4) Appropriates funds for safe zones.

IMUAlliance, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and a few concerned individuals submitted testimony in support of this measure. The Department of Human Services submitted testimony in opposition to this measure. The Governor's Coordinator on Homelessness, Department of Land and Natural Resources, and Hawaii Association for Justice provided comments.

Your Committees have amended this measure by deleting its contents and inserting new language that:

- (1) Establishes an Ohana Zones Program within the Department of Human Services to, within two years, provide housing and supportive services according to housing first principles to individuals and families experiencing homelessness statewide and establishes program specifications including:
  - (A) Zone and dwelling unit size, required services, required facilities, and cost limits;
  - (B) Charges for residency and service provision, based on the income of residents;
  - (C) Rules, policies, and procedures to be adopted by the Department for program applications, eligibility, resident self-governance, and collaboration with law enforcement;
  - (D) Waiver of state and county permitting and construction fees; and
  - (E) Criteria and timetables for provision of 8,000 dwelling units within two years and standards for program evaluation and monitoring;
- (2) Establishes a permanent Governor's Coordinator on Homelessness position within the Department of Human Services;
- (3) Limits liability for government agencies, organizations, and volunteers that provide services to individuals experiencing homelessness;
- (4) Appropriates funds to the Department of Human Services for:
  - (A) Establishment and operation of Ohana Zones; and
  - (B) Continued administration of housing first programs for chronically homeless individuals; the rapid rehousing program to assist homeless families and individuals obtain, maintain, and stabilize housing; the outreach services program to homeless persons, including for civil legal services; and the Family Assessment Center for homeless families;
- (5) Appropriates funds to the Hawaii Public Housing Authority to provide public housing improvements and renovations statewide and to administer a state rent supplement pilot program to assist 100 families with children who are homeless or at-risk of homelessness because of domestic violence statewide;
- (6) Appropriates funds to the Department of Health for outreach, counseling, and diversion services for unsheltered homeless individuals experiencing substance abuse, including for continued administration of the Law Enforcement Assisted Diversion Pilot Program; and
- (7) Changes the effective date to July 1, 3000, to encourage further discussion.

Your Committees note that there is support for incorporating current, existing Puuhonua homeless villages and other encampments across the counties of Hawaii into the development of the ohana zones program established by this measure.

As affirmed by the records of votes of the members of your Committees on Health & Human Services and Housing that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2501, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2501, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Health & Human Services: Ayes, 5. Noes, none. Excused, none.  
Housing: Ayes, 5. Noes, none. Excused, 2 (Aquino, Quinlan).

**SCRep. 1408-18 Health & Human Services/Higher Education on S.B. No. 134**

The purpose of this measure is to promote positive health practices and protect University of Hawaii students, employees, and visitors from exposure to secondhand smoke and other potentially harmful substances by prohibiting smoking, including the use of electronic smoking devices, and tobacco use on all University of Hawaii premises. This measure also provides that these smoking and tobacco use prohibitions are not subject to collective bargaining.

The Department of Health, American Heart Association, University of Hawaii Student Health Advisory Council, Hawai'i Public Health Institute Coalition for a Tobacco-Free Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Breathe Aloha Club at the University of Hawaii at Manoa, American Cancer Society Cancer Action Network, Keiki Injury Prevention Coalition, and numerous concerned individuals supported this measure. The University of Hawaii and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO provided comments.

Your Committees have amended this measure by:

- (1) Deleting the provisions that prohibited the subject of smoking and tobacco use on the premises of University of Hawaii facilities from collective bargaining negotiations;
- (2) Making it effective upon its approval; 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 Health & Human Services and Higher Education that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 134, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 134, S.D. 1, H.D. 1, and be referred to your Committee on Labor & Public Employment.

Signed by the Chairs on behalf of the Committees.

Health & Human Services: Ayes, 4. Noes, none. Excused, 1 (Tupola).

Higher Education: Ayes, 7. Noes, none. Excused, 4 (Creagan, Ing, Quinlan, Matsumoto).

**SCRep. 1409-18 Education on S.B. No. 2779**

The purpose of this measure is to update provisions relating to the Hawaii Teacher Standards Board by:

- (1) Increasing membership on the Hawaii Teacher Standards Board to include a representative of the Native Hawaiian Education Council and a nonvoting teacher candidate from a Hawaii educator preparation program at a public university; and
- (2) Clarifying that a permit is required for unlicensed teachers serving in public schools.

The Office of Hawaiian Affairs, Hawai'i Teacher Standards Board, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and several individuals testified in support of this measure. The Department of Education and Native Hawaiian Education Council provided comments.

Your Committee has amended this measure by replacing its contents with the provisions of House Bill No. 2352, H.D. 1, a substantially similar measure that:

- (1) Specifies that the Chairperson, rather than a representative, of the Native Hawaiian Education Council shall serve on the Hawaii Teacher Standards Board; and
- (2) Makes 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. 2779, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2779, S.D. 2, 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 (Creagan, McKelvey).

**SCRep. 1410-18 Education on S.B. No. 2380**

The purpose of this measure is to require the Board of Education to invite the exclusive representative for Bargaining Unit (5) to appoint a public school teacher to serve as a nonvoting representative to the Board of Education.

The Hawaii State Teachers Association, League of Women Voters of Hawaii, IMUAlliance, and a few 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 Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2380, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2380, 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 (Ohno, Onishi). Noes, none. Excused, 2 (Creagan, McKelvey).

**SCRep. 1411-18 Education/Labor & Public Employment on S.B. No. 2242**

The purpose of this measure is to appropriate funds to the Department of Education to establish a Workforce Development Microgrant Program that awards grants to students who are enrolled in public high schools and are applying for technical or workforce training applicable to certain occupations.

The Hawaii State Teachers Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and an individual supported this measure. The Department of Education and University of Hawaii Career and Technical Education provided comments.

Your Committees have amended this measure by specifying that high school students applying for technical or workforce training related to cybersecurity and coding occupations are eligible to receive grants under the Workforce Development Microgrant Program.

As affirmed by the records of votes of the members of your Committees on Education and Labor & Public Employment that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2242, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2242, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Education: Ayes, 9. Noes, none. Excused, 2 (Ing, Ohno).

Labor & Public Employment: Ayes, 7. Noes, none. Excused, none.

**SCRep. 1412-18 Education/Labor & Public Employment on S.B. No. 2905**

The purpose of this measure is to increase access to early childhood programs in the State by:

- (1) Establishing a refundable income tax credit for employers who create on-site early childhood facilities, subject to the facility receiving certification from the Department of Human Services, and accreditation within two years of operation; and
- (2) Establishing and appropriating funds for one full-time On-site Early Childhood Facility Coordinator position in the Executive Office on Early Learning.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i and an individual supported this measure. The Executive Office on Early Learning, Department of Human Services, Department of Taxation, and Tax Foundation of Hawaii provided comments on this measure.

Your Committees have amended this measure by:

- (1) Clarifying provisions regarding the aggregate cap on the income tax credit to include a process of certification and enforcement;
- (2) Clarifying that an on-site early childhood facility must be completed and certified before a taxpayer can claim the income tax credit; 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 Education and Labor & Public Employment that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2905, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2905, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Education: Ayes, 10; Ayes with Reservations (Learmont). Noes, none. Excused, 1 (Ing).

Labor & Public Employment: Ayes, 7. Noes, none. Excused, none.

**SCRep. 1413-18 Education/Water & Land on S.B. No. 2237**

The purpose of this measure is to assist the Department of Education in optimizing the use of public school lands.

Specifically, this measure:

- (1) Requires the City and County of Honolulu to transfer to the Department of Education the fee simple title for 83 parcels used by public schools, effective December 31, 2019;
- (2) Authorizes the Department of Education to acquire, hold, and convey real property for public educational purposes;
- (3) Exempts the transferred lands from classification as public lands subject to the jurisdiction of the Department of Land and Natural Resources;
- (4) Requires the Department of Education to obtain legislative approval prior to conveying real property; and
- (5) Appropriates funds to the City and County of Honolulu to assist with the land transfer.



The Department of Education, Hawaii State Teachers Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and a concerned individual supported this measure. The 'Āina Haina Community Association and Ka Lahui Hawai'i Political Action Committee opposed this measure. The Office of Hawaiian Affairs, Department of the Attorney General, Department of Land and Natural Resources, City and County of Honolulu Department of Parks and Recreation, The Chamber of Commerce Hawaii, and Building Industry Association of Hawaii offered comments.

Your Committees have amended this measure by deleting its contents and inserting the substantive provisions of House Bill No. 2679, H.D. 1, which was heard by your Committees earlier this session. As amended, this measure:

- (1) Authorizes the Department of Education to acquire or contract to acquire property for immediate or future use for public educational purposes, including revenue generation, to develop and insure its property, and to convey property to a government entity; provided that the Department shall incur all fees and costs related to redevelopment of property including fees and costs associated with subdivision or creation of condominium property regimes;
- (2) Exempts property transferred to the Department from classification as public lands subject to the jurisdiction of the Department of Land and Natural Resources;
- (3) Transfers fee simple interest in 58 parcels of land from the Department of Land and Natural Resources and the City and County of Honolulu to the Department of Education and provides for the reversion of the fee simple interest if the parcels are not used for public educational purposes, including revenue generation;
- (4) Contains no appropriation; and
- (5) Contains an effective date of January 1, 2050.

As affirmed by the records of votes of the members of your Committees on Education and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2237, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2237, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Education: Ayes, 8; Ayes with Reservations (Learmont, Onishi). Noes, none. Excused, 3 (Creagan, Ing, McKelvey).

Water & Land: Ayes, 5. Noes, none. Excused, 3 (Todd, Lee, McKelvey).

#### **SCRep. 1414-18 Education/Water & Land on S.B. No. 2919**

The purpose of this measure is to maximize the use of public library lands. Specifically, this measure:

- (1) Establishes a pilot program to generate revenue through the lease of public library lands to meet the mission of the public libraries;
- (2) Establishes the Library Facilities Fund, the moneys of which are to be used for State library programs;
- (3) Requires the State Librarian and Board of Education to submit reports on the pilot program to the Legislature; and
- (4) Makes appropriations for the pilot program and the hiring of land development experts.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. Ka Lahui Hawaii Political Action Committee, Feed the Street, and a concerned individual opposed this measure. The Department of Budget and Finance and Hawaii State Public Library System offered comments.

Your Committees have amended this measure by changing its effective date to July 1, 2021.

As affirmed by the records of votes of the members of your Committees on Education and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2919, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2919, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Education: Ayes, 7; Ayes with Reservations (Learmont, Onishi). Noes, none. Excused, 4 (Creagan, Ing, McKelvey, Ohno).

Water & Land: Ayes, 5; Ayes with Reservations (Thielen). Noes, none. Excused, 3 (Todd, Lee, McKelvey).

#### **SCRep. 1415-18 Labor & Public Employment on S.B. No. 2055**

The purpose of this measure is to require the Governor to provide written notice to the Senate no later than the forty-first day of a regular legislative session of the name of any gubernatorial nominee for an Executive Branch position that is subject to the Senate's advice and consent.

The Office of the Governor opposed this measure.

Your Committee has amended this measure by changing the specific day by which the Governor must provide written notice to the Senate of the name of a gubernatorial nominee for an Executive Branch position that is subject to the Senate's advice and consent to an unspecified day.

Your Committee notes that the requirement established by this measure is intended to apply when the Legislature is in regular session.

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. 2055, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2055, 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. 1416-18 Labor & Public Employment on S.B. No. 2363**

The purpose of this measure is to:

- (1) Require the Department of Human Resources Development to establish a working group to establish and implement a supervisory and professional job shadowing pilot project in which employees for promotion to supervisory or professional positions receive training by shadowing incumbents who are close to retirement;
- (2) Require the working group to submit a report to the Legislature prior to the 2019, 2020, 2021, and 2022 Regular Sessions and a final report prior to the 2023 Regular Session; and
- (3) Appropriate funds for the pilot project and working group.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. The Department of Human Resources Development; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and United Public Workers, AFSCME Local 646, AFL-CIO provided comments on this measure.

Your Committee has amended this measure by changing its effective date to January 1, 2050, to facilitate further discussion on 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. 2363, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2363, 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. 1417-18 Labor & Public Employment/Energy & Environmental Protection on S.B. No. 2661**

The purpose of this measure is to affirm the State's commitment to conservation, sustainability, and economic development by codifying in state law, the seventeen United Nations Sustainable Development Goals and Indicators.

The Department of Education, Department of Transportation, Department of Human Services, Department of Agriculture, Office of Planning, General Contractors Association of Hawaii, Oahu Economic Development Board, Airports Concessionaires Committee, The Nature Conservancy of Hawai'i, Hawai'i Green Growth, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Planned Parenthood Votes Northwest and Hawaii, and a few individuals testified in support of this measure. The Department of Land and Natural Resources provided comments on this measure.

Your Committees have amended this measure by changing its effective date to January 1, 2112, to facilitate further discussion on this measure.

As affirmed by the records of votes of the members of your Committees on Labor & Public Employment and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2661, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2661, 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, 7. Noes, none. Excused, none.  
Energy & Environmental Protection: Ayes, 6. Noes, none. Excused, 2 (McKelvey, McDermott).

**SCRep. 1418-18 Labor & Public Employment on S.B. No. 3023**

The purpose of this measure is to:

- (1) Include persons with disabilities under the minimum wage requirements; and
- (2) Appropriate funds for the Department of Business, Economic Development and Tourism (DBEDT) to:
  - (A) Conduct a study on the effects of minimum wage increases on the economic condition of the State;
  - (B) Provide case study examples of incentives and programs that support small business enterprises in areas where the minimum wage was increased; and
  - (C) Submit a report to the Legislature prior to the 2019 Regular Session on its findings and recommendations.

DBEDT; National Down Syndrome Society; Progressive Democrats of Hawai'i; Hawaii State Teachers Association; Hawaii State AFL-CIO; International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO; IMUAlliance; Oahu County Committee on Legislative Priorities of the

Democratic Party of Hawai'i; National Federation of the Blind of Hawaii; LGBT Caucus of the Democratic Party of Hawaii; Hawaii Appleseed Center for Law & Economic Justice; Planned Parenthood Votes Northwest and Hawaii; Young Progressives Demanding Action - Hawaii; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artists and Allied Crafts, Local 665; Hawai'i Alliance for Progressive Action; and a few individuals supported this measure. Lanakila Pacific opposed this measure. The Department of Labor and Industrial Relations, Hawaii Disability Rights Center, and three individuals provided comments on this measure.

Your Committee has amended this measure by:

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

Should your Committee on Finance hear this measure, your Committee respectfully requests that it consider appropriating \$100,000 for fiscal year 2018-2019 for DBEDT to conduct the study.

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. 3023, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3023, 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. 1419-18 Labor & Public Employment on S.B. No. 2351**

The purpose of this measure is to address pay disparity between men and women who do similar work by:

- (1) Prohibiting prospective employers from requesting or considering a job applicant's prior wage or salary history in the job application process; and
- (2) Prohibiting wage secrecy and prohibiting retaliation or discrimination against employees who disclose, discuss, or inquire about their own or coworkers' wages for the purpose of exercising rights under the law.

International Longshore and Warehouse Union Local 142, Americans for Democratic Action, AAUW of Hawaii, Hawaii State AFL-CIO, Planned Parenthood Votes Northwest and Hawaii, Hawai'i State Democratic Women's Caucus, Hawaii Women's Coalition, Hawaii Appleseed Center for Law & Economic Justice, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, YWCA O'ahu, International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artists and Allied Crafts Local 665, International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO, LGBT Caucus of the Democratic Party of Hawaii, and many individuals supported this measure. Hawaii Petroleum Company and an individual opposed this measure. The Office of Hawaiian Affairs, Hawai'i Civil Rights Commission, Hawai'i State Commission on the Status of Women, City and County of Honolulu Department of Human Resources, Hawaii Food Industry Association, and The Chamber of Commerce Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Amending the definition of the term "inquire" to include verbal communication;
- (2) Including in its purpose section information describing the income disparities for native Hawaiians, and particularly for native Hawaiian women; and
- (3) Changing its effective date to January 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. 2351, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2351, 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. 1420-18 Labor & Public Employment on S.B. No. 2364**

The purpose of this measure is to ensure that employees who suffer from a workplace injury receive workers' compensation benefits in a timely manner. Specifically, this measure:

- (1) Prohibits employers from disputing a claim for services without reasonable cause or while the workers' compensation claim is pending investigation;
- (2) Establishes negotiation, notice, and review procedures for disputed claims;
- (3) Imposes fines and penalties on parties who fail to negotiate in good faith; and
- (4) Permits service providers to charge interest on late bill payments.

A few concerned individuals supported this measure. The Department of Labor and Industrial Relations, Hawaii Insurers Council, and Society for Human Resource Management-Hawaii Chapter opposed this measure. The Department of Human Resources Development, City and County of Honolulu Department of Human Resources, International Longshore and Warehouse Union Local 142, and a concerned individual offered comments.

Your Committee has amended this measure by:

- (1) Deleting the prohibition on disputing claims for services without good cause or while a workers' compensation is pending;
- (2) Adding new language prohibiting an employer from using an investigation to determine compensability as the basis of denying medical services to an employee; and
- (3) Changing its effective date to January 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. 2364, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2364, 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. 1421-18 Labor & Public Employment on S.B. No. 2515**

The purpose of this measure is to repeal the statutory authority for department heads to establish and abolish any subordinate position engaged in a special, research, or demonstration project that is approved by the Governor.

The Office of the Governor, Department of Budget and Finance, Department of Business, Economic Development and Tourism, Department of Land and Natural Resources, Department of Agriculture, Department of Human Resources Development, Department of Human Services, Department of Labor and Industrial Relations, Department of Public Safety, Department of Defense, Office of Enterprise Technology Services, and Department of Health opposed this measure.

Your Committee has amended this measure by:

- (1) Reinstating the previously repealed statutory hiring authority for department heads; provided that the authority applies only to positions created using federal funds;
- (2) Establishing a cap for the number of special, research, and demonstration project positions created as a percentage of the total number of public employees;
- (3) Requiring the Governor to submit an annual report to the Legislature on the special, research, or demonstration project positions created and abolished each year and their means of financing; and
- (4) Changing the effective date to January 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 S.B. No. 2515, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2515, 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. 1422-18 Labor & Public Employment on S.B. No. 2598**

The purpose of this measure is to reduce the frequency of and prevent salary overpayments by state departments and agencies. Specifically, this measure:

- (1) Requires each department to deduct the department's total salary overpayment amount from the department's budget request for the following fiscal biennium;
- (2) Requires that departments and agencies place employees who exhaust their sick leave on a manual accounting system; and
- (3) Repeals the two-year statute of limitations for determinations and collection from an employee of salary or wage overpayment.

The United Public Workers, AFSCME, Local 646, AFL-CIO opposed this measure. The Department of Accounting and General Services (DAGS), Department of Education, and University of Hawaii offered comments.

Your Committee has amended this measure by:

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

Your Committee notes that DAGS testified that currently approximately half of all salary overpayments are the result of employees calling in sick without having sufficient sick leave accumulated. According to DAGS, until a new leave accounting system is implemented, up-to-date leave records need to be manually maintained for employees that have minimal leave hours accumulated so that the employee's pay can be timely adjusted.

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. 2598, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2598, 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. 1423-18 Labor & Public Employment on S.B. No. 2734**

The purpose of this measure is to provide a more efficient process for the Department of Accounting and General Services in maintaining the designation of public employee beneficiary forms by:

- (1) Allowing the designation of public employee beneficiary forms to be kept in the department that employs the employee; and
- (2) Permitting the forms to be filed and maintained electronically.

The Department of Accounting and General Services 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 S.B. No. 2734, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2734, 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. 1424-18 Labor & Public Employment on S.B. No. 2761**

The purpose of this measure is to amend the Hawaii Employer-Union Health Benefits Trust Fund definition of "dependent-beneficiary" to clarify eligibility of children for participation in fund benefit plans and conform to the federal Patient Protection and Affordable Care Act of 2010.

The Employer-Union Health Benefits Trust Fund Board of Trustees and University of Hawaii Professional Assembly supported this measure.

Your Committee has amended this measure by making a technical amendment that clarifies that coverage is excluded for dependent children that are added to their plans more than ten months after the death of active employees or retirees.

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. 2761, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2761, 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. 1425-18 Labor & Public Employment on S.B. No. 2764**

The purpose of this measure is to preserve the Employees' Retirement System's (System) use and control of unclaimed member contributions and benefit payment. This measure provides for forfeiture to the system of accumulated contribution amounts and retirement benefit amounts of members, former members, or former non-vested employees who can not be located by the System at the time of the statutory deadline for payment of benefits or return of accumulated contributions. This measure also preserves the right of members, former members, and former employees to apply for and receive the benefit or contribution amount to which they are entitled after forfeiture.

The Board of Trustees of the Employees' Retirement System supported this measure.

Your Committee has amended this measure by changing its effective date to January 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 S.B. No. 2764, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2764, 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. 1426-18 Labor & Public Employment on S.B. No. 2766**

The purpose of this measure is to reduce and control the unfunded liability of the State's Employees' Retirement System (ERS) and to prevent future retirement contribution increases by clarifying that benefits for accidental death and service-connected disability benefits are limited to members who are beneficiaries of the trust.

The Board of Trustees of the ERS supported this measure.

Your Committee has amended this measure by:

- (1) Changing its 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2766, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2766, 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. 1427-18 Labor & Public Employment on S.B. No. 2767**

The purpose of this measure is to amend provisions that specify the method of purchasing additional service credits by pre-tax contribution to ensure that the tax-qualified status of the Employees' Retirement System is maintained under the federal Internal Revenue Code.

The Board of Trustees of the Employees' Retirement System supported this measure.

Your Committee has amended this measure by changing its effective date to January 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. 2767, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2767, 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. 1428-18 Labor & Public Employment on S.B. No. 2913**

The purpose of this measure is to ensure that delegated procurement officers and procurement contracting workforce receive increased training by requiring that a mandatory training and development program be completed prior to participating or authorizing any procurement and a mandatory review training every three years thereafter. This measure also requires each chief procurement officer, executive department head, and deputy to attend a mandatory fundamental training within 90 days of being appointed.

The Hawai'i Procurement Institute supported this measure. The Department of Human Resources Development opposed this measure. The State Procurement Office provided comments.

Your Committee has amended this measure by:

- (1) Requiring all department and governmental agencies to track and maintain a record of their employees' training to ensure compliance; and
- (2) Changing the effective date to January 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 S.B. No. 2913, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2913, 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. 1429-18 Labor & Public Employment on S.B. No. 2914**

The purpose of this measure is to ensure accountability and transparency with government contracts by requiring any governmental body that enters into a contract that is exempt from the State Procurement Code pursuant to section 103D-102(b), Hawaii Revised Statutes, to report that contract to the State Procurement Office and Legislature.

The State Procurement Office offered 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 S.B. No. 2914, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2914, 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. 1430-18 Labor & Public Employment/Public Safety on S.B. No. 3079**

The purpose of this measure is to increase staff and resources for the Department of Public Safety's (DPS) Sheriff Division on the island of Hawaii by:

- (1) Establishing one full-time equivalent permanent lieutenant position in the Kona unit of the Sheriff Division within the DPS; and
- (2) Appropriating funds for the initial six-month hiring period and for one-time costs for the purchase of position-related uniforms and equipment, with the condition that funds for the position be included and requested within the DPS's base budget for subsequent years at a rate equivalent to the base salary for the position as determined by the DPS.

The Judiciary, DPS, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and a concerned individual supported this measure.

Your Committees have amended this measure by:

- (1) Adding the substantive provisions of House Bill No. 2383, H.D. 1, which was heard and recommended for passage by the Committees on Labor & Public Employment and Public Safety earlier this session and establishes statutory authorization for special duty employment, commonly referred to as special duty services, by deputy sheriffs;
- (2) Changing the one full-time equivalent position established for the Kona unit to an unspecified number; and
- (3) Changing the effective date to January 1, 2050, to facilitate further discussion.

Should the Committee on Finance deliberate on this measure further, your Committees respectfully request that it consider appropriating \$46,319 for fiscal year 2018-2019 for the lieutenant position.

As affirmed by the records of votes of the members of your Committees on Labor & Public Employment and Public Safety that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 3079, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 3079, S.D. 1, 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.  
Public Safety: Ayes, 4. Noes, none. Excused, 3 (Ing, Say, Thielen).

**SCRep. 1431-18 Intrastate Commerce on S.B. No. 2201**

The purpose of this measure is to rename the State Board of Chiropractic Examiners, Board of Dental Examiners, Board of Examiners in Optometry, and Board of Veterinary Examiners as the Hawaii Board of Chiropractic, Board of Dentistry and Dental Hygienists, Hawaii Board of Optometry, and Hawaii Board of Veterinary Medicine, respectively, to more accurately reflect their scope and duties.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and numerous concerned individuals supported the measure. The Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs, Board of Dental Examiners, and Hawaii Dental Hygienists' Association submitted comments.

Your Committee has amended this measure by:

- (1) Renaming the Board of Dental Examiners as the Board of Dentistry;
- (2) Changing its effective date to July 1, 3000, 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 Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2201, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2201, 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, 3 (Fukumoto, Tokioka, Woodson).

**SCRep. 1432-18 Intrastate Commerce on S.B. No. 2297**

The purpose of this measure is to extend the sunset date of Act 65, Session Laws of Hawaii 2013, from 2018 to 2023, which will extend the limited exemption to electrician licensing requirements for certain individuals who are not licensed in the State but who are contracted by an electric utility and deemed qualified by the utility to work with high voltage (600 volts or higher).

The State Department of Defense; Board of Electricians and Plumbers; Hawaiian Electric Company, Inc.; Hawaii Electric Light Company, Inc.; Maui Electric Company, Limited; and The Chamber of Commerce Hawaii supported this measure. The International Brotherhood of Electrical Workers Local Union 1186 opposed 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 Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2297, 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. 2297, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (Tokioka). Noes, none. Excused, 4 (Fukumoto, Ito, LoPresti, Ward).

**SCRep. 1433-18 Intrastate Commerce on S.B. No. 2647**

The purpose of this measure is to provide an applicant for mental health counselor licensure with more flexibility in completing the required practicum experience hours by permitting the completion of the requisite number of practicum experience hours within two academic terms instead of requiring a minimum number of practicum experience hours per academic term.

The Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs; Case Management Works Hi. Inc.; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i; and several concerned individuals supported this measure. The Maui Service Area Board on Mental Health and Substance Abuse of the Department of Health opposed 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 Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2647, 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. 2647, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 4 (Fukumoto, Ito, LoPresti, Ward).

**SCRep. 1434-18 Intrastate Commerce on S.B. No. 2799**

The purpose of this measure is to allow licensed dental hygienists to practice under the general supervision of any licensed dentist providing dental services in a public health setting.

The Department of Health, Hawaii Dental Service, Hawaii Medical Service Association, Hawaii Dental Hygienists' Association, Hawai'i Primary Care Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Dental Association, Hawaii Children's Action Network, and many individuals supported this measure. The Board of Dental Examiners provided comments.

Your Committee has amended this measure by:

- (1) Defining the term "general supervision" to mean the supervising licensed dentist is available for consultation and shall be responsible for all delegated acts and procedures performed by a licensed dental hygienist;
- (2) Clarifying that a licensed dental hygienist under the general supervision of a licensed dentist employed in a public health setting may perform x-rays if indicated;
- (3) Clarifying that a licensed dental hygienist is required to refer individuals who are seen in a public health setting to a dental facility for further dental care;
- (4) Changing its effective date to July 1, 3000, 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 Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2799, S.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. 2799, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 4 (Fukumoto, Ito, LoPresti, Ward).



**SCRep. 1435-18 Intrastate Commerce on S.B. No. 2931**

The purpose of this measure is to amend the ethics continuing education requirement for dentists to require six hours of ethics training within each biennial renewal period instead of three hours annually.

The Board of Dental Examiners, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Dental Association, and many individuals testified in support of this measure.

Your Committee has amended this measure by 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 Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2931, S.D. 1, 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. 2931, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 4 (Fukumoto, Ito, LoPresti, Ward).

**SCRep. 1436-18 Intrastate Commerce on S.B. No. 2926**

The purpose of this measure is to require the Board of Dental Examiners to adopt rules to establish a regulatory structure for the regulation of dental assistants in Hawaii.

The Board of Dental Examiners, Hawaii Dental Hygienists' Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Dental Association, and numerous individuals testified in support of this measure.

Your Committee has amended this measure by 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 Intrastate Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2926, S.D. 1, 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. 2926, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 4 (Fukumoto, Ito, LoPresti, Ward).

**SCRep. 1437-18 Higher Education on S.B. No. 2320**

The purpose of this measure is to establish an undergraduate Health Sciences Academy to be administered by the University of Hawaii-West Oahu and John A. Burns School of Medicine to increase recruitment and retention of native Hawaiian, Pacific Islander, and first-generation college students. This measure also requires the University of Hawaii-West Oahu to submit a report to the Legislature regarding educational outcomes and appropriate funds.

The University of Hawai'i System, The Queen's Health Systems, Kamehameha Schools, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and many concerned individuals testified in support of this measure. The Department of Health and Department of Human Services testified in support of the intent of this measure. The Ka Lāhui Hawaii Political Action Committee testified in support of this measure with amendments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2112, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

While this measure is laudable, your Committee feels that it may be better to insert it in the Executive Supplemental Budget to help support the program and the attraction of qualified candidates.

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. 2320, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2320, 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, 4 (Creagan, Ing, Onishi, Quinlan).

**SCRep. 1438-18 Higher Education on S.B. No. 2075**

The purpose of this measure to support the growth and sustainability of the local agriculture industry by appropriating funds for three full-time equivalent (3.0 FTE) positions and operating expenses of the Sustainable and Organic Agriculture Program administered by the University of Hawai'i College of Tropical Agriculture and Human Resources.

The University of Hawai'i System, Department of Agriculture, Hawaii Farm Bureau, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and several individuals supported this measure. The Kihei Community Association supported this measure with amendments.

Your Committee has amended this measure by changing its effective date to July 1, 2112, to encourage further discussion.

Your Committee notes that the title of this measure may be too narrow and may prevent other kinds of agriculture from being considered. Your Committee further notes that it may be better for the proponents to work to include the appropriation made by this measure in the Executive Supplemental Budget instead.

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. 2075, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2075, 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, 4 (Creagan, Ing, Onishi, Quinlan).

**SCRep. 1439-18 Higher Education on S.B. No. 2833**

The purpose of this measure is to authorize the University of Hawai'i to issue \$100,000,000 in revenue bonds for the purpose of financing the construction and maintenance of qualifying capital improvement projects.

The University of Hawai'i, University of Hawai'i Student Caucus, University of Hawai'i Alumni Association, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing the revenue bond authorization and appropriation amounts, respectively, to unspecified amounts; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Should the Committee on Finance deliberate this measure further, you Committee on Higher Education respectfully requests that it consider providing revenue bond authorization and appropriation amounts, respectively, of \$100,000,000 for the purpose of financing the construction and maintenance of qualifying capital improvement projects.

Your Committee appreciates the concerns raised that the University of Hawai'i's authority to issue revenue bonds may have an impact on student tuition costs. However, your Committee also notes that there was strong support from many individuals for the need to finance a multitude of small repairs and maintenance improvements necessary at all of the campuses within the University of Hawai'i System that will benefit students, teachers, and the administration alike. In response to the concerns of fiscal oversight, your Committee notes that there are safeguards contained within this measure as the Board of Regents may only issue revenue bonds with the approval of both the Governor and the Legislature.

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. 2833, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2833, 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, 3 (Ing, Onishi, Quinlan).

**SCRep. 1440-18 Higher Education/Veterans, Military, & International Affairs, & Culture and the Arts on S.B. No. 3037**

The purpose of this measure is to increase international study opportunities for University of Hawaii students by appropriating funds for the Office of International Affairs of the Department of Business, Economic Development and Tourism to fund, by grant, one or more programs sponsored or organized by a University of Hawaii campus to implement international college experiences for University of Hawaii students.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i and a concerned individual supported the measure. The University of Hawaii; Department of the Attorney General; Department of Business, Economic Development and Tourism; and a concerned individual submitted comments.

Your Committees have amended this measure by replacing its contents with the substance of H.B. No. 2604, H.D. 2. Specifically, the measure was amended by:

- (1) Appropriating an unspecified amount for the University of Hawaii, in collaboration with the Department of Business, Economic Development and Tourism, to fund one or more programs sponsored or organized by the University of Hawaii community colleges or a four-year campus to implement international college experiences for Hawaii students enrolled at a University of Hawaii campus;
- (2) Requiring the University of Hawaii to submit a report of its findings and recommendations to the Legislature no later than 20 days prior to the convening of the Regular Session of 2019, including identifying which University of Hawaii campuses are participating in the programs described in paragraph (1);
- (3) Changing its effective date to July 1, 2112, to encourage 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 Higher Education 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. 3037, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 3037, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Higher Education: Ayes, 9. Noes, none. Excused, 2 (Ing, Quinlan).

Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 6. Noes, none. Excused, 4 (Fukumoto, Cachola, Choy, Woodson).

**SCRep. 1441-18 Higher Education on S.B. No. 2049**

The purpose of this measure is to appropriate funds to the University of Hawaii Cancer Center to determine the reasons that Hawaii has the highest incidence of liver and bile duct cancer in the country.

The University of Hawaii Cancer Center, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, American Cancer Society Cancer Action Network, and numerous concerned individuals testified in support of this measure.

Your Committee has amended this measure by requiring that the appropriation be matched on a one-to-one basis by federal funds.

Although the intent of this measure is laudable, your Committee is concerned that the appropriation request did not flow through the regular channels of governance at the University of Hawaii. However, because this study has been afforded private grant opportunities, it is worthy of state support and requiring a one-to-one matching requirement from federal funds would augment the moneys appropriated by this measure. Your Committee further notes that the proponents of this measure may wish to work to include the appropriation contained in this measure in the Executive Supplemental Budget instead.

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. 2049, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2049, 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, 4 (Creagan, Ing, Onishi, Quinlan).

**SCRep. 1442-18 Higher Education on S.B. No. 48**

The purpose of this measure is to:

- (1) Appropriate funds for the Hawaii Technology Development Corporation to continue providing incubation services for businesses in the State; and
- (2) Request that the Department of Accounting and General Services locate a new site to which the Hawaii Technology Development Corporation may relocate that would allow for the continued provision of incubation services to businesses in the State.

The Department of Business, Economic Development and Tourism, Hawaii Technology Development Corporation, The Chamber of Commerce Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and two individuals supported this measure. The Department of Accounting and General Services provided comments.

Your Committee has amended this measure by requiring the University of Hawaii and the Department of Accounting and General Services to work with the Hawaii Technology Development Corporation in its relocation and transition to its new site.

Should the Committee on Finance deliberate on this measure further, your Committee on Higher Education respectfully requests that it consider appropriating \$1,100,000 for the Hawaii Technology Development Corporation to continue providing incubation services to businesses in the State.

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. 48, S.D. 3, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 48, S.D. 3, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Ing, Quinlan).

**SCRep. 1443-18 Economic Development & Business/Water & Land on S.B. No. 1177**

The purpose of this measure is to provide a solution for Hawaii's farmers to farm agricultural land and share agricultural infrastructure and other resources in an economically viable way, while establishing greater accountability to ensure proper land use, by establishing common interest agricultural communities.

Aloun Farms testified in support of this measure. The Office of Planning and Department of Agriculture testified in opposition to this measure. The Department of Commerce and Consumer Affairs and Department of Planning and Permitting of the City and County of Honolulu provided comments.

Your Committees find that it is important to preserve agricultural lands for agricultural purposes and that allowing for the establishment of common interest agricultural communities is one way to accomplish this, as well as to increase Hawaii's food sustainability through smaller farm production. However, your Committees note that concerns were raised at the public hearing as to whether allowing use of agricultural land for common interest agricultural communities may be used to create gentleman farms or transient vacation rental type operations where minimal agricultural production takes place. Your

Committees also note that concerns were raised regarding enforcement issues if common interest agricultural communities were permanently allowed to be established without first determining whether the creation of such communities is viable or worthwhile. While your Committees understand these concerns, your Committees find that the concept of common interest agricultural communities is worthwhile and deserves further consideration.

Noting the concerns raised, your Committees have amended this measure by, among other things:

- (1) Establishing a five-year Leasehold Common Interest Agricultural Community Pilot Program (Pilot Program) to be administered by the Department of Agriculture rather than statutorily allowing for the establishment of common interest agricultural communities where land may be held in fee simple;
- (2) Requiring the Department of Agriculture to select state-owned lands under the jurisdiction of the Department to use to establish the Pilot Program and, at a minimum, establish three leasehold common interest agricultural community projects on selected lands;
- (3) Requiring that lands in the Pilot Program be leased rather than allowing for the lease or sale of the land;
- (4) Requiring county review of leasehold common interest agricultural community projects to ensure and verify that the projects meet all applicable state laws and county ordinances, as well as the requirements of the Pilot Program;
- (5) Requiring the developer of a leasehold common interest agricultural community project to work with the county fire department to develop emergency access and fire safety plans for the project;
- (6) Explicitly authorizing county agencies charged with the administration of land use and county zoning ordinances to conduct inspections of a leasehold common interest agricultural community project, or a farm parcel or parcels within a project, for conformance to state laws, county ordinances, and the requirements of the Pilot Program, and requiring the developer or farm parcel lessee to pay a maximum of \$500 for the inspection;
- (7) Specifying that the association of farm lessees be named the Farm Parcel Lessees' Association;
- (8) Repealing the Pilot Program on June 30, 2023;
- (9) Changing its effective date to July 1, 2112, to facilitate further discussion; and
- (10) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Economic Development & Business and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1177, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1177, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Economic Development & Business: Ayes, 6; Ayes with Reservations (Matsumoto). Noes, none. Excused, 1 (Johanson).

Water & Land: Ayes, 6; Ayes with Reservations (Thielen). Noes, none. Excused, 2 (Lowen, McKelvey).

#### **SCRep. 1444-18 Economic Development & Business on S.B. No. 2904**

The purpose of this measure is to continue to diversify Hawaii's economy and assist Hawaii's small businesses in advancing technology and developing new products by appropriating funds to support and sustain the Small Business Innovation Research Program operated by the Hawaii Technology Development Corporation.

The Chamber of Commerce Hawaii, Hawaii Food Industry Association, Oceanit, Makai Ocean Engineering, Inc., Smart Yields, Ag Matters, Marine Genetics, AlgorithmHub, Inc., Referentia Systems Incorporated, Spectrum Photonics, Hawaii Evolutionary Development, LLC, Nalu Scientific, LLC, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and a concerned individual testified in support of this measure. The Hawaii Technology Development Corporation testified in support of the intent of 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 Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2904, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2904, 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, 1 (Johanson).

#### **SCRep. 1445-18 Economic Development & Business on S.B. No. 2705**

The purpose of this measure is to assist the State and county governments in undertaking certain capital improvement projects in a more cost-effective and efficient manner by:

- (1) Establishing the Office of Public-Private Partnership within the Department of Business, Economic Development and Tourism (DBEDT) to support State and county agencies in the use of best practices in contracting for public-private partnerships;
- (2) Authorizing DBEDT to establish and fill five full-time equivalent State public-private partnership coordinator positions; and

- (3) Appropriating funds for the establishment and operations of the Office of Public-Private Partnership and the hiring of five public-private partnership coordinators.

The Stadium Authority, Ho‘omana Pono, LLC, and Ho‘omanapono Political Action Committee testified in support of this measure. The Department of Transportation, Building Industry Association of Hawaii, and The Chamber of Commerce Hawaii testified in support of the intent of this measure. The American Civil Liberties Union of Hawai‘i, Young Progressives Demanding Action – Hawai‘i, Community Alliance on Prisons, United Public Workers, AFSCME, Local 646, AFL-CIO, Hawai‘i Justice Coalition, Common Cause Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i, Ohana Ho‘opakele, LGBT Caucus of the Democratic Party of Hawai‘i, Progressive Democrats of Hawai‘i, and many concerned individuals testified in opposition to this measure. The Office of the Governor, DBEDT, Department of Accounting and General Services (DAGS), Hawaii Housing Finance and Development Corporation, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, and The Drug Policy Forum of Hawaii provided comments.

Your Committee has amended this measure by deleting its contents and replacing it with language contained in H.B. No. 2581, H.D. 2, which was previously heard by your Committee and which also establishes an Office of Public-Private Partnership. Among other things, the amended measure:

- (1) Establishes the Office of Public-Private Partnership within DAGS and places statutory language establishing the Office, duties of the Office, and annual reporting requirements of the Office within the Hawaii Public Procurement Code;
- (2) Allows the Comptroller to appoint a civil service exempt public-private partnership coordinator to administer the Office of Public-Private Partnership;
- (3) Adds specific public-private partnership delivery methods to the Hawaii Public Procurement Code, including related conditions and requirements;
- (4) Requires, as part of the public-private partnership procurement process:
  - (A) The Governor, in the case of a State project, or the mayor, in the case of a county project, to provide initial approval of a recommendation from the head of the purchasing agency to proceed with a public-private partnership; and
  - (B) The Director of Budget and Finance and the Comptroller, in the case of a State project, or the mayor, in the case of a county project, to provide final approval of a recommendation from the head of the purchasing agency to execute a public-private partnership;
- (5) Specifies responsible persons designated to attend meetings and otherwise stay apprised of important events and decisions related to a public-private partnership after initial approval, and in anticipation of final approval, of a public-private partnership;
- (6) Requires, if an operational phase is part of the project delivery, the use of public worker union positions customarily and historically used for such an operation;
- (7) Appropriates funds for establishing the Office of Public -Private Partnership and filling the State Public-Private Partnership Coordinator position and one additional position within DAGS; and
- (8) Changes the effective date of this measure to July 1, 2112.

Additionally, your Committee has amended this measure by inserting language that:

- (1) Requires the Office of Public-Private Partnership to establish requirements for public entities intending to conduct a request for information, pre-qualification, or solicitation of public-private partnerships using the public-private partnership procurement process to notify the Office and DAGS to ensure appropriate application of the public-private partnership procurement process; and
- (2) Prohibits the use of the public-private partnership delivery method for design, maintenance, or operation of community correctional centers, high security correctional facilities, and youth correctional facilities that provide public safety services.

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. 2705, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2705, 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 (Ichiyama).

**SCRep. 1446-18 Economic Development & Business on S.B. No. 2753**

The purpose of this measure is to increase the Small Business Regulatory Review Board's effectiveness in supporting small businesses in Hawaii and ensure that the Board's purview is clearly understood by all small business stakeholders, including state and county agencies, by clarifying the intent of the Board's powers when reviewing state and county administrative rules that impact small business.

The Department of Business, Economic Development and Tourism, Small Business Regulatory Review Board, Ocean Tourism Coalition, Quicksilver Charters, Calypso Charters, Hawaii Farm Bureau, Building Industry Association of Hawaii, The Chamber of Commerce Hawaii, and a concerned individual 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 S.B. No. 2753 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 (Ichiyama).

**SCRep. 1447-18 Economic Development & Business on S.B. No. 2903**

The purpose of this measure is to continue to support Hawaii's manufacturing industry by appropriating funds to the Hawaii Technology Development Corporation to continue their manufacturing development program, as well as for the operations and administration of the program.

The Hawaii Technology Development Corporation, Makai Ocean Engineering, Inc., Hawaii Food Industry Association, Creative, Hyperspective, Kauai Beer Company, Honolulu BeerWorks, Maui Brewing Company, Hawaiian Chip Company, LLC, Hawaii Coffee Company, Raw Dog Brands, Inc., Hawaii Fish Company, Hawaii Farm Bureau, Hawaiian Craft Brewers Guild, Aloha Shoyu Company, Ltd., Lanakila Designs, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, The Chamber of Commerce Hawaii, Maui Chamber of Commerce, Kona Brewing Company, Kauai Island Brewing Company, LLC, and a concerned individual 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 S.B. No. 2903, 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, 1 (Ichiyama).

**SCRep. 1448-18 Economic Development & Business on S.B. No. 2902**

The purpose of this measure is to promote the diversification of Hawaii's economy, particularly in the innovation technology sector, by appropriating funds to the Hawaii Technology Development Corporation to provide grants to software application challenge participants for the development of proofs of concept into prototypes suitable for local and state government use.

The Department of Commerce and Consumer Affairs, Hawaii Technology Development Corporation, Office of Enterprise Technology Services of the City and County of Honolulu, Hawaii Open Data, Transform Hawai'i Government, DevLeague Inc., and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure.

Your Committee has amended this measure by:

- (1) Inserting language requiring the Department of Business, Economic Development and Tourism to conduct a comprehensive review of the 2016-2020 Hawaii Statewide Comprehensive Economic Development Strategy and develop regional economic plans to increase the development of the technology industry, including plans to attract, establish, or expand technology sector jobs, in both urban and rural areas of each county; 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 S.B. No. 2902, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2902, 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 (Johanson, Matsumoto).

**SCRep. 1449-18 Health & Human Services/Housing on S.B. No. 2027**

The purpose of this measure is to support the efforts of the Coordinated Statewide Homeless Initiative to prevent homelessness and provide rapid rehousing services statewide. This measure appropriates funds to the Department of Human Services to continue and improve the Coordinated Statewide Homeless Initiative and requires the Department to contract with a master contractor to manage subcontracts and expenditures for services provided through the Initiative.

Catholic Charities Hawai'i, Aloha United Way, IMUAlliance, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Institute for Human Services, Partners in Care, Hawaii Appleseed Center for Law & Economic Justice, and a concerned individual submitted testimony in support of this measure. The Governor's Coordinator on Homelessness, Department of Human Services, Adult Mental Health Division of the Department of Health, Department of the Attorney General, and State Procurement Office provided comments.

Your Committees have amended this measure by:

- (1) Changing the administrative fees that the master contractor may retain to be up to fifteen percent of the total amounts paid under the master contract between the master contractor and subcontractors;
- (2) Changing the effective date to July 1, 3000, to encourage further discussion; and

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

Your Committees note that in addition to the amendments that were adopted, the Department of the Attorney General also proposed:

- (1) Including fiscal accountability safeguards that address upfront payment accountability measures, or alternatively, requiring incremental payments to the master contractor; and
- (2) Deleting the provision exempting subcontracts entered into by the master contractor from statutory grant and State Procurement Code requirements.

Your Committees request that the State Procurement Office and the Department of the Attorney General collaborate to provide clear and consistent language related to "procurement" to your Committees on Health & Human Services, Housing, and Finance.

As affirmed by the records of votes of the members of your Committees on Health & Human Services and Housing that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2027, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2027, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
 Health & Human Services: Ayes, 5. Noes, none. Excused, none.  
 Housing: Ayes, 4. Noes, none. Excused, 3 (Aquino, Quinlan, McDermott).

**SCRep. 1450-18 Health & Human Services on S.B. No. 222**

The purpose of this measure is to benefit individuals who use medically necessary devices, drugs, and supplies by:

- (1) Exempting the sales of mobility enhancement equipment, durable medical equipment, prescription drugs sold pursuant to a doctor's prescription, diabetic supplies, prosthetic devices, medical oxygen, and human blood and its derivatives from the general excise tax; and
- (2) Expanding the definition of "prosthetic devices" to include devices that are worn on the body.

The Disability and Communication Access Board, Hawaii Chapter of the American Physical Therapy Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and an individual supported this measure. The Department of Taxation and Tax Foundation of Hawaii offered comments on this measure.

If this measure progresses through the legislative process, your Committee respectfully requests that the Department of Taxation estimate the effect the exemption would have on tax revenue.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 222, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 222, 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, none. Excused, 1 (Tupola).

**SCRep. 1451-18 Health & Human Services on S.B. No. 122**

The purpose of this measure is to entitle designated family members and other interested persons of a person having a mental health emergency to be notified of certain procedures and actions; the option to be present in the courtroom for a hearing on a petition for involuntary hospitalization or assisted community treatment; and the option to receive copies of hearing transcriptions or recordings.

The Hawaii Disability Rights Center and Hawaii Substance Abuse Coalition supported this measure. The Department of Health and Department of the Attorney General provided comments.

Your Committee notes that there were concerns raised to ensure that this measure is in compliance with the requirements of the Health Insurance Portability and Accountability Act of 1996 (HIPAA).

Your Committee has amended this measure by:

- (1) Clarifying that the notice requirement provisions for assisted community treatment are consistent with the notice requirements when an individual is transported or admitted to a hospital;
- (2) Requiring the Auditor to conduct an audit of the Adult Mental Health Division of the Department of Health and submit a report on the audit to the Legislature;
- (3) Changing the effective date to July 1, 3000, 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 Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 122, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 122, 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, none.

**SCRep. 1452-18 Economic Development & Business on S.B. No. 3058**

The purpose of this measure is to promote the revitalization and redevelopment of certain public lands that have become dilapidated, obsolete, or deteriorated over time. Specifically, this measure:

- (1) Establishes a ten-year pilot project for the redevelopment of the Kanoelehua Industrial Area and Banyan Drive region of the Island of Hawaii and establishes and implements guidelines for the redevelopment of the Kanoelehua Industrial Area and Banyan Drive region that will:
  - (A) Define the policies for the management of public lands in the designated area;
  - (B) Establish a plan for the designated area, including district-wide improvements, that is coordinated with state and county land use and planning policies; and
  - (C) Implement asset and property management concepts that can optimize income from the properties and evolve in response to changing principles of property administration;
- (2) Appropriates funds for the establishment of the pilot project, and associated costs; and
- (3) Modifies certain public land lease restrictions.

Pacific Resource Partnership testified in support of the intent of this measure. The Department of the Attorney General, Department of Land and Natural Resources, Office of Hawaiian Affairs, League of Women Voters, Common Cause Hawaii, and General Contractors Association of Hawaii testified in opposition to this measure. The Mayor of the County of Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Clarifying that the pilot project is applicable to two distinct and separate areas that include the Banyan Drive region and the Kanoelehua Industrial Area;
- (2) Labeling the Banyan Drive region as a "redevelopment district" and the Kanoelehua Industrial Area as a "designated district" to clarify the separation of redevelopment plans for each area;
- (3) Specifying that the Banyan Drive region shall be established as a redevelopment district until June 30, 2028, and the Kanoelehua Industrial Area as a designated district until June 30, 2028;
- (4) Adding the optimal use of public lands for the economic, environmental, and social benefit of the people of Hawaii as a guideline that should be established and implemented in the pilot project in the areas of the redevelopment and designated districts;
- (5) Substituting knowledge, experience, and expertise in historical matters for knowledge, experience, and expertise in recreational matters as one of the criteria for selection of the public members to the planning committee for the redevelopment district and designated district;
- (6) Requiring the District Administrator appointed by the planning committee to be approved by the Board of Land and Natural Resources;
- (7) Requiring the planning committee to hold meetings that are open to the public and livestreamed;
- (8) Specifying that the position of District Administrator shall cease to exist on June 30, 2028;
- (9) Removing the authority of the planning committee to renew or renegotiate leases, or reduce or waive lease rents, and instead authorizing the committee to recommend those actions to the Board of Land and Natural Resources;
- (10) Specifying that any contracts for construction work entered into by the committee shall require adherence to wage and hour for public works requirements;
- (11) Deleting the authority of the planning committee to enter into a redevelopment agreement with a developer or developers for any project contained in a redevelopment plan;
- (12) Deleting language modifying certain general public land lease restrictions contained in section 171-36, Hawaii Revised Statutes, and instead inserting language modifying certain public land lease restrictions, terms, and conditions applicable to lessees with limited time remaining on their lease term, including by increasing the period of time when a lessee may seek renewal of their lease from ten years to twenty years from the term of the original lease; and
- (13) Making technical, nonsubstantive amendments for clarity, consistency, and style.



Your Committee notes that questions were raised regarding the applicability of Hawaii's prevailing wage law on public works projects to privately funded projects on public lands that are leased. Should the Committee on Finance deliberate this measure further, your Committee respectfully requests that it look at whether it is necessary to provide clarification to these questions of the applicability of Hawaii's prevailing wage law.

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. 3058, 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. 3058, S.D. 2, H.D. 2.

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

**SCRep. 1453-18 Consumer Protection & Commerce on S.B. No. 3104**

The purpose of this measure is to better manage costs and access to prescription drugs through increasing transparency and regulations. Specifically, this measure:

- (1) Establishes requirements for pharmacy benefit managers and maximum allowable cost, including by authorizing pharmacies to receive comprehensive maximum allowable cost lists and bring complaints within the purview of the Department of Commerce and Consumer Affairs, rather than the Department of Health;
- (2) Requires pharmacy benefit managers to disclose where an equivalent drug can be obtained at or below the maximum allowable cost when a maximum allowable cost is upheld on appeal;
- (3) Allows contracting pharmacies to reverse and rebill claims if the pharmacy benefit manager establishes a maximum allowable cost that is denied on appeal; provided that the pharmacy benefit manager shall pay the cost difference to the contracting pharmacies; and
- (4) Prohibits a contracting pharmacy from disclosing the maximum allowable cost list and related information to any third party.

Times Pharmacy, Weinstein Pharmacy, Pharmacare Hawaii, bb inc, Shiigi Drug Company, Inc., KTA Super Stores, Times Supermarket Pharmacy, Waimanalo Pharmacy Inc, Kamehameha Pharmacy, Hawaii Pharmacists Association, Ululani Pharmacy, National Community Pharmacists Association, Molokai Drugs, Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and many concerned individuals testified in support of this measure. The Hawaii Medical Service Association and CVS Health testified in opposition to this measure. The Insurance Division of the Department of Commerce and Consumer Affairs and The Queen's Health Systems provided comments.

Your Committee has amended this measure by inserting language:

- (1) Defining a "contracting pharmacy";
- (2) Allowing a contracting pharmacy or pharmacist to provide an insured information regarding the amount of the insured's cost share for a prescription drug; and
- (3) Prohibiting a pharmacy benefits manager from penalizing a contracting pharmacy or pharmacist for discussing any allowable information regarding the insured's cost share of prescription drugs or for selling a lower priced prescription drug to the insured if one is available.

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. 3104, 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. 3104, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 8; Ayes with Reservations (Say). Noes, none. Excused, 3 (Johanson, LoPresti, Mizuno).

**SCRep. 1454-18 Consumer Protection & Commerce on S.B. No. 2646**

The purpose of this measure is to reduce the public's access to Schedule II, III, or IV controlled substances by:

- (1) Requiring a prescriber to consult the States Electronic Prescription Accountability System before writing a prescription for the controlled substance in a quantity equaling a supply of seven days or longer; and
- (2) Specifying that a prescriber's failure to consult the Electronic Prescription Accountability System under certain conditions may result in professional discipline of the prescriber.

The Department of Public Safety, Department of Health, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Hawaii Medical Service Association provided testimony in support of this measure. The American Society of Clinical Oncology, Hawaii Society of Clinical Oncology, Hawaii Society of Pain Physicians, and Hawaii Substance Abuse Coalition provided comments on this measure.

Your Committee has amended this measure by:

- (1) Exempting for prescriptions for continuous or prolonged treatment of a patient; provided that the prescriber consults the Electronic Prescription Accountability System at least once every six months; and

- (2) Authorizing a requesting prescriber's delegate to receive requested records.

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. 2646, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Judiciary in the form attached hereto as S.B. No. 2646, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Johanson, LoPresti, Mizuno).

**SCRep. 1455-18 Education on S.B. No. 2368**

The purpose of this measure is to:

- (1) Require the Department of Education to establish a Sexual Abuse Prevention Education Program (Program) to be implemented beginning with the 2019-2020 School Year to educate public school students on sexual abuse prevention, provide relevant training to school teachers and staff, and inform parents and guardians about important child sexual abuse topics; and
- (2) Appropriate funds for implementation of the Program.

The Hawai'i State Commission on the Status of Women; Hawaii State Teachers Association; Hawai'i State Democratic Women's Caucus; Hawaii Youth Services Network; YWCA Hawai'i Island; YWCA O'ahu; Family Programs Hawaii; Parents And Children Together; American Association of University Women in Hawai'i; The Sex Abuse Treatment Center of Kapi'olani Medical Center for Women & Children; Planned Parenthood Votes Northwest and Hawaii; Safe Keiki Project; Domestic Violence Action Center; Save Medicaid Hawaii; IMUAlliance; Healthy Mothers Healthy Babies Coalition of Hawai'i; Hawaii Children's Action Network; Hawaii Women's Coalition; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i; and several individuals supported this measure. The Department of Education provided comments on this measure.

Your Committee has amended this measure by:

- (1) Deleting the requirement that implementation of the Program include age-appropriate curriculum that involves students as active learning participants, through such methods as discussion, modeling, and role playing; 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. 2368, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2368, S.D. 2, 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 (Creagan, McKelvey).

**SCRep. 1456-18 Education on S.B. No. 2383**

The purpose of this measure is to facilitate the recruitment and retention of qualified education professionals in the State by:

- (1) Authorizing payment of incentive bonuses through the National Certification Incentive Program within the Department of Education to school psychologists who have achieved national certification;
- (2) Amending provisions for payment of incentive bonuses to teachers and school psychologists at targeted, high-turnover, and hard-to-fill schools, including schools that have improved so as to lose their designation;
- (3) Excluding payment of bonuses and other compensation beyond regular wages from the general fund per-pupil funding calculation and from facilities funding and requiring separate budget line-items for such payments; and
- (4) Appropriating funds to pay for bonuses for public school teachers, public charter school teachers, and school psychologists.

The State Public Charter School Commission and a few individuals supported this measure. The Department of Budget and Finance, Department of Education, Hawaii State Teachers Association, and Hawai'i Association of School Psychologists 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 Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2383, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2383, S.D. 2, 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 (Creagan, McKelvey).

**SCRep. 1457-18 Agriculture/Labor & Public Employment on S.B. No. 3030**

The purpose of this measure is to address Hawaii's shortage of qualified teachers of the whole farm system approach to agriculture that improves food security and self-sufficiency by:

- (1) Establishing within the Department of Agriculture a Farmer Apprentice Mentoring Program that teaches farmers about methods to improve soil health by using the whole farm system approach to agriculture; and
- (2) Appropriating funds for the Farmer Apprentice Mentoring Program.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i and two concerned individuals supported this measure. The Department of Agriculture, University of Hawaii College of Tropical Agriculture and Human Resources, and Hawai'i Farm Bureau commented on this measure.

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

As affirmed by the records of votes of the members of your Committees on Agriculture and Labor & Public Employment that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 3030, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 3030, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Agriculture: Ayes, 6. Noes, none. Excused, 1 (Ing).

Labor & Public Employment: Ayes, 7. Noes, none. Excused, none.

**SCRep. 1458-18 Agriculture on S.B. No. 2168**

The purpose of this measure is to provide incentives to the counties to comply with their statutory duty to identify and map potential important agricultural lands and make recommendations to the Land Use Commission for designating lands as important agricultural lands by appropriating and allocating specified grants to each county to identify and map important agricultural lands or reimburse the costs incurred by counties that have completed the process.

The Department of Agriculture, Land Use Commission, a Council member of the Kaua'i County Council, Hawai'i State Association of Counties, Hawaii Island Economic Development Board, Hawaii Leeward Planning Conference, Ulupono Initiative, Land Use Research Foundation of Hawaii, Alexander & Baldwin, Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawai'i Farm Bureau, Hawaii Cattlemen's Council, Inc., and a concerned individual supported this measure. The Department of Business, Economic Development and Tourism, Office of Planning, and Mayor of the County of Hawai'i submitted comments on this measure.

Your Committee respectfully requests your Committee on Finance consider the concerns of the Mayor of Hawai'i County relating to the funding and time constraints to identify and map important agricultural lands and take any actions deemed appropriate. Further, it is not the intent of your Committee that this measure have any impact on the amount of Transient Accommodations Tax revenues allocated to the counties.

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. 2168, 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 (Gates, Ing).

**SCRep. 1459-18 Agriculture on S.B. No. 3087**

The purpose of this measure is to improve the quality and marketability of Hawaiian papayas by appropriating funds to the Agribusiness Development Corporation to:

- (1) Identify factors that affect the quality of local papayas; and
- (2) Develop and establish protocols to enhance the marketability of Hawaiian papayas.

The following testified on the measure as received by your Committee: The Agribusiness Development Corporation, Mayor of the County of Hawai'i, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawai'i Farm Bureau, and a concerned individual supported this measure. The Department of Agriculture commented on this measure.

Your Committee prepared a proposed House Draft No. 1 of this measure, posted notice of the hearing on the proposed draft, made the proposed draft available, and took testimony on the proposed draft. The following testified on the proposed House Draft No. 1: The Department of Agriculture and Agribusiness Development Corporation opposed the proposed measure. The Hawaii Farm Bureau commented on the proposed measure.

The proposed House Draft No. 1 amends the measure as received by your Committee by adding a Part II which requires the Auditor to conduct a management and financial audit of the Agribusiness Development Corporation and submit its findings and recommendations to the Legislature prior to the convening of the Regular Session of 2020.

After careful consideration, your Committee adopted proposed House Draft No. 1, with amendments that revised the purpose of the appropriation. The amended measure appropriates funds for the Agribusiness Development Corporation to fund the United States Department of Agriculture Pacific Basin Agricultural Research Center's efforts to address the following concerns and issues of the Hawaii Papaya Industry Association:

- (1) Identifying factors that affect the quality of local papayas;
- (2) Developing and establishing protocols to enhance the marketability of Hawaiian papayas; and
- (3) Working with the Hawaii Papaya Industry Association member exporters to follow the flow of fruit from Hawaii fields through the treatment and packing process to the customer to identify the problems and areas that need attention, improvement, and further 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 S.B. No. 3087, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3087, 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, 1 (Say). Excused, 2 (Gates, Ing).

**SCRep. 1460-18 Health & Human Services on S.B. No. 2567**

The purpose of this measure is to establish a Cesspool Upgrade Task Force within the Department of Health to consider and recommend means by which the Department of Health can ensure that cesspools on properties that are within priority upgrade areas are converted to more environmentally-responsible waste treatment systems or connected to sewer systems within fifteen years.

The County Of Hawaii Department of Environmental Management, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and several concerned individuals submitted testimony in support of this measure. Several concerned individuals submitted testimony in opposition. The Department of Health and O'ahu Chapter of the Surfrider Foundation submitted comments.

Your Committee has amended this measure by:

- (1) Replacing the Cesspool Upgrade Task Force with a Cesspool Conversion Working Group which shall develop a comprehensive plan for cesspool conversion statewide by 2050 and provide an interim report to the Legislature no later than December 31, 2019 and a final report no later than twenty days prior to the 2021 legislative session;
- (2) Requiring the University of Hawaii Water Resources Research Center to conduct a comprehensive statewide study of sewage contamination in nearshore marine areas;
- (3) Appropriating funding to the Department of Health for the Cesspool Conversion Working Group and to the University of Hawaii for the comprehensive statewide study of sewage contamination in nearshore marine areas; and
- (4) 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 Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2567, 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. 2567, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, none.

**SCRep. 1461-18 Labor & Public Employment on S.B. No. 2428**

The purpose of this measure is to:

- (1) Prohibit the hiring of a state or county law enforcement officer if the candidate's previous position as a law enforcement officer was terminated while the officer was in poor employment standing; and
- (2) Require background checks for prospective police officers.

Young Progressives Demanding Action - Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and two individuals supported this measure. The Department of Transportation provided comments on this measure.

Your Committee has amended this measure by:

- (1) Deleting from the definition of "poor employment standing," resignation while under investigation, suspension, or during forced administrative desk duty pending investigation; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that a police officer's misconduct is not necessarily determined through collective bargaining or through the legal process and, as such, this measure provides legislative remedies.

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. 2428, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2428, 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. 1462-18 Labor & Public Employment on S.B. No. 2765**

The purpose of this measure is to provide the Board of the Employees' Retirement System (Board) with the flexibility to attract and hire experienced professionals necessary to achieve the System's investment goals by authorizing the Board to hire investment officers and professionals who shall be exempt from civil service and collective bargaining requirements, while allowing current investment specialists the option to remain in their civil service position.

The Employees' Retirement System and University of Hawaii Professional Assembly supported this measure.

Your Committee requests that the Board monitor these civil service exempt investment professional positions to help achieve the System's investment goals, given recent investment personnel events at the Employees' Retirement System.

Your Committee has amended this measure by changing the effective date to January 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 S.B. No. 2765, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2765, 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. 1463-18 Labor & Public Employment/Health & Human Services on S.B. No. 2906**

The purpose of this measure is to establish in statute the position of Governor's Coordinator on Homelessness, which will:

- (1) Establish clear lines of accountability; and
- (2) Increase efficiency by specifying that the Coordinator on Homelessness reports directly to the Governor.

The Department of Land and Natural Resources, Department of Transportation, Mental Health America of Hawai'i, Parents and Children Together, Hawaii Appleseed Center for Law and Economic Justice, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and an individual testified in support of this measure. The Governor's Coordinator on Homelessness, Department of the Attorney General, and Department of Human Services provided comments on this measure.

Your Committees have amended this measure by:

- (1) Removing the requirement for the Governor's Coordinator on Homelessness to be appointed pursuant to section 26-34, Hawaii Revised Statutes, which, among other things, would have required advice and consent of the Senate;
- (2) Changing the full-time equivalent amount for the Governor's Coordinator on Homelessness position to an unspecified amount; and
- (3) Changing its effective date to January 1, 2050, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Labor & Public Employment and Health & Human Services that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2906, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2906, S.D. 1, 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.  
Health & Human Services: Ayes, 3. Noes, none. Excused, 2 (Mizuno, Tupola).

**SCRep. 1464-18 Labor & Public Employment/Health & Human Services on S.B. No. 2244**

The purpose of this measure is to establish safety mechanisms within the workers' compensation system, similar to other areas of state law, to deter opioid abuse by:

- (1) Requiring health care providers in the workers' compensation system who are authorized to prescribe opioids to adopt and maintain policies for informed consent to opioid therapy in circumstances that carry elevated risk of dependency; and
- (2) Establishing limits for concurrent opioid and benzodiazepine prescriptions in the workers' compensation system.

The Department of Human Resources for the City and County of Honolulu and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure. The Department of Health and Department of Labor and Industrial Relations supported the intent of this measure. The Hawaii Substance Abuse Coalition and Work Injury Medical Association of Hawaii provided comments on this measure.

Your Committees have amended this measure by:

- (1) Specifying that the physician shall execute the agreement as soon as the employee's condition improves if the qualifying injured employee is unable to physically or mentally execute the written agreement due to the injury;
- (2) Specifying that the employee shall not be responsible for the payment of the medication prescribed; and
- (3) Changing the effective date to January 1, 2050, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Labor & Public Employment and Health & Human Services that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2244, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2244, 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.  
 Labor & Public Employment: Ayes, 7. Noes, none. Excused, none.  
 Health & Human Services: Ayes, 4. Noes, none. Excused, 1 (Mizuno).

**SCRep. 1465-18 Labor & Public Employment on S.B. No. 2602**

The purpose of this measure is to ensure compliance with the State Procurement Code by executive departments, divisions, and agencies. Specifically, this measure requires:

- (1) The State Procurement Policy Board to conduct annual compliance examinations of procurement contracts that are over \$50,000 of at least two executive departments, divisions, or agencies;
- (2) The State Procurement Policy Board to select any department, division, or agency for a compliance examination to ensure compliance with the State Procurement Code; and
- (3) The State Procurement Office to report its findings to the Legislature.

The State Procurement Office supports the intent of this measure.

Your Committee has amended this measure by:

- (1) Changing the minimum number of executive departments, divisions, or agencies that are required to undergo annual compliance examinations by the State Procurement Policy Board from two to an unspecified number; and
- (2) Changing 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2602, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2602, 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. 1466-18 Labor & Public Employment on S.B. No. 2620**

The purpose of this measure is to reduce government waste and increase government efficiency by repealing the \$10,000 maximum limit on a cash or protest bond that must be posted for a procurement award protest.

The Department of Accounting and General Services and Department of Transportation supported this measure. The State Procurement Office supported the intent of this measure. Robert's Hawaii, Inc. and a concerned individual offered comments.

Your Committee has amended this measure by changing its effective date to January 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. 2620, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2620, 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. 1467-18 Labor & Public Employment on S.B. No. 2397**

The purpose of this measure is to establish a temporary Telecommuting Task Force which shall, among other tasks:

- (1) Develop incentives and recommendations to encourage and expand telecommuting opportunities in the public and private sector;
- (2) Develop a public awareness campaign plan; and
- (3) Study and analyze the telecommuting policies of the federal government and jurisdictions that are similar in size to Hawaii.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. The Department of Human Resources Development and Legislative Reference Bureau offered comments on this measure.

Your Committee has amended this measure by changing its effective date to January 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 S.B. No. 2397, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2397, 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. 1468-18 Labor & Public Employment on S.B. No. 2189**

The purpose of this measure is to provide that a failure of any state or county officer or employee to carry out or comply with the requirements of chapter 801D, Hawaii Revised Statutes, relating to victims' and witnesses' rights in criminal proceedings, shall provide a basis for disciplinary action as may be appropriate by competent authority. This measure also removes protection from civil liability for such a failure or noncompliance by state and county officers and employees.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Ho'omanapono Political Action Committee, Ho'omana Pono, LLC, and several individuals supported this measure. The Office of the Prosecuting Attorney of the County of Kauai, Department of the Prosecuting Attorney of the City and County of Honolulu, and Honolulu Police Department opposed this measure. The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO offered comments on this measure.

Your Committee notes that this measure addresses the impact of state and county employees' conduct on victims of crimes. Your Committee further notes that any further adverse effects and harm to victims outweighs some of the issues raised in testimony and warrants continuing this policy discussion.

Additionally, your Committee notes there were some concerns raised in testimony submitted for the public hearing that warrants further scrutiny. First, testimony stated that the measure would mandate disciplinary action upon an officer or employee who fails to carry out or comply with chapter 801D, Hawaii Revised Statutes (chapter 801D). Should your Committee on Judiciary consider this measure, your Committee requests that it may want to consider drafting language that allows for disciplinary action that accounts for type and severity of actions.

Second, testimony stated that the measure did not provide any procedures and did not identify the appropriate authority responsible for enforcement. Your Committee notes that the federal Crime Victims' Rights Act has a similar immunity provision for federal employees as the one being deleted in this measure. *See* 18 U.S.C. § 3771(d)(6). However, the federal Crime Victims' Rights Act mandates procedures be implemented for compliance by the federal Department of Justice. 18 U.S.C. § 3771(e). Should your Committee on Judiciary consider this measure, your Committee requests that it consider this concern.

As such, your Committee has amended this measure by changing its effective date to January 1, 2050, to promote 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. 2189, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2189, 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. 1469-18 Labor & Public Employment on S.B. No. 2610**

The purpose of this measure is to add the definition of "intern" to the State Ethics Code to clarify that interns are among state employees to whom the State Ethics Code applies.

The Hawaii State Ethics Commission and University of Hawaii supported the intent of this measure.

Your Committee has amended this measure by changing its effective date to January 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 S.B. No. 2610, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2610, 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. 1470-18 Labor & Public Employment on S.B. No. 2691**

The purpose of this measure is to allow boards, under Hawaii's Sunshine Law, to provide a copy of the public notice of a meeting to the Office of the Lieutenant Governor or appropriate county clerk's office via electronic mail.

The Department of Taxation, Hawaii Public Housing Authority, Hawaii Technology Development Corporation, Natural Energy Laboratory of Hawaii Authority, and an individual supported this measure. The Office of Information Practices provided comments.

Your Committee has amended this measure by changing its effective date to January 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. 2691, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2691, 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. 1471-18 Labor & Public Employment on S.B. No. 2196**

The purpose of this measure is to repeal the requirement that the County of Kauai contract with the Kauai Humane Society to provide certain animal services.

The Council Chair for the County of Kauai supported this measure.

Your Committee has amended this measure by:

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

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. 2196, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2196, 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. 1472-18 Labor & Public Employment on S.B. No. 3006**

The purpose of this measure is to provide the State with greater flexibility in its use and application of the Hawaii State Building Code by allowing state projects to be designed and constructed using an alternative code, subject to certain conditions.

The International Association of Plumbing and Mechanical Officials, Plumbing and Mechanical Contractors Association of Hawaii, and an individual opposed this measure. The Department of Accounting and General Services, Department of Land and Natural Resources, Hawaii Laborers Union Local 368, Hawaii Laborers-Employers Cooperation and Education Trust, and Hawai'i Construction Alliance offered comments on this measure.

Your Committee has amended this measure by:

- (1) Inserting the substantive provisions of House Bill No. 2467, H.D. 1, a measure that requires the Legislative Reference Bureau conduct a study on the factors that contribute to the costs of construction projects in the State and appropriates funds for the study;
- (2) Adding that the study shall also examine whether using alternative building codes have negative effects on the the plumbing industry and public health and safety;
- (3) Removing the provisions that allowed state projects to be designed and constructed using alternative codes;
- (4) Specifying that the International Plumbing Code may be used in lieu of the Uniform Plumbing Code for state construction projects, subject to certain conditions;
- (5) Changing the effective date to January 1, 2050, 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3006, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3006, 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. 1473-18 Labor & Public Employment on S.B. No. 2525**

The purpose of this measure is to:

- (1) Establish the East Kapolei Community Development District under the Hawaii Community Development Authority to guide the development of the East Kapolei area;
- (2) Amend the membership of the Hawaii Community Development Authority accordingly; and



- (3) Require the Hawaii Community Development Authority to establish a plan by January 1, 2020, to return planning, zoning, and infrastructure development responsibilities for the Kakaako Community Development District to the City and County of Honolulu, which shall occur on July 1, 2024.

Ho'omanapono Political Action Committee, Ho'omana Pono, LLC, and an individual supported this measure. Kaka'ako United, O'ahu Island Parks Conservancy, Hawaii's Thousand Friends, Kanehili Cultural Hui, Kaka'ako Makai Community Planning Advisory Council, and several individuals opposed this measure. The Hawaii Community Development Authority, Department of Planning and Permitting of the City and County of Honolulu, and Howard Hughes Corporation offered comments on this measure.

Your Committee has amended this measure by changing its effective date to January 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 S.B. No. 2525, 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. 2525, S.D. 2, H.D. 2.

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

**SCRep. 1474-18 Intrastate Commerce/Education on S.B. No. 2925**

The purpose of this measure is to improve access to services for individuals who would benefit from behavioral analysis services and interventions by:

- (1) Clarifying the licensing exemptions for specified individuals under certain conditions who provide behavior analysis services;
- (2) Requiring the Department of Education to create and implement a plan to provide Medicaid-billable applied behavior analysis services to all students within the Department of Education who are diagnosed with autism spectrum disorder; and
- (3) Establishing reporting requirements for the Department of Education.

The Department of Health, Hawaii Psychological Association, Hawaii Government Employees Association, and two concerned individuals supported the measure. The Maui Service Area Board on Mental Health and Substance Abuse of the Department of Health, Hawaii State Teachers Association, and a concerned individual opposed the measure. The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs, Board of Psychology, Department of Education, Department of Human Services, Hawaii Disability Rights Center, Hawaii Association for Behavior Analysts, and many concerned individuals submitted comments.

Your Committees have amended this measure by:

- (1) Removing from the licensing exemptions licensed special education teachers who, in a school setting, implement and design behavior analysis services;
- (2) Including within the licensing exemptions a teacher who is working in a school setting and providing services related to a behavior analysis program designed by a professional licensed to practice behavior analysis in this State; provided that teachers must not be required to design behavior analysis services for which they are not licensed;
- (3) Requiring the Department of Education to create an implementation plan for the delivery of potentially Medicaid-billable applied behavior analysis to all Medicaid-eligible students diagnosed with autism spectrum disorder within the Department; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committees note the request of the Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs for a more specific identification of a "national certifying agency."

As affirmed by the records of votes of the members of your Committees on Intrastate Commerce and Education that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2925, S.D. 1, 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. 2925, S.D. 1, H.D. 2.

Signed by the Chairs on behalf of the Committees.  
Intrastate Commerce: Ayes, 6. Noes, none. Excused, 4 (Fukumoto, Ito, Tokioka, Ward).  
Education: Ayes, 9. Noes, none. Excused, 2 (Creagan, McKelvey).

**SCRep. 1475-18 Intrastate Commerce on S.B. No. 2704**

The purpose of this measure is to establish the policy and permitting framework for the installation of a technologically advanced wireless broadband network throughout Hawaii.

More specifically, this measure:

- (1) Establishes a process to upgrade and support small wireless facilities and to modify or replace utility poles associated with small wireless facilities;

- (2) Establishes a permitting, application, review, and approval process for wireless service providers to install wireless facilities on State- or county-owned utility poles or install utility poles in public rights of way;
- (3) Authorizes the State or a county to require a wireless provider to consider installing and operating small wireless facilities and utility poles in rural districts, where economically feasible, particularly in Neighbor Island communities having low- or medium-density concentrations of residents; and
- (4) Clarifies that the processes established by this measure do not apply to state and county poles, related structures, sites, or facilities that support public safety, law enforcement, or emergency communications.

AT&T, Verizon Wireless, Hawaiian Telcom, CTIA, Hawai'i Lodging & Tourism Association, Maui Chamber of Commerce, Maui Hotel & Lodging Association, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported the measure. A Maui County Councilmember, Charter Communications, and two concerned individuals opposed the measure. The Department of Commerce and Consumer Affairs; Department of Business, Economic Development and Tourism; Department of Land and Natural Resources; Department of Transportation; Office of Enterprise Technology Services of the State of Hawaii; Mayor of the City and County of Honolulu; Mayor of the County of Hawaii; and Airport Concessionaires Committee submitted comments.

Your Committee has amended this measure by deleting its contents and replacing it with the substance of H.B. No. 2651, H.D. 2, and including the following additional amendments:

- (1) Replacing the term "broadband or wireless facility" with a new definition of "wireless facility";
- (2) Clarifying the definition of "applicable codes";
- (3) Adding a definition for "communications service";
- (4) Modifying the definition of "communications service provider";
- (5) Replacing the term "broadband or wireless provider" with the term "wireless provider";
- (6) Replacing the term "broadband or wireless support structure" with the term "wireless support structure";
- (7) Replacing the term "micro broadband or wireless facilities" with the term "micro wireless facilities";
- (8) Modifying the definition of "wireline backhaul";
- (9) Specifying that nothing in this measure will be construed to modify existing permitting processes for the placement of wireline backhaul in the right of way;
- (10) Authorizing the Department of Commerce and Consumer Affairs, in its discretion, to require a wireless provider or communications service provider, or affiliate thereof, to obtain a cable franchise if the wireless provider or communications service provider, or affiliate thereof, furnishes video programming services directly to subscribers via, in whole or in part, any communications facility deployed in the right of way;
- (11) Under specified circumstances, allowing a communications service provider or wireless provider to modify, replace, and maintain a utility pole or wireless facility that exceeds set height limits;
- (12) Allowing the State or a county to require a wireless provider to repair all damage to the right of way directly caused by the activities of the wireless provider in the right of way and to return the right of way to the same or better condition before the damage;
- (13) Modifying the lengths of various deadlines from within a certain number of days to within a certain number of working days;
- (14) Allowing the State or a county to deny a proposed collocation of a wireless facility or the modification of a modified or replaced utility pole under certain circumstances;
- (15) Adding interfering with government systems for law enforcement as a reason for the State or a county to deny a proposed collocation of a wireless facility or the modification of a modified or replaced utility pole that otherwise meets specified requirements;
- (16) Clarifying that make-ready work will be performed by a wireless provider or communications service provider;
- (17) Requiring the State and each county to adopt or modify laws, regulations, and agreements for lands within its jurisdiction that make available rates, fees, and other terms that comply with this measure to wireless providers by July 1, 2019;
- (18) Making unspecified the total amount of the bonding requirement that the State or a county may impose on wireless providers with multiple wireless facilities within the jurisdiction of a single state or county;
- (19) Repealing Section 2 of Act 151, Session Laws of Hawaii 2011, as amended by section 3 of Act 264, Session Laws of Hawaii 2013, as amended by Act 193, Session Laws of Hawaii 2016, regarding the exemption from county permitting requirements, state permitting and approval requirements actions relating to the installation, improvement, construction, or development of infrastructure relating to broadband service or broadband technology, including the interconnection of telecommunications cables; and
- (20) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that it is not the intent of this measure to increase costs for airports and the general public.

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. 2704, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2704, 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; Ayes with Reservations (Cachola). Noes, none. Excused, 4 (Fukumoto, Ito, LoPresti, Ward).

**SCRep. 1476-18 Health & Human Services/Higher Education on S.B. No. 3097**

The purpose of this measure is to appropriate moneys to the University of Hawaii at Hilo to conduct research related to the control and prevention of rat lungworm disease.

The Department of Land and Natural Resources, Council Member representing District 4 of the County of Hawaii, Hawai'i Farm Bureau, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Waihuena Farm, and several individuals supported this measure. University of Hawaii at Hilo Daniel K. Inouye College of Pharmacy provided comments.

Your Committees have amended this measure by deleting its substantive contents and:

- (1) Inserting language requiring the University of Hawaii to convene a Statewide Rat Lungworm Disease Working Group to collaborate on research and other activities related to the prevention and eradication of rat lungworm disease;
- (2) Appropriating funds for testing, studies, programs, plans, outreach, and other activities related to the prevention and eradication of rat lungworm disease;
- (3) Changing its effective date to July 1, 2112, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committees note that these amendments are made to reflect the House's position.

As affirmed by the records of votes of the members of your Committees on Health & Human Services and Higher Education that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 3097, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 3097, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Health & Human Services: Ayes, 4. Noes, none. Excused, 1 (Tupola).

Higher Education: Ayes, 7. Noes, none. Excused, 4 (Creagan, Ing, Quinlan, Matsumoto).

**SCRep. 1477-18 Health & Human Services on S.B. No. 2258**

The purpose of this measure is to clarify that:

- (1) The licensing requirements for hearing aid dealers and fitters shall not apply to audiologists licensed pursuant to chapter 468E, Hawaii Revised Statutes; and
- (2) To be eligible for licensure as an audiologist, a person shall not be required to be licensed as a hearing aide dealer and fitter under chapter 451A, Hawaii Revised Statutes.

The Hearing Aid Dealers and Fitter Program of the Department of Commerce and Consumer Affairs, Board of Speech Pathology and Audiology, and one concerned individual provided testimony in support of this measure.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2258, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2258, 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, none.

**SCRep. 1478-18 Health & Human Services on S.B. No. 2798**

The purpose of this measure is to create the Intellectual and Developmental Disabilities Medicaid Waiver Administrative Claiming Special Fund into which federal moneys may be deposited from the Department of Health's participation in the waiver program. This measure also appropriates funds to support individuals with intellectual and developmental disabilities.

The Department of Health, State Council on Developmental Disabilities, Department of Human Services, Arc in Hawaii, Hawaii Disability Rights Center, Catholic Charities Hawai'i, and Full Life testified in support of this measure.

Your Committee notes that the name of the waiver program authorized in section 1915(c) of the Social Security Act is the Home and Community Based Services Medicaid Waiver for Individuals with Intellectual and Developmental Disabilities.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000, to encourage 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 Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2798, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2798, 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, none.

**SCRep. 1479-18 Health & Human Services on S.B. No. 3107**

The purpose of this measure is to provide treatment for persons with multiple chronic conditions, including mental health disorders, substance use disorders, and homelessness by appropriating funds for coordinated treatment, a centralized referral system, case management programs, and peer mentors and coaches. This measure appropriates funds to the Department of Health to support these activities and to establish pilot projects to achieve these goals.

The Department of Health, Hawaii Substance Abuse Coalition, The Drug Policy Forum of Hawaii, The Salvation Army Addiction Treatment Services and Family Treatment Services, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Ka Hale Pomaika'i, Life Foundation, and the CHOW Project testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3107, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3107, 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, none.

**SCRep. 1480-18 Health & Human Services on S.B. No. 2930**

The purpose of this measure is to protect the State's underground drinking water sources and surrounding environment by statutorily requiring the Department of Health to adopt rules for underground storage tanks, tank systems, and related piping that conform with the 2015 revisions to federal regulations. Additionally, this measure requires that all field-constructed underground storage tanks with storage capacities greater than 50,000 gallons shall be required to upgrade with secondary containment.

The Department of Health, Department of the Attorney General, Council member representing District 6 of the Honolulu City Council, Honolulu Board of Water Supply, IMUAlliance, Sierra Club of Hawai'i, Ka Lahui Hawai'i Political Action Committee, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Young Progressives Demanding Action, Hawai'i Alliance for Progressive Action - Hawaii, Filipina Advocacy Network, Our Revolution Hawaii, Kaiser Permanente Hawaii, and numerous individuals submitted testimony in support of this measure. The Department of the Navy and United States Pacific Command provided comments.

Your Committee has amended this measure by:

- (1) Removing the requirement that all field-constructed underground storage tanks with storage capacities greater than 50,000 gallons shall be required to upgrade with secondary containment;
- (2) Establishing the Red Hill Task Force to study the implementation of the containment measures at the Red Hill Bulk Fuel Storage Facility, study compliance with the Administrative Order on Consent with the Department of Health, Docket No. 15-UST-EA-01, and report to the Legislature; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that secondary containment of the underground tanks at the Red Hill Bulk Fuel Storage Facility is your Committee's preferred option for dealing with the threat to Hawaii's groundwater.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2930, 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. 2930, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, none.

**SCRep. 1481-18     Agriculture on S.B. No. 2396**

The purpose of this measure is to support new farmers and improve the State's food self-sufficiency by appropriating general revenues into the:

- (1) Agricultural Loan Revolving Fund for new farmers and anticipated disaster funding; and
- (2) Hawaii Water Infrastructure Special Fund to meet current and anticipated loan applications, and making appropriations to the Department of Agriculture for these purposes.

The Department of Agriculture, Hawaii Farm Bureau, Ulupono Initiative, Land Use Research Foundation of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Cattlemen's Council, Inc., and numerous concerned individuals 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 S.B. No. 2396, 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, 5. Noes, none. Excused, 2 (Gates, Ing).

**SCRep. 1482-18     Agriculture on S.B. No. 2074**

The purpose of this measure is to extend the period of time during which the Department of Agriculture may certify important agricultural land qualified agricultural cost tax credits.

The Department of Agriculture, City and County of Honolulu Department of Planning and Permitting, Land Use Research Foundation of Hawaii, Hawaii Crop Improvement Association, Maui County Farm Bureau, Alexander & Baldwin, Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawai'i Farm Bureau, Kamehameha Schools, Hawaii Cattlemen's Council, Inc., and many individuals supported this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments.

Your Committee respectfully requests the Committee on Finance consider amending this measure to permit the designation of important agricultural lands in agricultural parks and on Hawaiian home lands to ensure the availability of sufficient water for those lands.

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. 2074, 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 (Gates, Ing).

**SCRep. 1483-18     Agriculture on S.B. No. 3033**

The purpose of this measure is to strengthen the existing agricultural theft law by clarifying that the law extends to agricultural products raised or produced by any person, rather than only commercial enterprises and research agencies and deleting provisions specifying signage requirements and prima facie evidence of theft.

The Department of Agriculture, District 4 Council Member of the Hawaii County Council, County of Hawai'i Prosecuting Attorney, Ulupono Initiative, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. The Hawai'i Farm Bureau commented on this measure.

Your Committee respectfully requests that your Committee on Judiciary consider the concerns of the Hawai'i Farm Bureau relating to the sufficiency of enforcement personnel, as expressed in its testimony on this measure, and to take any action deemed appropriate.

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. 3033, 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 (Gates, Ing).

**SCRep. 1484-18     Agriculture on S.B. No. 2113**

The purpose of this measure is to protect animals from being subjected to unnecessary testing for cosmetics and household products by:

- (1) Prohibiting manufacturers and contract testing facilities in Hawaii from using animal test methods for the purpose of testing cosmetics and household products if an alternative test method is available that provides information of equivalent or better scientific quality;
- (2) Specifying exceptions to the prohibition against animal test methods; and
- (3) Providing for injunctive relief and civil fines for violations.

The Keiko Conservation, Cruelty Free International, West Hawaii Humane Society, Hui Pono Holoholona, and several concerned individuals supported this measure. The Hawaii Cattlemen's Council, Inc. opposed this measure. The University of Hawai'i and The Humane Society of the United States submitted comments on this measure.

Your Committee respectfully requests your Committee on Judiciary to consider the concerns of The Humane Society of the United States, relating to the exceptions to the ban on animal test methods, and the Hawaii Cattlemen's Council, Inc., who is concerned that the ban could limit the potential for research breakthroughs that could favorably impact the livestock industry, as expressed in their respective testimonies 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 S.B. No. 2113, 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 (Gates, Ing).

**SCRep. 1485-18     Agriculture on S.B. No. 2565**

The purpose of this measure is to address the high cost of agricultural equipment by establishing a statewide general excise tax exemption for farm equipment and machinery purchased by an agricultural producer; provided that:

- (1) The producer's annual gross income does not exceed \$200,000; and
- (2) The farm equipment and machinery are used in the conduct of agricultural operations and are not purchased for resale.

The Hawai'i Farm Bureau, Land Use Research Foundation of Hawaii, Maui County Farm Bureau, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and numerous concerned individuals supported this measure. The Department of Agriculture, Department of Taxation, and Tax Foundation of Hawaii submitted comments on this measure.

Your Committee has amended this measure by deleting the requirement that the rules adopted by the Director of Taxation shall include any time limits for the exemptions.

Your Committee respectfully requests your Committee on Finance to consider the concerns of the Tax Foundation of Hawaii relating to the existing capital goods excise tax credit as set forth in its testimony submitted on this measure and take any action it deems appropriate.

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. 2565, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2565, 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 (Gates, Ing).

**SCRep. 1486-18     Agriculture on S.B. No. 2116**

The purpose of this measure is to establish a mechanism for rapidly responding to terrestrial and aquatic biosecurity emergencies at or beyond ports in the State to mitigate or eradicate newly detected biosecurity threats by:

- (1) Establishing and funding the Biosecurity Emergency Response Special Fund (Special Fund);
- (2) Establishing criteria and procedures for declaration of a biosecurity emergency by the Governor, which authorizes the Department of Agriculture to take emergency response actions and expend funds from the Special Fund without legislative approval;
- (3) Requiring the Department of Agriculture to account for and report expenditures from the Special Fund in its annual report to the Legislature; and
- (4) Appropriating funds to support multiagency terrestrial and aquatic emergency responses by emergency task forces to mitigate or eliminate biosecurity threats.

The Hawai'i Farm Bureau, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and several concerned individuals supported this measure. The Department of Agriculture, Department of Land and Natural Resources, Department of Budget and Finance, and State Procurement Office submitted comments on this measure.

Your Committee respectfully requests your Committee on Finance consider the concerns of the State Procurement Office, relating to the necessity to specify that the Department of Agriculture may disregard the Hawaii Public Procurement Code while exercising its emergency powers, as expressed in its testimony on this measure and take any action deemed appropriate.

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. 2116, 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 (Gates, Ing).

**SCRep. 1487-18     Agriculture on S.B. No. 2519**

The purpose of this measure is to increase environmental sustainability and diminish the need for landfills by diverting select municipal solid waste to produce compost, animal feed, building materials, and energy. Specifically, this measure authorizes the Agribusiness Development Corporation (ADC) to

enter into contracts with private businesses to remove select municipal solid waste from the waste stream for use in other business sectors; provided that the contract benefits agricultural and agriculture-related projects.

The Department of Agriculture, ADC, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Cattlemen's Council, Inc., and a concerned individual supported this measure. The City and County of Honolulu Department of Environmental Services opposed this measure.

Your Committee respectfully requests your Committee on Finance to consider the concerns of the City and County of Honolulu, relating to interference with the City's "flow control" of municipal solid waste and ADC exceeding its statutory purpose, as expressed in its testimony on this measure and to take any action deemed appropriate.

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. 2519, 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, 4; Ayes with Reservations (Say). Noes, 1 (Thielen). Excused, 2 (Gates, Ing).

**SCRep. 1488-18 Higher Education on S.B. No. 2328**

The purpose of this measure is to:

- (1) Establish the University of Hawaii Open Educational Resources Task Force to conduct a comprehensive analysis and evaluation on all general education courses and high attendance courses taught at the University of Hawaii system to identify open educational resources for those courses and report to the Legislature prior to the 2019 Regular Session; and
- (2) Establish and appropriate funds for a one-year Open Educational Resources Pilot Project Grant Program to incentivize faculty at the University of Hawaii to adopt, develop, and implement open educational resources for their courses.

The University of Hawaii Professional Assembly, Associated Students of the University of Hawai'i, and an individual supported this measure. The University of Hawai'i Student Caucus supported this measure with amendments. The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i and an individual opposed this measure. The University of Hawai'i provided comments.

Your Committee has amended this measure by:

- (1) Removing the name of the task force and making conforming amendments;
- (2) Requiring the Task Force to explore no- or low-cost options for general education course textbooks, including implementing a grant program as a means of providing no- or low-cost options for educational materials;
- (3) Adding a representative of the publishing industry to the membership of the Task Force;
- (4) Deleting provisions establishing and appropriating funds for the one-year Open Educational Resources Pilot Project Grant Program; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee finds that the University of Hawaii is already providing options to reduce the cost of educational materials on an ad hoc basis. Your Committee has chosen not to have the Task Force focus on requiring open educational resources because open education resources are proprietary, do not fully reflect the ad hoc efforts that are already being undertaken by the University of Hawaii, and are not available for certain professional and graduate programs.

Your Committee further notes that, as requested in testimony, a representative of the publishing industry was included as a member of the task force to incentivize publishers to lower costs for textbooks.

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. 2328, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2328, 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, 4 (Creagan, Ing, Onishi, Quinlan).

**SCRep. 1489-18 Higher Education on S.B. No. 2329**

The purpose of this measure is to help make tuition at the University of Hawaii more affordable for students and their families by:

- (1) Reducing tuition at various University of Hawaii campuses by unspecified percentages; and
- (2) Limiting future increases in tuition at the University of Hawaii based on the mean change in the State's median household income, as determined by the United States Census Bureau, over the previous ten years.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and a concerned individual supported the measure. The Associated Students of the University of Hawaii supported the intent of the measure. The Association of Emeritus Regents opposed the measure. The University of Hawaii submitted comments.

Your Committee has amended this measure by:

- (1) Delaying the proposed reduction in tuition at various University of Hawaii campuses until the 2020-2021 academic year;
- (2) Requiring the University of Hawaii Economic Research Organization to conduct, between July 1, 2018, and January 1, 2020, an analysis regarding tuition increases, including:
  - (A) A cost-comparison analysis using the Consumer Price Index calculated by the United States Bureau of Labor Statistics;
  - (B) Methods that other states have adopted to contain higher-education costs;
  - (C) The role that the overall high cost of living in Hawaii has on overall tuition affordability;
  - (D) Other alternatives for containing higher-education costs that the Legislature could consider; and
  - (E) Any detrimental or unintended consequences of using the Consumer Price Index calculated by the United States Bureau of Labor Statistics;
- (3) Changing its effective date to July 1, 2020; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that the Consumer Price Index calculated by the United States Bureau of Labor Statistics has continued to rise yearly but that in the past, the University of Hawaii has not raised tuition on an annual basis. Therefore, your Committee is concerned that tying increases in tuition to the Consumer Price Index could result in automatic annual tuition increases.

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. 2329, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2329, 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, 3 (Ing, Onishi, Quinlan).

**SCRep. 1490-18 Higher Education on S.B. No. 2831**

The purpose of this measure is to:

- (1) Restore authority to the University of Hawaii President to act as the University of Hawaii Chief Procurement Officer for contracts for construction and construction-related professional services until June 30, 2021; and
- (2) Require the University of Hawaii to submit an annual report to the Legislature prior to the convening of each regular session through 2021 that details a list of all Capital Improvement Projects approved by the Board of Regents.

The University of Hawaii, State Procurement Office, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and General Contractors Association of Hawaii 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. 2831, 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 (Ing, Quinlan).

**SCRep. 1491-18 Higher Education on S.B. No. 2585**

The purpose of this measure is to allow graduate student assistants employed by the University of Hawaii to protect their interests in the workplace by:

- (1) Establishing a collective bargaining unit for graduate student assistants employed by the University of Hawaii;
- (2) Specifying that student help and part-time employees who are not graduate student assistants employed by the University of Hawaii are excluded from the collective bargaining unit for University of Hawaii graduate student assistants; and
- (3) Including the newly-created bargaining unit in collective bargaining statutes.

The University of Hawaii Professional Assembly; IMU Alliance; Hawaii State Teachers Association; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hawaii State AFL-CIO; International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO; Hawai'i Construction Alliance; IATSE Local 665; Americans for Democratic Action; Academic Labor United; Young Progressives Demanding Action; Oahu County Committee



on Legislative Priorities of the Democratic Party of Hawai‘i; Democratic Party of Hawaii Labor Caucus; and numerous individuals supported this measure. The University of Hawaii and Department of Budget and Finance opposed this measure. The Employees' Retirement System and Office of Collective Bargaining offered comments on 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. 2585, 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 (Onishi). Noes, none. Excused, 2 (Ing, Quinlan).

**SCRep. 1492-18 Veterans, Military, & International Affairs, & Culture and the Arts on S.B. No. 2204**

The purpose of this measure is to encourage public understanding of the history and purpose of the Hawaii State Capitol, the historic building, and its role in Hawaii's history, and promote appreciation for the heritage and character of Hawaii by appropriating moneys to the State Foundation on Culture and the Arts to fund celebrations for the fiftieth anniversary of the Hawaii State Capitol.

The State Foundation on Culture and the Arts, Historic Hawai‘i Foundation, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i testified in support of this measure. The Center for Hawaiian Sovereignty Studies testified in support of the intent of this measure.

Your Committee has amended this measure by:

- (1) Inserting language requiring the State Foundation on Culture and the Arts to use a portion of the funds appropriated for the establishment of a kiosk or shop on the grounds of the Hawaii State Capitol to disseminate information and other materials and items, for free and for sale, regarding the Hawaii State Capitol and its history to visitors to the State Capitol, including tourists;
- (2) Changing its effective date to June 15, 1215, 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 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. 2204, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2204, 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, 1 (Fukumoto).

**SCRep. 1493-18 Veterans, Military, & International Affairs, & Culture and the Arts on S.B. No. 2580**

The purpose of this measure is to honor and remember the legacy and deeds of King Kamehameha, the King who unified the Hawaiian Islands, by appropriating funds to establish a full-time position for the Executive Director of the King Kamehameha Celebration Commission within the Department of Accounting and General Services and to pay for costs arising out of the annual King Kamehameha Day celebration events which promote the legacy of King Kamehameha and history of the Hawaiian Islands.

The King Kamehameha Celebration Commission, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, Hawaiian Civic Club of Honolulu, and a concerned individual testified in support of this measure.

Your Committee has amended this measure by changing its effective date to June 15, 1215, to facilitate further discussion.

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. 2580, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2580, 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, 1 (Fukumoto).

**SCRep. 1494-18 Veterans, Military, & International Affairs, & Culture and the Arts on S.B. No. 2581**

The purpose of this measure is to continue to honor and remember the legacy and deeds of King Kamehameha, the King who unified the Hawaiian Islands, through the work of the King Kamehameha Celebration Commission by expanding the membership of the Commission and addressing the governance of the Commission. Specifically, this measure:

- (1) Adds the Daughters of Hawaii and one member from Lanai to the Commission;
- (2) Increases the number of members on the commission from thirteen to fifteen to account for these additions to the Commission; and
- (3) Establishes the position of Executive Director of the Commission, who shall be appointed by the Commission.

The King Kamehameha Celebration Commission, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, Hawaiian Civic Club of Honolulu, and two concerned individuals testified in support of this measure.

Your Committee has amended this measure by changing its effective date to June 15, 1215, to facilitate further discussion.

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. 2581, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2581, 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, 1 (Fukumoto).

**SCRep. 1495-18 Veterans, Military, & International Affairs, & Culture and the Arts on S.B. No. 2887**

The purpose of this measure is to acknowledge the many social, cultural, and economic ties that Taiwan has with Hawaii, as well as the numerous contributions that Taiwan has made to Hawaii, by appropriating funds for events recognizing the twenty-fifth anniversary of the sister-state relationship between Hawaii and Taiwan.

The Department of Business, Economic Development and Tourism and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure.

Your Committee has amended this measure by changing its effective date to June 15, 1215, to facilitate further discussion.

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. 2887, 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. 2887, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 1 (Fukumoto).

**SCRep. 1496-18 Veterans, Military, & International Affairs, & Culture and the Arts on S.B. No. 2896**

The purpose of this measure is to celebrate the one hundred fiftieth anniversary of the arrival of the first group of organized Japanese immigrants in Hawaii, known as Gannenmono, by appropriating funds as a grant to the Japanese Cultural Center of Hawaii for the purposes of funding the presentation and coordination of events and programs for the 2018 Gannenmono celebration.

The Department of Business, Economic Development and Tourism, Historic Hawai'i Foundation, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing the funding mechanism for events and programs for the 2018 Gannenmono celebration from a grant to the Japanese Cultural Center of Hawaii and instead making an emergency appropriation of \$150,000 to the Department of Business, Economic Development and Tourism for this purpose;
- (2) Changing its effective date to June 15, 1215, 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 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. 2896, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2896, 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, 1 (Fukumoto).

**SCRep. 1497-18 Veterans, Military, & International Affairs, & Culture and the Arts on S.B. No. 2897**

The purpose of this measure is to support culture and the arts in Hawaii by appropriating funds for the Honolulu Biennial 2019, an international arts exhibition that will be staged on the islands of Oahu and Hawaii, and focuses on and celebrates art from the Pacific, Asia, and the Americas.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Galerie 103 LLC, Honolulu Botanical Gardens, Nella Media Group, Oahu Economic Development Board, and several concerned individuals testified in support of this measure.

Your Committee has amended this measure by changing its effective date to June 15, 1215, to facilitate further discussion.

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. 2897, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2897, S.D. 2, 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, 1 (Fukumoto).

**SCRep. 1498-18 Veterans, Military, & International Affairs, & Culture and the Arts on S.B. No. 2778**

The purpose of this measure is to continue to provide essential training for military personnel in Hawaii by establishing a Chargeable Transient Accommodations Revolving Fund into which lodging and billet fees are deposited to pay for the costs of goods and services of the National Guard's 298<sup>th</sup> Regiment Multi-functional, Regional Training Institute.

The State Department of Defense, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and a concerned individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 15, 2015, 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 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. 2778, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2778, 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, 1 (Fukumoto).

**SCRep. 1499-18 Veterans, Military, & International Affairs, & Culture and the Arts on S.B. No. 2777**

The purpose of this measure is to preserve the operating budget of the State Department of Defense while assisting the Department in recouping costs associated with the rental and use of facilities under its jurisdiction, including utility, maintenance, and personnel costs, by allowing the Department to retain a portion of the rental revenues to cover these costs.

The State Department of Defense, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and a concerned individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Inserting language that appropriates funds for the establishment of one, full-time equivalent, civil service exempt cybersecurity intelligence analyst position within the National Guard under the State Department of Defense to analyze cyber threats to critical infrastructure throughout the State (e.g., hospitals, utilities, airlines, retail, government, etc.) and provide a nexus to federal partners (e.g., Federal Bureau of Investigation) to warn private and public sector entities of incoming cyber threats or ongoing cyber infiltrations and investigate these threats so as to best advise these sectors on how to respond;
- (2) Changing its effective date to June 15, 2015, 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 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. 2777, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2777, 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, 1 (Fukumoto).

**SCRep. 1500-18 Veterans, Military, & International Affairs, & Culture and the Arts on S.B. No. 2583**

The purpose of this measure is to promote healthy living among the population of Hawaii through yoga, a long-standing tradition in Indian culture practiced by many people in Hawaii that creates a balance at the physical, mental, and spiritual level, by designating June 21 of each year as International Yoga Day in Hawaii.

The Gandhi International Institute for Peace, Hari Nama Mission, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and numerous concerned 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 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. 2583, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2583, 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, 1 (Fukumoto).

**SCRep. 1501-18 Veterans, Military, & International Affairs, & Culture and the Arts on S.B. No. 2693**

The purpose of this measure is to appropriate funds to the Temporary Commission on the Thirteenth Festival of Pacific Arts to plan for the Festival of Pacific Arts, to be held in Honolulu from June 11 to June 27, 2020.

The Department of Business, Economic Development and Tourism, Hawai'i Tourism Authority, Hawaiian Affairs Caucus of the Democratic Party of Hawaii, Hawai'i Lodging and Tourism Association, Oiwi TV, Pa'i Foundation, Royal Hawaiian Center, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Hawaiian Civic Club of Honolulu testified in support of this measure.

Your Committee has amended this measure by changing its effective date to June 15, 2020, to facilitate further discussion.

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. 2693, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2693, 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, 1 (Fukumoto).

**SCRep. 1502-18 Veterans, Military, & International Affairs, & Culture and the Arts on S.B. No. 2205**

The purpose of this measure is to assist the State Foundation on Culture and the Arts in its efforts to encourage artists to remain and work in Hawaii and to reaffirm the importance of artists to Hawaii by appropriating funds to the State Foundation on Culture and the Arts to award one-time fellowships to promising artists.

The State Foundation on Culture and the Arts and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure.

Your Committee has amended this measure by changing its effective date to June 15, 2020, to facilitate further discussion.

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. 2205, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2205, 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, 1 (Fukumoto).

**SCRep. 1503-18 Labor & Public Employment on S.B. No. 2990**

The purpose of this measure is to lay the groundwork to implement a framework of laws and policies for paid family leave so that all employees can access leave benefits during times when they need to provide care for a family member.

Among other things, this measure:

- (1) Establishes a temporary Paid Family Leave Implementation Board (Board) within the Department of Labor and Industrial Relations (DLIR) to assist in establishing paid family leave for all workers in the State;
- (2) Establishes the Paid Family Leave Special Fund (Special Fund) to support expenditures for staff and other administrative and operational costs of establishing paid family leave;
- (3) Specifies that by January 1, 2020, DLIR shall adopt rules that establish and codify paid family leave for all workers in the State;
- (4) Authorizes DLIR to adopt interim rules to remain in effect until January 1, 2022, or until rules are adopted, whichever occurs sooner;
- (5) Specifies that collection of payments under the Paid Family Leave Program begins by July 1, 2021, and the processing of payments begins by July 1, 2022;
- (6) Requires the Legislative Reference Bureau (LRB) to conduct an analysis of specified items to be included in the Board's report to the Legislature; and
- (7) Appropriates funds for LRB to conduct its analysis, to fund a full-time program manager to support the Board, the expenses of the Board, and the expenses of DLIR in establishing paid family leave.

The Hawaii State AFL-CIO; AARP Hawaii; International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO; Caring Across Generations; Planned Parenthood Votes Northwest and Hawaii; Americans for Democratic Action; Hawaii Women Lawyers; PHOCUSED; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; American Civil Liberties Union of Hawai'i; IMUAlliance; Hawai'i Appleseed Center for Law and Economic Justice; Hawai'i Section of the American College of Obstetricians and Gynecologists; Hawai'i State Democratic Women's Caucus; Hawai'i Women's Coalition; National Association of Social Workers – Hawaii; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artist and Allied Crafts Local Union 665; Young Progressives Demanding Action; Hawai'i State Commission on Fatherhood; Rainbow Family 808; Planned Parenthood Generation Action; and numerous individuals supported this measure. The Chamber of Commerce Hawaii; Society for Human Resource Management – Hawaii Chapter; Retail Merchants of Hawaii; Building Industry Association of Hawaii; Hawaii Credit Union League; and Hawai'i Restaurant Association opposed this measure. The Office of the Governor,

Department of Budget and Finance, Department of Human Services, DLIR, LRB, Hawai'i State Commission on the Status of Women, General Contractors Association of Hawaii, The Queen's Health Systems, International Longshore & Warehouse Union Local 142, Parents And Children Together, Hawaii State Teachers Association, Hawaii Children's Action Network, Community Alliance on Prisons, Hawai'i Public Health Institute, Healthy Mothers Healthy Babies, Mental Health America of Hawai'i, Hawaii Food Industry Association, Hawai'i Alliance for Progressive Action, and several individuals provided comments on this measure.

Your Committee has amended this measure by:

- (1) Amending the composition of the Board by:
  - (A) Specifying that the Governor's Administrative Director or Chief of Staff, if an Administrative Director is not appointed, shall serve as the Board Chairperson;
  - (B) Specifying that the Director of Human Resources Development and Comptroller serve as non-voting members on the Board, rather than ex-officio members;
  - (C) Specifying that the respective Chairpersons of the Senate and House of Representatives are to serve as non-voting members;
  - (D) Removing the Insurance Commissioner from the Board and instead having a member from the accounting or tax industry to be appointed by the House Speaker to serve on the Board; and
  - (E) Clarifying that a representative of a business employing between 51 and 99 employees, to be appointed by the House Speaker, is to serve on the Board;
- (2) Requiring the Board to choose a paid family leave model;
- (3) Specifying that the Board shall give preference to paid family leave models based on certain priorities;
- (4) Establishing the Paid Family Leave Supplementation Special Fund; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee would like to note advocates' preference for 16 weeks of paid family leave.

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. 2990, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2990, 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. 1504-18 Labor & Public Employment on S.B. No. 2601**

The purpose of this measure is to increase efficiency and accountability in government procurement. Specifically, this measure:

- (1) Requires procurement officers to complete periodic performance evaluations of certain contractors;
- (2) Establishes factors to be included in any evaluation, consideration, or review of past performance, and rating standards for those factors;
- (3) Requires past performance to be factored into future bid selection of contractors for sole source contracts and any competitive sealed contracts that exceed the small purchase threshold; and
- (4) Appropriates funds to the State Procurement Office to implement this measure.

Pacific Resource Partnership supported this measure. The Department of Accounting and General Services, Department of Land and Natural Resources, Department of Design and Construction of the City and County of Honolulu, and General Contractors Association of Hawaii opposed this measure. The State Procurement Office offered comments.

Your Committee has amended this measure by:

- (1) Amending the title of chapter 103D, part V, Hawaii Revised Statutes, to: "PART V. MODIFICATION AND TERMINATION OF CONTRACTS AND CONTRACT ADMINISTRATION";
- (2) Adding a new section to chapter 103D, part V, Hawaii Revised Statutes that requires the Procurement Policy Board to adopt rules for the administration of contracts; 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. 2601, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2601, 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. 1505-18 Labor & Public Employment on S.B. No. 3100**

The purpose of this measure is to increase efficiency and effectiveness of state government by:

- (1) Consolidating the Departments of Human Resources Development and Budget and Finance into a single department, which shall be known as the Department of Budget, Finance, and Human Resources; and
- (2) Appropriating funds to the Department of Budget and Finance for the purposes of consolidating the Departments of Human Resources Development and Budget and Finance into a single department.

The Department of Budget and Finance, Department of Land and Natural Resources, Department of Human Resources Development, and Office of Enterprise Technology Services opposed this measure. The Office of the Governor and Department of Accounting and General Services offered comments on this measure.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount for consolidation of the departments from \$100,000 to an unspecified amount;
- (2) Inserting the contents of House Bill No. 2236, H.D. 1, which creates a new entity that brings various communications and information services under a single regulatory body and ensures that the people of Hawaii are afforded equitable access to connectivity in all parts of the State by:
  - (A) Transferring to the Department of Business, Economic Development and Tourism (DBEDT) jurisdiction over cable TV and the Broadband Assistance Advisory Council from the Department of Commerce and Consumer Affairs and telecommunications carriers from the Public Utilities Commission;
  - (B) Establishing the position of Commissioner of Telecommunications to oversee and supervise the regulatory functions transferred to DBEDT;
  - (C) Creating a special fund in DBEDT for administration, including personnel costs, of regulation of cable systems and telecommunications carriers; and
  - (D) Transferring all rights, powers, duties, assets, funds, and employees of the Department of Commerce and Consumer Affairs and the Public Utilities Commission associated with the regulatory jurisdiction transferred by this measure to DBEDT; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Should the Committee on Finance deliberate on this measure further, your Committee on Labor & Public Employment respectfully requests that it consider appropriating \$100,000 for the purposes of consolidating the Departments of Human Resources Development and Budget and Finance into a single department.

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. 3100, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3100, 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. 1506-18 Labor & Public Employment on S.B. No. 2293**

The purpose of this measure is to maintain the current stock of affordable housing on Maui by negotiating with the owners of the Front Street Apartments to keep the dwelling units affordable through 2027, purchase the property, or acquire the property through the State's exercise of its power of eminent domain.

Two Councilmembers of the County of Maui, International Longshore and Warehouse Union Local 142, First Chinese Church of Christ, St. Mary of Mo'ili'ili, Lahuiokalani Ka'anapali Congregational Church, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Young Progressives Demanding Action - Hawaii, Front Street Apartment Tenants Group, West Maui Taxpayers Association, The LahainaTown Action Committee, Waiola Church, Na Kupuna O Maui, and several individuals supported this measure. The Front Street Affordable Housing Partners opposed this measure. The Hawaii Housing Finance and Development Corporation, Mayor of the County of Maui, and two individuals offered comments on this measure.

Your Committee has amended this measure by:

- (1) Authorizing the use of funds from the Rental Assistance Revolving Fund by Hawaii Housing Finance and Development Corporation for negotiated public financing to keep housing at Front Street Apartments affordable; subject to availability of funds;
- (2) Changing the period of affordability to be negotiated for to an unspecified period;
- (3) Replacing the required \$250,000 matching funds from Maui County with an unspecified amount;

- (4) Specifying that tenants eligible for rental assistance in the negotiated period of continued affordability shall be in compliance with the terms of the tenant's rental agreement; and
- (5) Changing the effective date to January 1, 2050, to promote further discussion.

Your Committee respectfully requests that the Committee on Finance consider appropriating \$250,000 to the Hawaii Housing Finance and Development Corporation for the purposes of negotiating with the owners of the real property and improvements known as Front Street Apartments to keep the dwelling units affordable for an unspecified period of time, purchase the property, or acquire the property through the State's exercise of its power of eminent domain.

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. 2293, 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. 2293, S.D. 2, H.D. 2.

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

**SCRep. 1507-18 Labor & Public Employment on S.B. No. 2846**

The purpose of this measure is to:

- (1) Permit the transfer of operational authority over the portions of the East Kauai irrigation system operated and maintained by the East Kauai Water Users' Cooperative as of July 1, 2018, to the Department of Agriculture upon adoption of rules;
- (2) Establish positions within the Department of Agriculture's Agricultural Resource Management Division (Division);
- (3) Authorize general obligation bonds to assist the Division with plans, designs, land acquisition, and equipment to increase state irrigation system capacity statewide;
- (4) Make an appropriation for the operations and maintenance of the East Kauai irrigation system; and
- (5) Require the Attorney General to review the permit issued by the Department of Land and Natural Resources to the East Kauai Water Users' Cooperative for legal conflicts and submit a report of its findings to the Legislature.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, East Kauai Water Users' Cooperative, Hawaii Cattlemen's Council, Inc., Saiva Siddhanta Church, Kalepa Coalition, and a concerned individual testified in support of this measure. The Department of Agriculture, Department of the Attorney General, and Hawaii Farm Bureau offered comments on this measure.

Your Committee has amended this measure by:

- (1) Changing the amounts of full time equivalent positions to be established within the Division, and funded by the appropriation, to unspecified amounts;
- (2) Deleting the requirement that the Attorney General review the permit issued by the Department of Land and Natural Resources to the East Kauai Water Users' Cooperative for legal conflicts and submit a report of its findings to the Legislature;
- (3) Changing this measure's effective date to January 1, 2050; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Should the Committee on Finance deliberate this measure further, your Committee on Labor & Public Employment respectfully requests that it consider inserting amounts for full time equivalent positions to be established within the Division as follows:

- (1) One full-time equivalent (1.0 FTE) irrigation district manager position;
- (2) Three full-time equivalent (3.0 FTE) irrigation system worker II positions; and
- (3) One full-time equivalent (1.0 FTE) office assistant III position.

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. 2846, 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. 2846, S.D. 2, H.D. 2.

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

**SCRep. 1508-18 Labor & Public Employment on S.B. No. 2333**

The purpose of this measure is to:

- (1) Establish the Hawaii Retirement Savings Plan (Savings Plan) for private sector employees;

- (2) Establish the Hawaii Retirement Savings Board (Board) to establish, implement, and maintain the Savings Plan;
- (3) Prior to establishing the Board and Savings Plan, require the Department of Budget and Finance (B&F) to:
  - (A) Conduct a study on the feasibility of implementing a savings plan for private sector employees; and
  - (B) Submit preliminary and final reports on the study to the Legislature prior to the 2019 and 2020 Regular Sessions, respectively;
- (4) Establish the Hawaii Retirement Savings Plan Administrative Fund to pay the Board's administrative costs and expenses and other costs related to establishment of the Savings Plan; and
- (5) Appropriate funds for the administrative and operating expenses of the Board and the market analysis to be conducted as part of B&F's study.

The Long-Term Care Taskforce of Faith Action for Community Equity, Young Progressives Demanding Action – Hawai'i, Hawai'i Appleseed Center for Law & Economic Justice, Retail Merchants of Hawaii, Caring Across Generations, and a few individuals supported this measure. The National Association of Insurance and Financial Advisors Hawaii, American Council of Life Insurers, and National Federation of Independent Business opposed this measure. B&F, AARP Hawai'i, and Hawaii Bankers Association provided comments.

Your Committee has amended this measure by:

- (1) Changing references to "Hawaii Retirement Savings Plan" to "Hawaii Retirement Savings Program" throughout this measure;
- (2) Requiring the Legislative Reference Bureau (LRB), rather than B&F, to conduct the study on the Hawaii Retirement Savings Program;
- (3) Expanding the study to examine the potential effects of a state-run retirement plan or program for private sector employees on the private market and to examine states with other voluntary, market-based plans or programs;
- (4) Specifying that the Hawaii Retirement Savings Program shall allow, rather than require, no employer contributions to employee accounts;
- (5) Prohibiting any employer with a retirement plan for its employees from cancelling the retirement plan or program for an unspecified number of years from the effective date of this measure;
- (6) Changing references to Hawaii Retirement Savings Plan Administrative Fund to Hawaii Retirement Savings Program Administrative Fund; and
- (7) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that there are significant and unresolved issues regarding whether state-run retirement plans conflict with the federal Employee Retirement Income Security Act of 1974.

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. 2333, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2333, 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 (Matsumoto). Noes, none. Excused, none.

**SCRep. 1509-18 Finance on S.B. No. 648**

The purpose of this measure is to amend the State's income tax law by:

- (1) Establishing an earned income tax credit and appropriating funds to the Department of Taxation for outreach programs to assist taxpayers in claiming the tax credit and to reduce preparation error;
- (2) Changing the income tax rates for taxable years beginning after December 31, 2016; and
- (3) Repealing the sunset date for amendments made to the Refundable Food/Excise Tax Credit in Act 223, Session Laws of Hawaii 2015.

For purposes of a public hearing on this measure, your Committee circulated a Proposed Draft S.B. 648 S.D. 1 H.D. 1 and notified the public that it would be accepting testimony on the Proposed Draft. Your Committee considered the merits of both S.B. No. 648 S.D. 1, as received from the Senate, and the Proposed Draft.

The purpose of the Proposed Draft is to allocate additional funds from the Transient Accommodations Tax revenues to the Counties of Hawaii, Kauai, and Maui for projects authorized under the counties' respective general plans, development plans, and tourism strategic plans.

The Mayor of the County of Hawaii; Mayor of the County of Kauai; Mayor of the County of Maui; five Hawaii County Councilmembers; three Maui County Councilmembers; Kona-Kohala Chamber of Commerce; Kohala Coast Resort Association; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i; and an individual supported the Proposed Draft. The Department of Budget and Finance; Department of Taxation; all seven Kauai County Councilmembers; and Tax Foundation of Hawaii offered comments on the Proposed Draft.



Upon careful consideration, your Committee has adopted the Proposed Draft, which allocates \$9,425,000, \$12,090,000, and \$14,820,000 of transient accommodations tax revenues to the County of Kauai, County of Hawaii, and County of Maui, respectively, for expenditures authorized under each county's general plan, development plan, or tourism strategic plan, beginning on July 1, 2018, and ending on December 31, 2030. Your Committee further amended the Proposed Draft to clarify that the counties' annual reports to the Legislature shall specify the plan, rather than the project, associated with the expenditures of appropriated revenues.

As affirmed by the record of votes of 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. 648, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 648, 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, 11. Noes, none. Excused, 4 (DeCoite, Fukumoto, Holt, Tupola).

**SCRep. 1510-18     Judiciary on S.B. No. 2146**

The purpose of this measure is to:

- (1) Allow an election officer who is required to issue a public notice in a statewide or county publication to satisfy the publication requirement by submitting the notice to the publication and posting the notice on the website associated with the election officer; and
- (2) Provide that the inadvertent failure of a publication to publish a notice in a timely manner shall not invalidate any legal consequences or actions associated with the notice.

The Office of Elections testified in support of this measure.

Your Committee has amended this measure by:

- (1) Requiring the notice to be conspicuously posted on the website;
- (2) Changing its effective date to July 1, 2050, to facilitate 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. 2146, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2146, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Lee, McDermott).

**SCRep. 1511-18     Judiciary on S.B. No. 2992**

The purpose of this measure is to:

- (1) Exempt signs and banners from election law disclaimer requirements that require any advertisement communicated to contain:
  - (A) The name and address of the person paying for the advertisement; and
  - (B) A notice indicating whether the advertisement has the approval and authority of the candidate or not; and
- (2) Require signs and banners advocating the passage or defeat of an issue or question on the ballot to contain the name and address of the candidate, candidate committee, or noncandidate committee that paid for the sign or banner.

Common Cause Hawaii testified in opposition to this measure. The Campaign Spending Commission 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2992, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2992, 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, 6. Noes, none. Excused, 2 (Lee, McDermott).

**SCRep. 1512-18 Judiciary on S.B. No. 2174**

The purpose of this measure is to authorize circuit and family courts to issue material witness orders in cases initiated through felony complaint.

The 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 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. 2174, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2174, 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, 6. Noes, none. Excused, 2 (Lee, McDermott).

**SCRep. 1513-18 Judiciary on S.B. No. 2180**

The purpose of this measure is to clarify that defendants may be convicted of lesser included offenses in cases filed via felony complaint.

The County of Maui Department of the Prosecuting Attorney testified in support of this measure. The City and County of Honolulu Department of the Prosecuting Attorney provided comments.

Your Committee has amended this measure by expanding the types of cases in which a defendant may be convicted of lesser included offenses to include non-felony cases filed via complaint.

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. 2180, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2180, 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, 6. Noes, none. Excused, 2 (Lee, McDermott).

**SCRep. 1514-18 Judiciary on H.R. No. 29**

The purpose of this measure is to request the congressional delegation of Hawaii and the United States Congress to oppose "concealed carry reciprocity" legislation which would force the State to accede to other jurisdictions' lax or non-existent limits on who may lawfully possess and carry a gun and the conditions under which they may do so.

The City and County of Honolulu Police Department, Hawaii Youth Services Network, and three individuals testified in support of this measure. The National Rifle Association of America and eight individuals testified in opposition to 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. 29 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, 3 (Lee, Morikawa, McDermott).

**SCRep. 1515-18 Judiciary on H.C.R. No. 37**

The purpose of this measure is to request the congressional delegation of Hawaii and the United States Congress to oppose "concealed carry reciprocity" legislation which would force the State to accede to other jurisdictions' lax or non-existent limits on who may lawfully possess and carry a gun and the conditions under which they may do so.

The City and County of Honolulu Police Department, Hawaii Youth Services Network, and three individuals testified in support of this measure. The National Rifle Association of America and eight individuals testified in opposition to 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. 37 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, 3 (Lee, Morikawa, McDermott).

**SCRep. 1516-18 Judiciary on S.C.R. No. 24**

The purpose and intent of this measure is to recognize March 19 as Hawaii Celebrating Women in Public Office Day.

Planned Parenthood Votes Northwest and Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and 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 S.C.R. No. 24, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, 3 (Lee, Morikawa, McDermott).

**SCRep. 1517-18 Veterans, Military, & International Affairs, & Culture and the Arts/Economic Development & Business on H.R. No. 144**

The purpose of this measure is to request the Hawaii Sister-State Committee and DBEDT to evaluate the Sister-State program and make recommendations to improve the capacity and sustainability efforts to promote mutually beneficial international relationships

The Department of Business, Economic Development, & Tourism testified in support.

Your Committees have amended this measure by adding the House Committee on Economic Development & Business and the Senate Committee on Economic Development, Tourism, and Technology as consulting entities during the evaluation report process.

As affirmed by the records of votes of the members of your Committees on Veterans, Military, & International Affairs, & Culture and the Arts and Economic Development & Business that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 144, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.R. No. 144, H.D. 1.

Signed by the Chairs on behalf of the Committees.  
Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 6. Noes, none. Excused, 4 (Fukamoto, Ito, Tokioka, Ward).  
Economic Development & Business: Ayes, 5. Noes, none. Excused, 2 (Johanson, Matsumoto).

**SCRep. 1518-18 Veterans, Military, & International Affairs, & Culture and the Arts/Economic Development & Business on H.C.R. No. 172**

The purpose of this measure is to request the Hawaii Sister-State Committee and DBEDT to evaluate the Sister-State program and make recommendations to improve the capacity and sustainability efforts to promote mutually beneficial international relationships.

The Department of Business, Economic Development, & Tourism testified in support.

Your Committees have amended this measure by adding the House Committee on Economic Development & Business and the Senate Committee on Economic Development, Tourism, and Technology as consulting entities during the evaluation report process.

As affirmed by the records of votes of the members of your Committees on Veterans, Military, & International Affairs, & Culture and the Arts and Economic Development & Business that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 172, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.C.R. No. 172, H.D. 1.

Signed by the Chairs on behalf of the Committees.  
Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 6. Noes, none. Excused, 4 (Fukamoto, Ito, Tokioka, Ward).  
Economic Development & Business: Ayes, 5. Noes, none. Excused, 2 (Johanson, Matsumoto).

**SCRep. 1519-18 Judiciary on H.R. No. 66**

The purpose of this measure is to request the Judiciary to study the feasibility of opening community outreach courts in Puna and Ka'u.

The State of Hawaii Judiciary and 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. 66 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 (Lee, Morikawa, McDermott).

**SCRep. 1520-18 Judiciary on H.C.R. No. 81**

The purpose of this measure is to request the Judiciary to study the feasibility of opening community outreach courts in Puna and Ka'u.

The State of Hawaii Judiciary 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. 81 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 (Lee, Morikawa, McDermott).

**SCRep. 1521-18     Judiciary on H.C.R. No. 39**

The purpose of this measure is to request the Legislative Reference Bureau to study the cost of convening a constitutional convention.

The League of Women Voters, Common Cause Hawaii, Hawaii Government Employees Association, Hawaii State AFL-CIO, and one individuals testified in support of this measure. One individual testifies in opposition of this measure. The Legislative Reference Bureau commented 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. 39 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 (Lee, Morikawa, McDermott).

**SCRep. 1522-18     Judiciary on H.R. No. 38**

The purpose of this measure is to urge for an increase in the stipend amounts of election day officials.

The State of Hawaii Office of Elections, County of Maui Office of the County Clerk, City and County of Honolulu Office of the City Clerk, 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 concurs with the intent and purpose of H.R. No. 38 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 (Lee, Morikawa, McDermott).

**SCRep. 1523-18     Judiciary on H.C.R. No. 50**

The purpose of this measure is to urge for an increase in the stipend amounts of election day officials.

The State of Hawaii Office of Elections, County of Maui Office of the County Clerk, City and County of Honolulu Office of the City Clerk, 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 concurs with the intent and purpose of H.C.R. No. 50 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 (Lee, Morikawa, McDermott).

**SCRep. 1524-18     Energy & Environmental Protection on H.R. No. 60**

The purpose of this measure is to request the Department of Agriculture to establish a Kauai Invasive Species Task Force to study the issues and impacts of invasive animals in Kauai and recommend a comprehensive plan that addresses those issues.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Cattlemen's Council, Inc., and an individual supported this measure. An individual opposed this measure. The Department of Agriculture, Department of Land and Natural Resources, and an individual provided comments.

Your Committee notes that the establishment of a Kauai Invasive Species Task Force may be duplicative of the work currently being done by the Department of Agriculture and Department of Land and Natural Resources, and that focus should be given to the Departments' current work on managing invasive animals on Kauai and statewide.

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. 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, 2 (Lee, Yamane).

**SCRep. 1525-18     Energy & Environmental Protection on H.C.R. No. 75**

The purpose of this measure is to request the Department of Agriculture to establish a Kauai Invasive Species Task Force to study the issues and impacts of invasive animals in Kauai and recommend a comprehensive plan that addresses those issues.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Cattlemen's Council, Inc., and two individuals supported this measure. The Department of Agriculture, Department of Land and Natural Resources, and an individual provided comments.

Your Committee notes that the establishment of a Kauai Invasive Species Task Force may be duplicative of the work currently being done by the Department of Agriculture and Department of Land and Natural Resources, and that focus should be given to the Departments' current work on managing invasive animals on Kauai and statewide.

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. 75 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, 2 (Lee, Yamane).

**SCRep. 1526-18 Energy & Environmental Protection on H.R. No. 202**

The purpose of this measure is to urge the United States Congress to reform and amend the Immigration and Nationality Act of 1965 and other relevant federal immigration laws to classify climate-related migrants as refugees in order that they may receive greater legal status and protection.

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. 202 and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 6; Ayes with Reservations (McDermott). Noes, none. Excused, 2 (Lee, Yamane).

**SCRep. 1527-18 Energy & Environmental Protection on H.C.R. No. 232**

The purpose of this measure is to urge the United States Congress to reform and amend the Immigration and Nationality Act of 1965 and other relevant federal immigration laws to classify climate-related migrants as refugees in order that they may receive greater legal status and protection.

Life of the Land and three 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. 232 and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 6; Ayes with Reservations (McDermott). Noes, none. Excused, 2 (Lee, Yamane).

**SCRep. 1528-18 Energy & Environmental Protection on H.C.R. No. 123**

The purpose of this measure is to request:

- (1) The Department of Accounting and General Services to examine projects that would reduce energy costs for state departments and agencies and report to the Legislature prior to the 2019 Regular Session;
- (2) The Office of the Auditor to examine potential energy savings costs for state departments and agencies and report to the Legislature prior to the 2019 Regular Session; and
- (3) The State Procurement Office to update and publish the Energy Savings Performance Contracting list that includes a list of all pre-qualified ESCOs no later than July 1, 2018.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Life of the Land, NORESKO, and an individual supported this measure. The Office of the Auditor, State Procurement Office, and Department of Accounting and General Services provided comments.

Your Committee notes the concerns raised by the Office of the Auditor about its ability and lack of substantive and technical knowledge to conduct an examination of potential energy savings costs for state departments and agencies, and suggests that the State Energy Office or other relevant agencies may be more appropriate to conduct the examination.

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. 123 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, 2 (Lee, Yamane).

**SCRep. 1529-18 Energy & Environmental Protection on H.R. No. 203**

The purpose of this measure is to urge the counties to implement the recommendations set forth in the June 2016 Hawaii Energy Codes Compliance Study including by developing guidelines to assist building designers and others to comply with Code requirements.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and 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 Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 203 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, 2 (Lee, Yamane).

**SCRep. 1530-18 Energy & Environmental Protection on H.C.R. No. 235**

The purpose of this measure is to urge the counties to implement the recommendations set forth in the June 2016 Hawaii Energy Codes Compliance Study including by developing guidelines to assist building designers and others to comply with Code requirements.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Life of the Land, and 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 Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 235 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, 2 (Lee, Yamane).

**SCRep. 1531-18 Energy & Environmental Protection on H.C.R. No. 233**

The purpose of this measure is to request the Environmental Council to submit a report on the revision of the environmental impact statement rules, title 11, chapter 200, Hawaii Administrative Rules, outlining the process used to revise the rules, including the methodologies implemented to gather a wide range of public input, to the Legislature prior to the 2019 Regular Session.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Land Use Research Foundation of Hawaii, and an individual 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. 233 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, 2 (Lee, Yamane).

**SCRep. 1532-18 Energy & Environmental Protection on H.C.R. No. 241**

The purpose of this measure is to request the Public Utilities Commission to include in its annual report to the Governor, information about the fossil fuels that each gas and electric utility uses in the State, including at minimum, the:

- (1) Amount, type, and sources of fossil fuels imported; and
- (2) Amount of fossil fuels derived from hydraulic fracturing.

The Oahu County Committee on Legislative Priorities, Life of the Land, and two individuals supported this measure. Hawaii Gas 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. 241 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, 2 (Lee, Yamane).

**SCRep. 1533-18 Energy & Environmental Protection on H.C.R. No. 130**

The purpose of this measure is to urge state agencies to:

- (1) Work together in planning for Hawaii's involvement in the Alliance for Coastal Technologies and Maritime Environmental Resource Center's program for the assessment and evaluation of biofouling management technologies;
- (2) Review the risks of the non-abrasive cleaning of ship hull microfouling and create processes and conditions to allow certain vessels with low-risk hull coatings or paint to apply for an in-water cleaning permit; and
- (3) Develop and implement a measurable and enforceable program to address biofouling, to launch with a voluntary compliance phase-in period by December 31, 2019.

The Department of Land and Natural Resources, Office of Planning, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Life of the Land, Coordinating Groups on Alien Pest Species, and 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.C.R. No. 130 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, 2 (Lee, Yamane).

**SCRep. 1534-18 Energy & Environmental Protection on H.C.R. No. 111**

The purpose of this measure is to request the Department of Health to convene a Regional Cesspool Modernization Task Force within each county of the State for the purpose of investigating the feasibility and potential impacts of the Department's findings and recommendations in its December 2017 report to the Legislature on cesspool replacement in light of health, safety, geographic, and economic considerations.

A Councilmember of the Maui County Council, Hawaii Farm Bureau, Kula Community Association, Go Maui, Inc., and several individuals supported this measure. An individual opposed this measure. The Department of Health 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. 111 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, 2 (Lee, Yamane).

**SCRep. 1535-18 Energy & Environmental Protection on H.R. No. 74**

The purpose of this measure is to request the Department of Transportation and the City and County of Honolulu to implement safeguards at Hauula Beach Park to protect Hawaiian monk seals.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Keiko Conservation, and an individual supported this measure. The Department of Land and Natural Resources provided comments.

Your Committee notes that the Department of Transportation and the City and County of Honolulu should work in collaboration with the Department of Land and Natural Resources and federal agencies to enforce state and federal regulations to protect Hawaiian monk seals.

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. 74 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, 2 (Lee, Yamane).

**SCRep. 1536-18 Energy & Environmental Protection on H.C.R. No. 90**

The purpose of this measure is to request the Department of Transportation and the City and County of Honolulu to implement safeguards at Hauula Beach Park to protect Hawaiian monk seals.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Keiko Conservation, and a few individuals supported this measure. The Department of Land and Natural Resources provided comments.

Your Committee notes that the Department of Transportation and the City and County of Honolulu should work in collaboration with the Department of Land and Natural Resources and federal agencies to enforce state and federal regulations to protect Hawaiian monk seals.

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. 90 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, 2 (Lee, Yamane).

**SCRep. 1537-18 Energy & Environmental Protection on H.R. No. 33**

The purpose of this measure is to urge the Department of Land and Natural Resources to prohibit individuals from approaching within fifty feet of a Hawaiian monk seal unless the individual is a licensed professional who is qualified to provide aid to the Hawaiian monk seal.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Flipper Hug Group, and four individuals supported this measure. Two individuals opposed this measure. The Department of Land and Natural Resources provided comments.

Your Committee notes that the Department of Land and Natural Resources should work in collaboration with federal agencies to enforce regulations to protect Hawaiian monk seals.

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. 33 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, 2 (Lee, Yamane).

**SCRep. 1538-18 Energy & Environmental Protection on H.C.R. No. 45**

The purpose of this measure is to urge the Department of Land and Natural Resources to prohibit individuals from approaching within fifty feet of a Hawaiian monk seal unless the individual is a licensed professional who is qualified to provide aid to the Hawaiian monk seal.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i and several individuals supported this measure. An individual opposed this measure. The Department of Land and Natural Resources provided comments.

Your Committee notes that the Department of Land and Natural Resources should work in collaboration with federal agencies to enforce regulations to protect Hawaiian monk seals.

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. 45 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, 2 (Lee, Yamane).

**SCRep. 1539-18 Energy & Environmental Protection/Agriculture on H.R. No. 200**

The purpose of this measure is to request the Departments of Agriculture and Health to jointly evaluate California's current and pending regulations on chlorpyrifos and develop recommendations for similar regulations applicable to Hawaii, evaluate any negative impact on Hawaii if the Environmental Protection Agency regulations on chlorpyrifos are not implemented, and report to the Legislature prior to the 2019 Regular Session.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i and Ka Ohana O Na Pua supported this measure. The Hawaii Cattlemen's Council, Inc. opposed this measure. The Department of Agriculture, Department of Health, and Hawai'i Farm Bureau provided comments.

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 concur with the intent and purpose of H.R. No. 200 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Energy & Environmental Protection: Ayes, 6. Noes, none. Excused, 2 (Lee, Yamane).  
Agriculture: Ayes, 4. Noes, none. Excused, 3 (DeCoite, Gates, Ing).

**SCRep. 1540-18 Energy & Environmental Protection/Agriculture on H.C.R. No. 230**

The purpose of this measure is to request the Departments of Agriculture and Health to jointly evaluate California's current and pending regulations on chlorpyrifos and develop recommendations for similar regulations applicable to Hawaii, evaluate any negative impact on Hawaii if the Environmental Protection Agency regulations on chlorpyrifos are not implemented, and report to the Legislature prior to the 2019 Regular Session.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Animal Rights Hawai'i, Life of the Land, and an individual supported this measure. The Hawaii Cattlemen's Council, Inc. opposed this measure. The Department of Agriculture, Department of Health, and Hawai'i Farm Bureau provided comments.

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 concur with the intent and purpose of H.C.R. No. 230 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Energy & Environmental Protection: Ayes, 6. Noes, none. Excused, 2 (Lee, Yamane).  
Agriculture: Ayes, 4. Noes, none. Excused, 3 (DeCoite, Gates, Ing).

**SCRep. 1541-18 Energy & Environmental Protection/Agriculture on H.R. No. 201**

The purpose of this measure is to request the Department of Agriculture and Department of Health to jointly conduct a study of the short-term and long-term effects of chlorpyrifos on farmworkers, with special and focused attention on the work environment and control of the environment for pregnant or possibly pregnant farmworkers, and report to the Legislature prior to the 2019 Regular Session.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. The Department of Agriculture, Department of Health, and Hawaii Cattlemen's Council opposed this measure. The University of Hawaii provided comments.

Your Committee notes that there is a lack of funding provided to support the Department of Agriculture and Department of Health to conduct the study requested by 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 concur with the intent and purpose of H.R. No. 201 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Energy & Environmental Protection: Ayes, 6. Noes, none. Excused, 2 (Lee, Yamane).  
Agriculture: Ayes, 4. Noes, none. Excused, 3 (DeCoite, Gates, Ing).



**SCRep. 1542-18 Energy & Environmental Protection/Agriculture on H.C.R. No. 231**

The purpose of this measure is to request the Department of Agriculture and Department of Health to jointly conduct a study of the short-term and long-term effects of chlorpyrifos on farmworkers, with special and focused attention on the work environment and control of the environment for pregnant or possibly pregnant farmworkers, and report to the Legislature prior to the 2019 Regular Session.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Life of the Land, and an individual supported this measure. The Department of Agriculture, Department of Health, and Hawaii Cattlemen's Council opposed this measure. The University of Hawaii provided comments.

Your Committee notes that there is a lack of funding provided to support the Department of Agriculture and Department of Health to conduct the study requested by 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 concur with the intent and purpose of H.C.R. No. 231 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 6. Noes, none. Excused, 2 (Lee, Yamane).

Agriculture: Ayes, 4. Noes, none. Excused, 3 (DeCoite, Gates, Ing).

**SCRep. 1543-18 Energy & Environmental Protection/Water & Land on H.C.R. No. 234**

The purpose of this measure is to request the State, the counties, and each of their agencies to implement the recommendations of the Hawaii Sea Level Rise Vulnerability and Adaptation Report. This measure also requests specific departments and agencies to effectuate specific action steps recommended in the report and requests that the Governor report on progress and recommendations to the Legislature.

The Department of Land and Natural Resources, Honolulu Board of Water Supply, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Life of the Land, and three individuals supported this measure. The Office of Planning provided comments.

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 concur with the intent and purpose of H.C.R. No. 234 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 6. Noes, none. Excused, 2 (Lee, Yamane).

Water & Land: Ayes, 6. Noes, none. Excused, 2 (Yamane, Lee).

**SCRep. 1544-18 Public Safety on H.R. No. 32**

The purpose of this measure is to request the Hawaii Emergency Management Agency to develop a list of first responders, including a network of organizations contracted to immediately provide food, beverages, and ice to citizens during a natural disaster.

Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i 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. 32 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. 1545-18 Public Safety on H.C.R. No. 44**

The purpose of this measure is to request the Hawaii Emergency Management Agency to develop a list of first responders, including a network of organizations contracted to immediately provide food, beverages, and ice to citizens during a natural disaster.

Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i 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. 44 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. 1546-18 Public Safety on H.R. No. 64**

The purpose of this measure is to request the Federal Communications Commission to require all television stations that broadcast in Hawaii to dedicate time slots in their programs to educate the general public through public service announcements on how to prepare for natural and man-made disasters.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i 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. 64 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, 1 (Ing).

**SCRep. 1547-18 Public Safety on H.C.R. No. 79**

The purpose of this measure is to request the Federal Communications Commission to require all television stations that broadcast in Hawaii to dedicate time slots in their programs to educate the general public through public service announcements on how to prepare for natural and man-made disasters.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i 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. 79 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, 1 (Ing).

**SCRep. 1548-18 Public Safety/Veterans, Military, & International Affairs, & Culture and the Arts on H.R. No. 113**

The purpose of this measure is to request the State to strengthen its emergency preparedness by repositioning emergency medical supply caches from Oahu to the Neighbor Islands.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i and Ho'omana Pono, LLC supported this measure.

As affirmed by the records of votes of the members of your Committees on Public Safety 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. 113 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Public Safety: Ayes, 5; Ayes with Reservations (Say). Noes, none. Excused, 2 (Ing, Thielen).  
Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 6. Noes, none. Excused, 4 (Fukumoto, Choy, Woodson, Ward).

**SCRep. 1549-18 Public Safety/Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 126**

The purpose of this measure is to request the State to strengthen its emergency preparedness by repositioning emergency medical supply caches from Oahu to the Neighbor Islands.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. The Hawaii Healthcare Emergency Management Coalition opposed this measure. The Department of Health offered comments.

As affirmed by the records of votes of the members of your Committees on Public Safety 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. 126 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Public Safety: Ayes, 5; Ayes with Reservations (Say). Noes, none. Excused, 2 (Ing, Thielen).  
Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 6. Noes, none. Excused, 4 (Fukumoto, Choy, Woodson, Ward).

**SCRep. 1550-18 Public Safety/Veterans, Military, & International Affairs, & Culture and the Arts on H.R. No. 139**

The purpose of this measure is to urge the Federal Communications Commission, the Federal Emergency Management Agency, and the National Weather Service to make necessary updates to ensure that textual and audible information from the Emergency Alert System are matched and synchronized during television broadcasts so that all members of the public have access to timely and life-saving information.

The Disability and Communication Access Board, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Ho'omana Pono, LLC supported this measure.

As affirmed by the records of votes of the members of your Committees on Public Safety 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. 139 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Public Safety: Ayes, 5; Ayes with Reservations (Say). Noes, none. Excused, 2 (Ing, Thielen).  
Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 6. Noes, none. Excused, 4 (Fukumoto, Choy, Woodson, Ward).

**SCRep. 1551-18 Public Safety/Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 163**

The purpose of this measure is to urge the Federal Communications Commission, the Federal Emergency Management Agency, and the National Weather Service to make necessary updates to ensure that textual and audible information from the Emergency Alert System are matched and synchronized during television broadcasts so that all members of the public have access to timely and life-saving information.

The Disability and Communication Access Board and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure.

As affirmed by the records of votes of the members of your Committees on Public Safety 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. 163 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Public Safety: Ayes, 5; Ayes with Reservations (Say). Noes, none. Excused, 2 (Ing, Thielen).

Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 6. Noes, none. Excused, 4 (Fukumoto, Choy, Woodson, Ward).

**SCRep. 1552-18 Public Safety/Tourism on H.R. No. 174**

The purpose of this measure is to urge the Hawaii Tourism Authority to collaborate with the Honolulu Police Department, Honolulu Field Office of the Federal Bureau of Investigation, and the Hawaii Fusion Center to conduct a vulnerability study and make recommendations for areas in the State that should be protected by decorative bollards to ensure public safety and prevent motor vehicles from driving onto sidewalks.

Ho'omana Pono, LLC supported this measure. The Hawai'i Tourism Authority offered comments.

Your Committees have amended this measure by:

- (1) Adding the Hawaii Lodging and Tourism Association, Hawaii Visitors and Convention Bureau and its affiliated island chapters, and the Waikiki Improvement Association as participants in the vulnerability study;
- (2) Amending the title of the resolution to: "URGING THE HAWAII TOURISM AUTHORITY TO COLLABORATE WITH THE HONOLULU POLICE DEPARTMENT, HONOLULU FIELD OFFICE OF THE FEDERAL BUREAU OF INVESTIGATION, THE HAWAII FUSION CENTER, HAWAII LODGING AND TOURISM ASSOCIATION, HAWAII VISITORS AND CONVENTION BUREAU AND ITS AFFILIATED ISLAND CHAPTERS, AND THE WAIKIKI IMPROVEMENT ASSOCIATION TO CONDUCT A VULNERABILITY STUDY AND MAKE RECOMMENDATIONS FOR AREAS IN THE STATE THAT SHOULD BE PROTECTED BY DECORATIVE BOLLARDS"; and
- (3) Adding that certified copies of the resolution be transmitted to the President and Chief Executive Officer of the Hawaii Lodging and Tourism Association, Chairperson of the Board of Directors of the Hawaii Visitors and Convention Bureau, and the President of the Waikiki Improvement Association.

As affirmed by the records of votes of the members of your Committees on Public Safety and Tourism that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 174, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.R. No. 174, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Public Safety: Ayes, 6. Noes, none. Excused, 1 (Ing).

Tourism: Ayes, 5. Noes, none. Excused, 4 (Fukumoto, Choy, Ito, Woodson).

**SCRep. 1553-18 Public Safety/Tourism on H.C.R. No. 204**

The purpose of this measure is to urge the Hawaii Tourism Authority to collaborate with the Honolulu Police Department, Honolulu Field Office of the Federal Bureau of Investigation, and the Hawaii Fusion Center to conduct a vulnerability study and make recommendations for areas in the State that should be protected by decorative bollards to ensure public safety and prevent motor vehicles from driving onto sidewalks.

The State Department of Defense and Honolulu Police Department supported this measure. The Hawai'i Tourism Authority offered comments.

Your Committees have amended this measure by:

- (1) Adding the Hawaii Lodging and Tourism Association, Hawaii Visitors and Convention Bureau and its affiliated island chapters, and the Waikiki Improvement Association as participants in the vulnerability study;
- (2) Amending the title of the concurrent resolution to: "URGING THE HAWAII TOURISM AUTHORITY TO COLLABORATE WITH THE HONOLULU POLICE DEPARTMENT, HONOLULU FIELD OFFICE OF THE FEDERAL BUREAU OF INVESTIGATION, THE HAWAII FUSION CENTER, HAWAII LODGING AND TOURISM ASSOCIATION, HAWAII VISITORS AND CONVENTION BUREAU AND ITS AFFILIATED ISLAND CHAPTERS, AND THE WAIKIKI IMPROVEMENT ASSOCIATION TO CONDUCT A VULNERABILITY STUDY AND MAKE RECOMMENDATIONS FOR AREAS IN THE STATE THAT SHOULD BE PROTECTED BY DECORATIVE BOLLARDS"; and

- (3) Adding that certified copies of the concurrent resolution be transmitted to the President and Chief Executive Officer of the Hawaii Lodging and Tourism Association, Chairperson of the Board of Directors of the Hawaii Visitors and Convention Bureau, and the President of the Waikiki Improvement Association.

As affirmed by the records of votes of the members of your Committees on Public Safety and Tourism that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 204, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.C.R. No. 204, H.D. 1.

Signed by the Chairs on behalf of the Committees.  
 Public Safety: Ayes, 6. Noes, none. Excused, 1 (Ing).  
 Tourism: Ayes, 5. Noes, none. Excused, 4 (Fukumoto, Choy, Ito, Woodson).

**SCRep. 1554-18 Public Safety on H.R. No. 75**

The purpose of this measure is to urge the Honolulu Police Department to open a police station on Oahu's North Shore to deter criminal activity, provide more immediate assistance to victims once a crime has been committed, and address community concerns associated with homelessness, among other issues raised by the community.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure.

Your Committee has amended this measure by adding that certified copies of the resolution be transmitted to the Mayor of the City and County of Honolulu and the Chair of the Honolulu City Council.

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. 75, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 75, H.D. 1.

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

**SCRep. 1555-18 Public Safety on H.C.R. No. 91**

The purpose of this measure is to urge the Honolulu Police Department to open a police station on Oahu's North Shore to deter criminal activity, provide more immediate assistance to victims once a crime has been committed, and address community concerns associated with homelessness, among other issues raised by the community.

The Honolulu Police Department, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and a concerned individual supported this measure.

Your Committee has amended this measure by adding that certified copies of the concurrent resolution be transmitted to the Mayor of the City and County of Honolulu and the Chair of the Honolulu City Council.

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. 91, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 91, H.D. 1.

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

**SCRep. 1556-18 Legislative Management on H.C.R. No. 28**

The purpose of this measure is to ensure public safety for all employees and visitors of the Hawaii State Capitol building by urging the State Capitol Management Committee to consider security improvements for the State Capitol.

The Department of Accounting and General Services provided comments.

Your Committee has amended this measure by removing "implementing" throughout the measure, including its title.

As affirmed by the record of votes of the members of your Committee on Legislative Management that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 28, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 28, H.D. 1.

Signed by the Chair on behalf of the Committee.  
 Ayes, 4. Noes, none. Excused, 2 (Choy, Tupola).

**SCRep. 1557-18 Legislative Management/Labor & Public Employment on H.R. No. 132**

The purpose of this measure is to support mothers who breastfeed their children by requesting the Department of Accounting and General Services to dedicate one private room in the Hawaii State Capitol building for employees and visitors to breastfeed or express milk.

The Department of Accounting and General Services, Department of Human Services, Planned Parenthood Votes Northwest and Hawaii, American Association of University Women of Hawaii, Hawaii State Democratic Women's Caucus, YWCA O'ahu, Healthy Mothers Healthy Babies Coalition, Breastfeeding Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and three concerned individuals supported this measure.

As affirmed by the records of votes of the members of your Committees on Legislative Management and Labor & Public Employment that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 132 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Legislative Management: Ayes, 4. Noes, none. Excused, 2 (Choy, Tupola).  
Labor & Public Employment: Ayes, 6. Noes, none. Excused, 1 (Ichiyama).

**SCRep. 1558-18 Legislative Management/Labor & Public Employment on H.C.R. No. 149**

The purpose of this measure is to support mothers who breastfeed their children by requesting the Department of Accounting and General Services to dedicate one private room in the Hawaii State Capitol building for employees and visitors to breastfeed or express milk.

The Department of Accounting and General Services, Department of Human Services, Planned Parenthood Votes Northwest and Hawaii, American Association of University Women of Hawaii, Hawaii State Democratic Women's Caucus, YWCA O'ahu, Healthy Mothers Healthy Babies Coalition, Breastfeeding Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and three concerned individuals supported this measure.

As affirmed by the records of votes of the members of your Committees on Legislative Management and Labor & Public Employment that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 149 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Legislative Management: Ayes, 4. Noes, none. Excused, 2 (Choy, Tupola).  
Labor & Public Employment: Ayes, 6. Noes, none. Excused, 1 (Ichiyama).

**SCRep. 1559-18 Education on H.R. No. 169**

The purpose of this measure is to request the Department of Education to provide annual reports to the Legislature on the status of actions taken to comply with Title IX of the federal Education Amendments of 1972, which was renamed the Patsy T. Mink Equal Opportunity in Education Act.

Specifically, this measure requests that the Department of Education account for its actions to remedy violations of the Act for failure to:

- (1) Appoint a Title IX Coordinator;
- (2) Develop and disseminate a notice of non-discrimination;
- (3) Provide a procedure to address complaints; and
- (4) Provide equitable facilities and supports to high school girls athletics.

The Department of Education and 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. 169 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, 4 (Creagan, Ing, McKelvey, Matsumoto).

**SCRep. 1560-18 Education on H.C.R. No. 198**

The purpose of this measure is to request the Department of Education to provide annual reports to the Legislature on the status of actions taken to comply with Title IX of the federal Education Amendments of 1972, which was renamed the Patsy T. Mink Equal Opportunity in Education Act.

Specifically, this measure requests that the Department of Education account for its actions to remedy violations of the Act for failure to:

- (1) Appoint a Title IX Coordinator;
- (2) Develop and disseminate a notice of non-discrimination;
- (3) Provide a procedure to address complaints; and
- (4) Provide equitable facilities and supports to high school girls athletics.

The Department of Education, Hawaii State Commission on the Status of Women, American Civil Liberties Union of Hawai'i, Hawaii Women's Coalition, 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. 198 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, 4 (Creagan, Ing, McKelvey, Matsumoto).

**SCRep. 1561-18 Education on H.R. No. 17**

The purpose of this measure is to request the Department of Education to establish a task force to develop sustainable child sexual abuse prevention initiatives that increase awareness, education, prevention, and advocacy.

The Hawaii Youth Services Network, Planned Parenthood Votes Northwest and Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and an individual supported this measure. The Sex Abuse Treatment Center and an individual provided comments on this measure.

Your Committee has amended this measure by:

- (1) Adding a member of the Board of Education to 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 Education that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 17, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 17, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 2 (Creagan, McKelvey).

**SCRep. 1562-18 Education on H.C.R. No. 15**

The purpose of this measure is to request the Department of Education to provide a status report to the Legislature prior to the 2019 Regular Session on the status of physical education in Hawaii's public schools that includes:

- (1) The number of physical education instructional minutes per week provided to students in grades K-12;
- (2) The qualifications of personnel delivering physical education;
- (3) The methods for assessment of student achievement on instructional standards for physical education; and
- (4) A plan for adoption of current national recommendations.

American Heart Association, Hawai'i Public Health Institute, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and two individuals supported this measure. The Department of Education and Department of Health 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 concurs with the intent and purpose of H.C.R. No. 15 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 (Creagan, McKelvey).

**SCRep. 1563-18 Education on H.R. No. 158**

The purpose of this measure is to urge school administrators, teachers, parents, and students to be educated about the potential health impacts of heavy backpacks and to take proactive measures to avoid injury caused by these backpacks by urging:

- (1) The Board of Education to develop policies and procedures to allow licensed chiropractors to conduct interval scoliosis exams on children in schools; and
- (2) Schools to work with their parent-teacher associations to assess the extent to which students use overweight backpacks and to promote innovative strategies to lessen the impact of these backpacks on students.

An individual testified in support 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 concurs with the intent and purpose of H.R. No. 158 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 (Creagan, McKelvey).

**SCRep. 1564-18 Education on H.C.R. No. 186**

The purpose of this measure is to urge school administrators, teachers, parents, and students to be educated about the potential health impacts of heavy backpacks and to take proactive measures to avoid injury caused by these backpacks by urging:

- (1) The Board of Education to develop policies and procedures to allow licensed chiropractors to conduct interval scoliosis exams on children in schools; and
- (2) Schools to work with their parent-teacher associations to assess the extent to which students use overweight backpacks and to promote innovative strategies to lessen the impact of these backpacks on students.

The Department of Education 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. 186 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 (Creagan, McKelvey).

**SCRep. 1565-18 Education on H.R. No. 204**

The purpose of this measure is to request the Department of Education to design and implement a curriculum in Hawaii public schools that teaches students to perform cardiopulmonary resuscitation and to identify symptoms of a stroke.

The Queen's Health Systems and Hawai'i Pacific Health supported this measure. The American Heart Association supported this measure with an amendment. The Department of Education provided comments on this measure.

Your Committee has amended this measure by requesting that the curriculum designed pursuant to this measure be implemented as part of the school health or physical education curriculum.

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. 204, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 204, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 7. Noes, none. Excused, 4 (Creagan, Ing, McKelvey, Matsumoto).

**SCRep. 1566-18 Education on H.C.R. No. 236**

The purpose of this measure is to request the Department of Education to design and implement a curriculum in Hawaii public schools that teaches students to perform cardiopulmonary resuscitation and to identify symptoms of a stroke.

The Queen's Health Systems and Hawai'i Pacific Health supported this measure. The American Heart Association supported this measure with an amendment. The Department of Education provided comments on this measure.

Your Committee has amended this measure by requesting that the curriculum designed pursuant to this measure be implemented as part of the school health or physical education curriculum.

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. 236, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 236, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 7. Noes, none. Excused, 4 (Creagan, Ing, McKelvey, Matsumoto).

**SCRep. 1567-18 Health & Human Services on H.R. No. 63**

The purpose of this measure is to ensure timely access to health care services for all residents of Hawaii by requesting the Auditor to assess the adequacy of the physician networks on all islands of the State and submit a report of the findings and recommendations to the Legislature by January 1, 2019.

Hawai'i Pacific Health, EPIC 'Ohana, Inc., Hawaii Medical Association, Oahu County Committee on Democratic Priorities of the Democratic Party of Hawai'i, and an individual testified in support of this measure. The Office of the Auditor and Kaiser Permanente Hawai'i provided comments.

As affirmed by the record of votes of the members of your Committee on Health & Human Services 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 Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1568-18 Health & Human Services on H.C.R. No. 78**

The purpose of this measure is to ensure timely access to health care services for all residents of Hawaii by requesting the Auditor to assess the adequacy of the physician networks on all islands of the State and submit a report of the findings and recommendations to the Legislature by January 1, 2019.

Hawai'i Pacific Health, EPIC 'Ohana, Inc., Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and an individual testified in support of this measure. The Office of the Auditor and Kaiser Permanente Hawai'i provided comments.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 78 and recommends that it be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1569-18 Health & Human Services on H.R. No. 39**

The purpose of this measure is to request the Department of Health to adopt administrative rules establishing noise level standards for residential and commercial areas of the State by June 30, 2019.

The Chinatown Gateway Plaza Tenant Association provided testimony in support of this measure. The Department of Health submitted comments.

Your Committee notes that the Department of Health commented that pursuant to Chapter 342F, Hawaii Revised Statutes, the Department has already adopted Administrative Rules to regulate noise level standards in residential and commercial areas.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 39 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, 1 (Tupola).

**SCRep. 1570-18 Health & Human Services on H.C.R. No. 51**

The purpose of this measure is to request the Department of Health to adopt administrative rules establishing noise level standards for residential and commercial areas of the State by June 30, 2019.

The Chinatown Gateway Plaza Tenant Association provided testimony in support of this measure. The Department of Health submitted comments.

Your Committee notes that the Department of Health commented that pursuant to Chapter 342F, Hawaii Revised Statutes, the Department has already adopted Administrative Rules to regulate noise level standards in residential and commercial areas.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 51 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, 1 (Tupola).

**SCRep. 1571-18 Health & Human Services on H.R. No. 79**

The purpose of this measure is to determine the availability of long-term care beds in the City and County of Honolulu, and, based on that determination, ascertain whether operations should continue at Leahi Hospital and Maluhia Long-Term Care Health Center.

An individual testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 79 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, 1 (Tupola).

**SCRep. 1572-18 Health & Human Services on H.C.R. No. 95**

The purpose of this measure is to determine the availability of long-term care beds in the City and County of Honolulu, and, based on that determination, ascertain whether operations should continue at Leahi Hospital and Maluhia Long-Term Care Health Center.

An individual testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 95 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, 1 (Tupola).

**SCRep. 1573-18 Health & Human Services on H.R. No. 125**

The purpose of this measure is to request the Executive Office on Aging to require the county area agencies on aging to provide the Executive Office on Aging with a link to post the agenda and minutes of their advisory council meetings on the state Aging and Disability Resource Center website.

Catholic Charities Hawai'i submitted testimony in support of this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services 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, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1574-18 Health & Human Services on H.C.R. No. 139**

The purpose of this measure is to request the Executive Office on Aging to require the county area agencies on aging to provide the Executive Office on Aging with a link to post the agenda and minutes of their advisory council meetings on the state Aging and Disability Resource Center website.

The Executive Office on Aging, Catholic Charities Hawai'i, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i submitted testimony in support of this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services 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, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1575-18 Health & Human Services on H.R. No. 40**

The purpose of this measure is to urge the National Football League to allow injured players to use cannabidiol in pill or liquid form to address the pain from their work-related injuries.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i submitted testimony in support of this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 40 and recommends that it be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 4; Ayes with Reservations (Learmont). Noes, none. Excused, 1 (Tupola).

**SCRep. 1576-18 Health & Human Services on H.C.R. No. 52**

The purpose of this measure is to urge the National Football League to allow injured players to use cannabidiol in pill or liquid form to address the pain from their work-related injuries.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i and one concerned individual submitted testimony in support.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 52 and recommends that it be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 4; Ayes with Reservations (Learmont). Noes, none. Excused, 1 (Tupola).

**SCRep. 1577-18 Health & Human Services on H.R. No. 51**

The purpose of this measure is to determine the appropriate classification of cannabis in the State's schedules for controlled substances and the consequences of reclassifying cannabis to a schedule III controlled substance by requesting that the Departments of Health and Public Safety evaluate and prepare a report on this issue to the Legislature.

The Maui Service Area Board on Mental Health and Substance Abuse of the Department of Health and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 51 and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 4; Ayes with Reservations (Learnmont). Noes, none. Excused, 1 (Tupola).

**SCRep. 1578-18 Health & Human Services on H.C.R. No. 65**

The purpose of this measure is to determine the appropriate classification of cannabis in the State's schedules for controlled substances and the consequences of reclassifying cannabis to a schedule III controlled substance by requesting that the Departments of Health and Public Safety evaluate and prepare a report on this issue to the Legislature.

The Maui Service Area Board on Mental Health and Substance Abuse of the Department of Health and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Health & 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 Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 4; Ayes with Reservations (Learnmont). Noes, none. Excused, 1 (Tupola).

**SCRep. 1579-18 Tourism on H.R. No. 117**

The purpose of this measure is to showcase Hawaii's cultural, historical, and spiritual heritage in sports and athletics and to fortify the sports tourism sector of the State's economy by:

- (1) Urging the International Olympic Committee, International Paralympic Committee, United States Olympic Committee, and the Tokyo Organising Committee of the Olympic and Paralympic Games to encourage Olympic and Paralympic athletes to train in Hawaii for the 2020 Summer Olympics and the 2020 Summer Paralympics; and
- (2) Transmitting certified copies of this measure to the appropriate parties.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and a concerned individual supported this measure

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee concurs with the intent and purpose of H.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 (Fukumoto, LoPresti).

**SCRep. 1580-18 Tourism on H.C.R. No. 131**

The purpose of this measure is to showcase Hawaii's cultural, historical, and spiritual heritage in sports and athletics and to fortify the sports tourism sector of the State's economy by:

- (1) Urging the International Olympic Committee, International Paralympic Committee, United States Olympic Committee, and the Tokyo Organising Committee of the Olympic and Paralympic Games to encourage Olympic and Paralympic athletes to train in Hawaii for the 2020 Summer Olympics and the 2020 Summer Paralympics; and
- (2) Transmitting certified copies of this measure to the appropriate parties.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and a concerned individual supported this measure.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee concurs with the intent and purpose of H.C.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 (Fukumoto, LoPresti).

**SCRep. 1581-18 Tourism/Transportation on H.R. No. 148**

The purpose of this measure is to address community concerns and improve operator and visitor safety by urging the respective government entities at the state and national level to develop, update, and introduce policies related to helicopter air tours.

The Mayor of the County of Hawaii, Council Member representing District 6 of the Hawaii County Council, Hawaii Island Coalition Malama Pono, and several concerned individuals supported the measure.

Your Committees have amended this measure by:

- (1) Clarifying that the updated air tour flight paths should include a variety of recommended routes, including off-shore routes;

- (2) Identifying sunrise and sunset times for Honolulu as those published by the United States Naval Observatory on its website located at [http://aa.usno.navy.mil/data/docs/RS\\_OneYear.php](http://aa.usno.navy.mil/data/docs/RS_OneYear.php); 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 Tourism and Transportation that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 148, as amended herein, and recommend that it be referred to your Committee on Judiciary, in the form attached hereto as H.R. No. 148, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Tourism: Ayes, 6. Noes, none. Excused, 3 (Ito, Woodson, Ward).

Transportation: Ayes, 5. Noes, none. Excused, 2 (Brower, McDermott).

**SCRep. 1582-18 Tourism/Transportation on H.C.R. No. 177**

The purpose of this measure is to address community concerns and improve operator and visitor safety by urging the respective government entities at the state and national level to develop, update, and introduce policies related to helicopter air tours.

The Mayor of the County of Hawaii, Council Member representing District 6 of the Hawaii County Council, Hawaii Island Coalition Malama Pono, and several concerned individuals supported the measure.

Your Committees have amended this measure by:

- (1) Clarifying that the updated air tour flight paths should include a variety of recommended routes, including off-shore routes;
- (2) Identifying sunrise and sunset times for Honolulu as those published by the United States Naval Observatory on its website located at [http://aa.usno.navy.mil/data/docs/RS\\_OneYear.php](http://aa.usno.navy.mil/data/docs/RS_OneYear.php); 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 Tourism and Transportation that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 177, as amended herein, and recommend that it be referred to your Committee on Judiciary, in the form attached hereto as H.C.R. No. 177, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Tourism: Ayes, 6. Noes, none. Excused, 3 (Ito, Woodson, Ward).

Transportation: Ayes, 5. Noes, none. Excused, 2 (Brower, McDermott).

**SCRep. 1583-18 Water & Land on H.R. No. 172**

The purpose of this measure is to urge the counties to amend their land use ordinances to mandate that all new buildings and renovations incorporate low impact development storm water design methods such as trenches, infiltration beds, swales, pervious concrete, and basins that allow water to collect and soak into the ground on site rather than flow over paved surfaces.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i 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 concurs with the intent and purpose of H.R. No. 172 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, 2 (Cullen, Lee).

**SCRep. 1584-18 Water & Land on H.C.R. No. 202**

The purpose of this measure is to urge the counties to amend their land use ordinances to mandate that all new buildings and renovations incorporate low impact development storm water design methods such as trenches, infiltration beds, swales, pervious concrete, and basins that allow water to collect and soak into the ground on site rather than flow over paved surfaces.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i and the Holomua Trench Troopers 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 concurs with the intent and purpose of H.C.R. No. 202 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, 2 (Cullen, Lee).

**SCRep. 1585-18 Water & Land on H.C.R. No. 86**

The purpose of this measure is to request the Department of Health to convene a task force to identify barriers and solutions to expanded water reuse in the State, including by reviewing regulations for water reuse and gray water use in other jurisdictions and recommending demonstration projects, and report to the Legislature prior to the 2019 Regular Session.

The Department of Health, Ulupono Initiative, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Hawaii Community Foundation supported this measure. The City and County of Honolulu Department of Environmental Services provided comments.

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. 86 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 (Cullen, Lee, Lowen).

**SCRep. 1586-18 Water & Land on H.C.R. No. 189**

The purpose of this measure is to authorize the Board of Land and Natural Resources to issue a lease of sixty-five years for approximately 3.992 acres of land covering state submerged lands at Kahalu'u, North Kona, Island of Hawai'i, identified as tax map key number (3) 7-8-013: portions of 002 and 043 pursuant to section 171-53, Hawaii Revised Statutes.

The Department of Land and Natural Resources, Kamehameha Schools, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i 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 concurs with the intent and purpose of H.C.R. No. 189 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 (Cullen, Lee, Lowen).

**SCRep. 1587-18 Water & Land on H.R. No. 206**

The purpose of this measure is to encourage the Department of Land and Natural Resources and Department of Parks and Recreation of the City and County of Honolulu to collaboratively work with community stakeholders to identify and establish off-leash dog parks on the Windward side of Oahu, where no such parks currently exist.

The Department of Land and Natural Resources provided comments.

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. 206 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, 2 (Cullen, Lee).

**SCRep. 1588-18 Water & Land on H.C.R. No. 238**

The purpose of this measure is to encourage the Department of Land and Natural Resources and Department of Parks and Recreation of the City and County of Honolulu to collaboratively work with community stakeholders to identify and establish off-leash dog parks on the Windward side of Oahu, where no such parks currently exist.

Windward Dog Park Hui and several individuals supported this measure. The Department of Land and Natural Resources provided comments.

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. 238 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, 2 (Cullen, Lee).

**SCRep. 1589-18 Water & Land on H.R. No. 183**

The purpose of this measure is to request the City Council of the City and County of Honolulu to require a conditional use permit-major for any and all allowed uses on lands in P-2 General Preservation Districts that are within one hundred feet of a residential area.

Hawaiian Electric Company, Inc., Hawaii Electric Light Company, Inc., and Maui Electric Company, Ltd. opposed this measure.

Your Committee notes the concerns raised in testimony on how the use of a conditional use permit-major process proposed by this measure could unnecessarily delay work on facilities in P-2 general preservation districts within one hundred feet of a residential area and could negatively impact any emergency repairs on electric systems. Your Committee further requests that Hawaiian Electric Company, Inc., Hawaii Electric Light Company, Inc., and Maui Electric Company, Ltd. participate in discussions with other stakeholders to resolve these concerns.

Your Committee has amended this measure by:

- (1) Clarifying that the City Council of the City and County of Honolulu is requested to require a conditional use permit-major for any and all allowed uses on lands in P-2 General Preservation Districts that are within one hundred feet of a residential zoned area;
- (2) Deleting language referencing the purpose of Residential Zoning Districts; 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 concurs with the intent and purpose of H.R. No. 183, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 183, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Cullen, Lee).

**SCRep. 1590-18 Water & Land on H.C.R. No. 212**

The purpose of this measure is to request the City Council of the City and County of Honolulu to require a conditional use permit-major for any and all allowed uses on lands in P-2 General Preservation Districts that are within one hundred feet of a residential area.

Hawaiian Electric Company, Inc., Hawaii Electric Light Company, Inc., and Maui Electric Company, Ltd. opposed this measure.

Your Committee notes the concerns raised in testimony on how the use of a conditional use permit-major process proposed by this measure could unnecessarily delay work on facilities in P-2 general preservation districts within one hundred feet of a residential area and could negatively impact any emergency repairs on electric systems. Your Committee further requests that Hawaiian Electric Company, Inc., Hawaii Electric Light Company, Inc., and Maui Electric Company, Ltd. participate in discussions with other stakeholders to resolve these concerns.

Your Committee has amended this measure by:

- (1) Clarifying that the City Council of the City and County of Honolulu is requested to require a conditional use permit-major for any and all allowed uses on lands in P-2 General Preservation Districts that are within one hundred feet of a residential zoned area;
- (2) Deleting language referencing the purpose of Residential Zoning Districts; 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 concurs with the intent and purpose of H.C.R. No. 212, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 212, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Cullen, Lee).

**SCRep. 1591-18 Water & Land on H.R. No. 155**

The purpose of this measure is to urge the City and County of Honolulu to use the Wai'anae Sustainable Communities Plan, published in March of 2012, when approving planning permits issued for developments on the Wai'anae Coast to ensure the provision of adequate infrastructure for new and existing communities and to preserve areas with unique cultural and historical value.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Ho'omanapono Political Action Committee, and an individual 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 concurs with the intent and purpose of H.R. No. 155 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 (Cullen, Lee, Lowen).

**SCRep. 1592-18 Water & Land on H.C.R. No. 184**

The purpose of this measure is to urge the City and County of Honolulu to use the Wai'anae Sustainable Communities Plan, published in March of 2012, when approving planning permits issued for developments on the Wai'anae Coast to ensure the provision of adequate infrastructure for new and existing communities and to preserve areas with unique cultural and historical value.

The City and County of Honolulu Department of Planning and Permitting, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Ho'omanapono Political Action Committee, and an individual 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 concurs with the intent and purpose of H.C.R. No. 184 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 (Cullen, Lee, Lowen).

**SCRep. 1593-18 Water & Land on H.C.R. No. 40**

The purpose of this measure is to request the Chairperson of the Board of Land and Natural Resources to establish the Pearl City Revitalization Task Force (Task Force) to study future uses for the vacated Pearl City Fire Station site, including recreational and education uses, and report back to the Legislature prior to the 2020 Regular Session.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i and an individual supported this measure. The Legislative Reference Bureau provided comments.

Your Committee has amended this measure by removing language requiring the Legislative Reference Bureau, upon request of the Task Force, to assist in the preparation of the Task Force's report.

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. 40, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 40, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, 3 (Cullen, Lee, Lowen).

**SCRep. 1594-18 Water & Land on H.R. No. 185**

The purpose of this measure is to recognize the thirty-day period from the last Saturday in September to the last Sunday in October as "Malama Pu‘uloa Month" and celebrate one of the first settlement sites on Oahu.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i supported this measure.

Your Committee has amended this measure by changing the reference to Kalaiopu‘u to Kalaniopu‘u.

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. 185, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 185, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Cullen, Lee).

**SCRep. 1595-18 Water & Land on H.C.R. No. 214**

The purpose of this measure is to recognize the thirty-day period from the last Saturday in September to the last Sunday in October as "Malama Pu‘uloa Month" and celebrate one of the first settlement sites on Oahu.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i and Hui O Ho‘ohonua supported this measure.

Your Committee has amended this measure by changing the reference to Kalaiopu‘u to Kalaniopu‘u.

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. 214, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 214, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Cullen, Lee).

**SCRep. 1596-18 Water & Land on H.R. No. 133**

The purpose of this measure is to express the House of Representative's support for the purchase, preservation, and restoration of agricultural and conservation lands in Maunawili Valley, Oahu, and the protection and preservation of important ancient and historic sites and trails and waters in Maunawili.

The Department of Land and Natural Resources, Office of Planning, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i, Ho‘omanapono Political Action Committee, Environmental Caucus of the Democratic Party of Hawai‘i, Aukahi, Hui Kawainui-Kailua Ka Wai Ola, Kailua Hawaiian Civic Club, Hui Maunawili-Kawainui, Hawaii Agriculture Research Center, Halau Mohala ‘Ilima, The Trust for Public Land, ‘Ahahui Malama I ka Lokahi, Hika‘alani, and many individuals supported this measure. The Department of Agriculture and Kailua Neighborhood Board provided comments.

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. 133 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 (Cullen, Lee, Lowen).

**SCRep. 1597-18 Water & Land on H.C.R. No. 152**

The purpose of this measure is to express the Legislature's support for the purchase, preservation, and restoration of agricultural and conservation lands in Maunawili Valley, Oahu, and the protection and preservation of important ancient and historic sites and trails and waters in Maunawili.

The Department of Land and Natural Resources, Office of Planning, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Ho'omanapono Political Action Committee, Environmental Caucus of the Democratic Party of Hawai'i, Aukahi, Hui Kawainui-Kailua Ka Wai Ola, Kailua Hawaiian Civic Club, Hui Maunawili-Kawainui, Hawaii Agriculture Research Center, Halau Mohala 'Ilima, The Trust for Public Land, 'Ahahui Malama I ka Lokahi, and many individuals supported this measure. The Department of Agriculture and Kailua Neighborhood Board provided comments.

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. 152 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 (Cullen, Lee, Lowen).

**SCRep. 1598-18 Water & Land on H.R. No. 153**

The purpose of this measure is to urge the Department of Land and Natural Resources to work with local hunters to accommodate traditional and customary native Hawaiian hunting practices, find alternatives to aerial shooting for wild ungulate eradication, and expand the areas and bag limits for the hunting of wild ungulates.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Ho'omanapono Political Action Committee, and several individuals supported this measure. The Department of Land and Natural Resources provided comments.

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. 153 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 (Cullen, Lee, Lowen).

**SCRep. 1599-18 Water & Land on H.C.R. No. 182**

The purpose of this measure is to urge the Department of Land and Natural Resources to work with local hunters to accommodate traditional and customary native Hawaiian hunting practices, find alternatives to aerial shooting for wild ungulate eradication, and expand the areas and bag limits for the hunting of wild ungulates.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Ho'omanapono Political Action Committee, Waianae Hunting Association, BIFA, Hawaii Hunting Association, and many individuals supported this measure. The Department of Land and Natural Resources provided comments.

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. 182 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 (Cullen, Lee, Lowen).

**SCRep. 1600-18 Water & Land on H.R. No. 184**

The purpose of this measure is to request the Department of Parks and Recreation of the City and County of Honolulu to build a dog park in Kupohi Neighborhood Park, Royal Kunia Park and Ride, or any other existing recreational parks in the Leeward area.

No testimony was received 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 H.R. No. 184 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, 2 (Cullen, Lee).

**SCRep. 1601-18 Water & Land on H.C.R. No. 213**

The purpose of this measure is to request the Department of Parks and Recreation of the City and County of Honolulu to build a dog park in Kupohi Neighborhood Park, Royal Kunia Park and Ride, or any other existing recreational parks in the Leeward area.

No testimony was received 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 H.C.R. No. 213 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, 2 (Cullen, Lee).

**SCRep. 1602-18 Water & Land on H.R. No. 154**

The purpose of this measure is to urge the Department of Land and Natural Resources to remove abandoned vehicles and garbage from public parks and beaches in the State within ten business days of the date that the abandoned vehicle or garbage was reported to the Department because of potential environmental and public health hazards.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i and Ho'omanapono Political Action Committee supported this measure. The Department of Land and Natural Resources provided comments.

Your Committee notes that there are major issues of abandoned vehicles and garbage in the pristine Lipoa Point area of Maui.

Your Committee has amended this measure by:

- (1) Including marine debris in the list of items the Department of Land and Natural Resources is urged to remove from public parks and beaches in the State;
- (2) Removing references to illegal drug use, vandalism, graffiti, illegal dumping, and homeless encampments; 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 concurs with the intent and purpose of H.R. No. 154, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 154, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 5; Ayes with Reservations (Kong). Noes, none. Excused, 3 (Cullen, Lee, Lowen).

**SCRep. 1603-18 Water & Land on H.C.R. No. 183**

The purpose of this measure is to urge the Department of Land and Natural Resources to remove abandoned vehicles and garbage from public parks and beaches in the State within ten business days of the date that the abandoned vehicle or garbage was reported to the Department because of potential environmental and public health hazards.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Ho'omanapono Political Action Committee, and an individual supported this measure. The Department of Land and Natural Resources provided comments.

Your Committee notes that there are major issues of abandoned vehicles and garbage in the pristine Lipoa Point area of Maui.

Your Committee has amended this measure by:

- (1) Including marine debris in the list of items the Department of Land and Natural Resources is urged to remove from public parks and beaches in the State;
- (2) Removing references to illegal drug use, vandalism, graffiti, illegal dumping, and homeless encampments; 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 concurs with the intent and purpose of H.C.R. No. 183, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 183, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 5; Ayes with Reservations (Kong). Noes, none. Excused, 3 (Cullen, Lee, Lowen).

**SCRep. 1604-18 Transportation on H.R. No. 142**

The purpose of this measure is to urge statewide support of traffic safety legislation to reduce motor vehicle fatalities and injuries.

The Department of Transportation and a concerned individual testified in support of this measure.

Your Committee has amended this measure by deleting references to:

- (1) Establishing a Universal Helmet Law that requires all motorcycle, moped, and bicycle riders to wear a helmet while riding on public roadways to reduce a rider's chance of traumatic brain injury or paralysis after an accident; and



- (2) Prohibiting persons from riding in the cargo area of a pickup truck to reduce preventable fatalities and injuries.

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. 142, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 142, H.D. 1.

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

**SCRep. 1605-18 Transportation on H.C.R. No. 165**

The purpose of this measure is to urge statewide support of traffic safety legislation to reduce motor vehicle fatalities and injuries.

The Department of Transportation testified in support of this measure.

Your Committee has amended this measure by deleting references to:

- (1) Establishing a Universal Helmet Law that requires all motorcycle, moped, and bicycle riders to wear a helmet while riding on public roadways to reduce a rider's chance of traumatic brain injury or paralysis after an accident; and
- (2) Prohibiting persons from riding in the cargo area of a pickup truck to reduce preventable fatalities and injuries.

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. 165, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 165, H.D. 1.

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

**SCRep. 1606-18 Transportation on H.R. No. 48**

The purpose of this measure is to request the Department of Transportation to convene a working group to evaluate the regulation of personal vehicle rentals and to consider standards of practice for this emerging and currently unregulated industry to ensure the safety of the public.

A concerned individual testified in support of this measure. Turo Inc. provided comments on this measure.

Your Committee has amended this measure by requesting the working group to research and review safety and maintenance standards, liability and insurance limits, airport and public access, and pricing, fees, and taxes as they pertain to personal vehicle rentals.

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. 48, as amended herein, and recommends that it be referred to your Committee on Consumer Protection & Commerce in the form attached hereto as H.R. No. 48, H.D. 1.

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

**SCRep. 1607-18 Transportation on H.C.R. No. 62**

The purpose of this measure is to request the Department of Transportation to convene a working group to evaluate the regulation of personal vehicle rentals and to consider standards of practice for this emerging and currently unregulated industry to ensure the safety of the public.

The Department of Transportation testified in opposition to this measure. Turo Inc. and Enterprise Holdings provided comments on this measure.

Your Committee has amended this measure by requesting that the working group research and review safety and maintenance standards, liability and insurance limits, airport and public access, and pricing, fees, and taxes as they pertain to personal vehicle rentals.

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. 62, 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. 62, H.D. 1.

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

**SCRep. 1608-18 Transportation on H.R. No. 24**

The purpose of this measure is to urge the Department of Transportation to include instruction on the Dutch Reach method, in which a person uses the far-side hand to open a car door rather than the closest hand to the door, in driver's education programs in the State.

Hawaii Bicycling League and a few concerned 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.R. No. 24 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 (Hashem).

**SCRep. 1609-18      Transportation on H.C.R. No. 30**

The purpose of this measure is to urge the Department of Transportation to include instruction on the Dutch Reach method, in which a person uses the far-side hand to open a car door rather than the closest hand to the door, in driver's education programs in the State.

The Department of Transportation, Hawaii Bicycling League, and a few concerned 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. 30 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 (Hashem).

**SCRep. 1610-18      Transportation on H.R. No. 27**

The purpose of this measure is to request the Department of Transportation to investigate the feasibility and conduct a cost-benefit analysis of paving roadways in Hawaii with rubberized asphalt concrete to derive value from used tires, to reduce the amount of this waste product in the State's waste stream, and reduce the counties' environmental clean up costs.

A concerned individual testified in opposition to 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, 6. Noes, none. Excused, 1 (Hashem).

**SCRep. 1611-18      Transportation on H.C.R. No. 33**

The purpose of this measure is to request the Department of Transportation to investigate the feasibility and conduct a cost-benefit analysis of paving roadways in Hawaii with rubberized asphalt concrete to derive value from used tires, to reduce the amount of this waste product in the State's waste stream, and reduce the counties' environmental clean up costs.

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. 33 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 (Hashem).

**SCRep. 1612-18      Transportation on H.R. No. 76**

The purpose of this measure is to urge the Department of Transportation and the Department of Transportation Services of the City and County of Honolulu to construct crosswalks for pedestrian safety on Kamehameha Highway at the following five locations:

- (1) Laniakea Beach;
- (2) Haleiwa Town;
- (3) Laie, across from Pounders Beach Park;
- (4) Kaaawa Elementary School; and
- (5) Hauula Elementary School.

The Department of Transportation and an individual testified in support of this measure. The Department of Transportation Services of the City and County of Honolulu provided comments 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. 76 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 (Hashem).

**SCRep. 1613-18 Transportation on H.C.R. No. 92**

The purpose of this measure is to urge the Department of Transportation and the Department of Transportation Services of the City and County of Honolulu to construct crosswalks for pedestrian safety on Kamehameha Highway at the following five locations:

- (1) Laniakea Beach;
- (2) Haleiwa Town;
- (3) Laie, across from Pounders Beach Park;
- (4) Kaaawa Elementary School; and
- (5) Hauula Elementary School.

The Department of Transportation testified in support of this measure. The Department of Transportation Services of the City and County of Honolulu provided comments 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.C.R. No. 92 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 (Hashem).

**SCRep. 1614-18 Transportation on H.R. No. 77**

The purpose of this measure is to urge the Department of Land and Natural Resources to allow the counties to use the Department's vacant state lands as storage for abandoned vehicles.

The Department of Customer Services of the City and County of Honolulu testified in support of this measure. Ho'omana Pono, LLC and a concerned individual testified in opposition to this measure. 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 Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 77 and recommends that it 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 (Hashem).

**SCRep. 1615-18 Transportation on H.C.R. No. 93**

The purpose of this measure is to urge the Department of Land and Natural Resources to allow the counties to use the Department's vacant state lands as storage for abandoned vehicles.

The Department of Customer Services of the City and County of Honolulu and a concerned individual testified in support of this measure. 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 Transportation 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 Committee on Judiciary.

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

**SCRep. 1616-18 Transportation on H.R. No. 81**

The purpose of this measure is to urge the Department of Transportation to undertake public education and outreach about littering and the consequences of littering through encouraging participation in the Adopt-A-Highway Program and expanding the Adopt-A-Highway Program to include county roads.

Two concerned 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.R. No. 81 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 (Hashem).

**SCRep. 1617-18      Transportation on H.C.R. No. 96**

The purpose of this measure is to urge the Department of Transportation to undertake public education and outreach about littering and the consequences of littering through encouraging participation in the Adopt-A-Highway Program and expanding the Adopt-A-Highway Program to include county roads.

The Department of Transportation 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. 96 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 (Hashem).

**SCRep. 1618-18      Transportation on H.R. No. 100**

The purpose of this measure is to request the Highways Division of the Department of Transportation to:

- (1) Assess the dangers of pedestrian use of the shoulder on the portion of Haleakala Highway between Upper Kimo Drive and Ainakula Road;
- (2) Examine the effectiveness of potential pedestrian safety countermeasures; and
- (3) Submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2019.

The Department of Transportation and a concerned individual testified in support of this measure. A few concerned individuals provided comments 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. 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, 1 (Hashem).

**SCRep. 1619-18      Transportation on H.C.R. No. 112**

The purpose of this measure is to request the Highways Division of the Department of Transportation to:

- (1) Assess the dangers of pedestrian use of the shoulder on the portion of Haleakala Highway between Upper Kimo Drive and Ainakula Road;
- (2) Examine the effectiveness of potential pedestrian safety countermeasures; and
- (3) Submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2019.

The Department of Transportation testified in support of this measure. A few concerned individuals provided comments 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.C.R. No. 112 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 (Hashem).

**SCRep. 1620-18      Transportation on H.R. No. 101**

The purpose of this measure is to request the Department of Transportation to study ways to encourage all police and fire stations in the State to have a certified child passenger safety technician available to inspect child safety and booster seats.

A concerned individual 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.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 (Hashem).

**SCRep. 1621-18 Transportation on H.C.R. No. 113**

The purpose of this measure is to request the Department of Transportation to study ways to encourage all police and fire stations in the State to have a certified child passenger safety technician available to inspect child safety and booster seats.

The Department of Transportation 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. 113 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 (Hashem).

**SCRep. 1622-18 Transportation on H.C.R. No. 168**

The purpose of this measure is to request the Department of Transportation to convene a working group to evaluate the effects of prohibiting trucks with a gross vehicle weight of 10,000 pounds or more from using the left-most lane on certain highways and, specifically, any impacts it has on traffic congestion and safety.

The Department of Transportation and a concerned individual testified in support of this measure. The Hawaii Transportation Association provided comments on this measure.

Your Committee has amended this measure by:

- (1) Changing the study into a working group;
- (2) Requesting the Director of Transportation to serve as the Chair of the working group and to invite participation by two representatives from the Hawaii Transit Authority; and
- (3) 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 Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 168, as amended herein, and recommends that it be referred to your Committee on Judiciary in the form attached hereto as H.C.R. No. 168, H.D. 1.

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

**SCRep. 1623-18 Transportation on H.C.R. No. 170**

The purpose of this measure is to urge all counties of the State of Hawaii to create a special license plate decal, similar to the special decal of the City and County of Honolulu honoring "Hawaii Says NO MORE Week", and donate some of the proceeds to end domestic violence and sexual abuse in the respective county.

A concerned individual 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. 170 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 (Hashem).

**SCRep. 1624-18 Transportation on H.R. No. 189**

The purpose of this measure is to urge the state Department of Transportation and the transportation departments of each of the counties of Hawaii to immediately seek greater federal funding for the construction of bike and pedestrian path infrastructure and for improvements to existing bike and pedestrian path infrastructure.

Blue Zones Project, Ulupono Initiative, Hawaii Bicycling League, and a concerned individual 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.R. No. 189 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 (Hashem).

**SCRep. 1625-18 Transportation on H.C.R. No. 219**

The purpose of this measure is to urge the state Department of Transportation and the transportation departments of each of the counties of Hawaii to immediately seek greater federal funding for the construction of bike and pedestrian path infrastructure and for improvements to existing bike and pedestrian path infrastructure.

The Department of Transportation, American Heart Association, Blue Zones Project, Ulupono Initiative, and Hawaii Bicycling League 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. 219 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 (Hashem).

**SCRep. 1626-18 Energy & Environmental Protection/Tourism on H.R. No. 102**

The purpose of this measure is to request the Hawaii Tourism Authority to establish a campaign to educate visitors to the State about the harmful effects of oxybenzone sunscreen on coral reefs and to encourage visitors to the State to refrain from using oxybenzone sunscreens and to submit a report to the Legislature about its efforts.

The Department of Land and Natural Resources, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Napili Bay and Beach Foundation, Friends of Hanauma Bay, The Humane Society of the United States, Humane Society International, Ban Toxic Sunscreens, For the Fishes, and a few individuals supported this measure. The Department of Health and Hawai'i Tourism Authority provided comments.

Your Committees have amended this measure by additionally requesting that the Hawaii Tourism Authority collaborate with the Department of Land and Natural Resources to campaign to educate visitors to the State about the harmful effects of oxybenzone sunscreen on coral reefs and to encourage visitors to the State to refrain from using oxybenzone sunscreens and submit a report to the Legislature on its collaborative efforts.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Tourism that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 102, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.R. No. 102, H.D. 1.

Signed by the Chairs on behalf of the Committees.  
Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 3 (Lee, Yamane, McDermott).  
Tourism: Ayes, 6. Noes, none. Excused, 3 (Fukumoto, Cachola, LoPresti).

**SCRep. 1627-18 Energy & Environmental Protection/Tourism on H.C.R. No. 114**

The purpose of this measure is to request the Hawaii Tourism Authority to establish a campaign to educate visitors to the State about the harmful effects of oxybenzone sunscreen on coral reefs and to encourage visitors to the State to refrain from using oxybenzone sunscreens and to submit a report to the Legislature about its efforts.

The Department of Land and Natural Resources, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaiian Civic Club of Honolulu, Napili Bay and Beach Foundation, We Are One, Inc., Friends of Hanauma Bay, Kokua Sun Care, The Humane Society of the United States, Humane Society International, Goddess Garden Organics, Ban Toxic Sunscreens, For the Fishes, and many individuals supported this measure. The Department of Health and Hawai'i Tourism Authority provided comments.

Your Committees have amended this measure by additionally requesting that the Hawaii Tourism Authority collaborate with the Department of Land and Natural Resources to campaign to educate visitors to the State about the harmful effects of oxybenzone sunscreen on coral reefs and to encourage visitors to the State to refrain from using oxybenzone sunscreens and submit a report to the Legislature on its collaborative efforts.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Tourism that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 114, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.C.R. No. 114, H.D. 1.

Signed by the Chairs on behalf of the Committees.  
Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 3 (Lee, Yamane, McDermott).  
Tourism: Ayes, 6. Noes, none. Excused, 3 (Fukumoto, Cachola, LoPresti).

**SCRep. 1628-18 Housing/Health & Human Services on H.R. No. 207**

The purpose of this measure is to address homelessness in Windward Oahu by urging state agencies, the local business community, and relevant nonprofit agencies to collaborate to develop strategies to assist people in obtaining safe and affordable housing.

The Governor's Coordinator on Homelessness and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. The Department of Human Services provided comments.

Your Committees discussed whether the agencies, businesses, and nonprofits should focus on reducing homelessness statewide rather than address the issue in one geographic area.

Your Committees amended this measure by:

- (1) Including county agencies and the local business community in the list of parties that should work together to develop strategies to limit homelessness; 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 Housing and Health & Human Services that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 207, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.R. No. 207, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 5; Ayes with Reservations (San Buenaventura). Noes, none. Excused, 2 (Aquino, Quinlan).

Health & Human Services: Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 1629-18 Housing/Health & Human Services on H.C.R. No. 239**

The purpose of this measure is to address homelessness in Windward Oahu by urging state agencies, the local business community, and relevant nonprofit agencies to collaborate to develop strategies to assist people in obtaining safe and affordable housing.

The Governor's Coordinator on Homelessness, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and three individuals supported this measure. The Department of Human Services provided comments.

Your Committees discussed whether the agencies, businesses, and nonprofits should focus on reducing homelessness statewide rather than address the issue in one geographic area.

Your Committees amended this measure by:

- (1) Including county agencies and the local business community in the list of parties that should work together to develop strategies to limit homelessness; 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 Housing and Health & Human Services that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 239, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.C.R. No. 239, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 5; Ayes with Reservations (San Buenaventura). Noes, none. Excused, 2 (Aquino, Quinlan).

Health & Human Services: Ayes, 3. Noes, none. Excused, 2 (Belatti, Tupola).

**SCRep. 1630-18 Housing on H.R. No. 187**

The purpose of this measure is to address Hawaii's high cost of living by urging the President of the United States and United States Congress to increase funding dedicated to Hawaii through the Department of Housing and Urban Development to:

- (1) Support housing initiatives that provide relief to Hawaii's residents, who pay one of the highest housing costs in the nation; and
- (2) Mitigate any adverse effects of the Tax Cuts and Jobs Act of 2017 on Hawaii's residents.

The Hawaii Public Housing Authority, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Land Use Research Foundation of Hawaii supported this measure.

Your Committee amended this measure by making technical, nonsubstantive amendments for clarity and consistency.

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. 187, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 187, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Aquino, Quinlan).

**SCRep. 1631-18 Housing on H.C.R. No. 217**

The purpose of this measure is to address Hawaii's high cost of living by urging the President of the United States and United States Congress to increase funding dedicated to Hawaii through the Department of Housing and Urban Development to:

- (1) Support housing initiatives that provide relief to Hawaii's residents, who pay one of the highest housing costs in the nation; and
- (2) Mitigate any adverse effects of the Tax Cuts and Jobs Act of 2017 on Hawaii's residents.

The Hawaii Public Housing Authority, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Land Use Research Foundation of Hawaii supported this measure.

Your Committee amended this measure by making technical, nonsubstantive amendments for clarity and consistency.

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. 217, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 217, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Aquino, Quinlan).

**SCRep. 1632-18 Housing/Ocean, Marine Resources, & Hawaiian Affairs on H.R. No. 157**

The purpose of this measure is to advance the provision of housing to Native Hawaiians through the Department of Hawaiian Home Lands by urging that the Department of Hawaiian Home Lands (Department):

- (1) Commit to a Housing First agenda and use all its assets, moneys, and personnel to pursue an aggressive program of homebuilding in all forms, including condos, multi-family, and single-family homes; and
- (2) Review its grant drawdown procedures and priorities regarding how it spends awarded Federal grant money in meeting the mission of the Department.

The Hawaiian Civic Club of Honolulu, Ho'omanapono Political Action Committee, Ho'omana Pono, LLC, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. The Department of Hawaiian Home Lands and an individual offered comments on this measure.

Your Committees have amended this measure by:

- (1) Deleting the fifth WHEREAS clause, which describes the method of granting agricultural lots;
- (2) Deleting the sixth WHEREAS clause, which asserts that beneficiaries are provided with unusable land and isolated houses; and
- (3) Making technical, nonsubstantive amendments for clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Housing and Ocean, Marine Resources, & Hawaiian Affairs that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 157, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.R. No. 157, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 5. Noes, none. Excused, 2 (Quinlan, McDermott).

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 5. Noes, none. Excused, 2 (Ing, Gates).

**SCRep. 1633-18 Economic Development & Business/Energy & Environmental Protection on H.R. No. 89**

The purpose of this measure is to protect and conserve the world's natural resources, particularly in Hawaii where our natural resources and environment are important drivers of the State's economy, by recognizing the importance of embracing values and practices that better manage natural resources and the nation's diverse bioregional economies, and encouraging public and private sector businesses to aggressively seek new technologies and develop an educated workforce in order to promote better natural resource management.

The Department of Land and Natural Resources and a concerned individual testified in support of this measure.

Your Committees have amended this measure by making technical, nonsubstantive amendments for clarity, consistency, and style.

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 concur with the intent and purpose of H.R. No. 89, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.R. No. 89, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Economic Development & Business: Ayes, 6. Noes, none. Excused, 1 (Johanson).

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 3 (Lee, McKelvey, Todd).

**SCRep. 1634-18 Economic Development & Business/Energy & Environmental Protection on H.C.R. No. 103**

The purpose of this measure is to protect and conserve the world's natural resources, particularly in Hawaii where our natural resources and environment are important drivers of the State's economy, by recognizing the importance of embracing values and practices that better manage natural resources and the nation's diverse bioregional economies, and encouraging public and private sector businesses to aggressively seek new technologies and develop an educated workforce in order to promote better natural resource management.



The Department of Land and Natural Resources and a concerned individual testified in support of this measure. A concerned individual testified in opposition to this measure.

Your Committees have amended this measure by making technical, nonsubstantive amendments for clarity, consistency, and style.

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 concur with the intent and purpose of H.C.R. No. 103, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.C.R. No. 103, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Economic Development & Business: Ayes, 6. Noes, none. Excused, 1 (Johanson).

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 3 (Lee, McKelvey, Todd).

**SCRep. 1635-18 Economic Development & Business/Veterans, Military, & International Affairs, & Culture and the Arts on H.R. No. 10**

The purpose of this measure is to affirm the State's commitment to conservation and sustainability by engaging, endorsing, accepting, and adopting the seventeen United Nations Sustainability Development Guidelines and indicators as components of a framework for addressing and assessing Hawaii's efforts toward social justice and sustainability and urging the county councils to endorse and use the seventeen United Nations Sustainability Development Guidelines and indicators as measurements for each county's efforts regarding people, peace, and the planet.

Planned Parenthood Votes Northwest and Hawaii testified in support of this measure.

As affirmed by the records of votes of the members of your Committees on Economic Development & Business 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. 10 and recommend that it 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 (Johanson, Matsumoto).

Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 6. Noes, none. Excused, 4 (Fukamoto, Ito, Tokioka, Ward).

**SCRep. 1636-18 Economic Development & Business/Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 13**

The purpose of this measure is to affirm the State's commitment to conservation and sustainability by engaging, endorsing, accepting, and adopting the seventeen United Nations Sustainability Development Guidelines and indicators as components of a framework for addressing and assessing Hawaii's efforts toward social justice and sustainability and urging the county councils to endorse and use the seventeen United Nations Sustainability Development Guidelines and indicators as measurements for each county's efforts regarding people, peace, and the planet.

Planned Parenthood Votes Northwest and Hawaii testified in support of this measure.

As affirmed by the records of votes of the members of your Committees on Economic Development & Business 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. 13 and recommend that it 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 (Johanson, Matsumoto).

Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 6. Noes, none. Excused, 4 (Fukamoto, Ito, Tokioka, Ward).

**SCRep. 1637-18 Economic Development & Business/Veterans, Military, & International Affairs, & Culture and the Arts on H.R. No. 34**

The purpose of this measure is to continue to develop Hawaii's economy and economic sustainability by urging the Department of Business, Economic Development and Tourism to strengthen economic relations between Hawaii and Australia and pursue opportunities to increase and develop additional investment and economic relations with Australia.

The Department of Business, Economic Development and Tourism testified in support of the intent of this measure.

As affirmed by the records of votes of the members of your Committees on Economic Development & Business 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. 34 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, 1 (Matsumoto).

Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 6. Noes, none. Excused, 4 (Fukamoto, Ito, Tokioka, Ward).

**SCRep. 1638-18 Economic Development & Business/Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 47**

The purpose of this measure is to continue to develop Hawaii's economy and economic sustainability by urging the Department of Business, Economic Development and Tourism to strengthen economic relations between Hawaii and Australia and pursue opportunities to increase and develop additional investment and economic relations with Australia.

The Department of Business, Economic Development and Tourism testified in support of the intent of this measure.

As affirmed by the records of votes of the members of your Committees on Economic Development & Business 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. 47 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, 1 (Matsumoto).

Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 6. Noes, none. Excused, 4 (Fukumoto, Ito, Tokioka, Ward).

**SCRep. 1639-18 Economic Development & Business/Veterans, Military, & International Affairs, & Culture and the Arts on H.R. No. 56**

The purpose of this measure is to diversify Hawaii's economy and promote the space industry in Hawaii by requesting the Department of Business, Economic Development and Tourism to convene a committee to be known as the International Moon Base Alliance, comprising representatives from government, industry, and research institutions to provide recommendations and guidance for the development of evolvable lunar architecture on the island of Hawaii.

The Pacific International Space Center for Exploration Systems and Board of Directors of the Pacific International Space Center for Exploration Systems testified in support of this measure. A concerned individual testified in support of the intent of this measure.

Your Committees have amended this measure by:

- (1) Including the Chairs of the House Committees on Economic Development and Business and Veterans, Military & International Affairs, & Culture and the Arts, and the Chair of the Senate Committee on Economic Development, Tourism, and Technology, or their designees in the list of individuals invited by the Department of Business, Economic Development and Tourism to join the International Moon Base Alliance; 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 Economic Development & Business 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. 56, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.R. No. 56, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Economic Development & Business: Ayes, 6. Noes, none. Excused, 1 (Matsumoto).

Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 6. Noes, none. Excused, 4 (Fukumoto, Ito, Tokioka, Ward).

**SCRep. 1640-18 Economic Development & Business/Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 70**

The purpose of this measure is to diversify Hawaii's economy and promote the space industry in Hawaii by requesting the Department of Business, Economic Development and Tourism to convene a committee to be known as the International Moon Base Alliance, comprising representatives from government, industry, and research institutions to provide recommendations and guidance for the development of evolvable lunar architecture on the island of Hawaii.

The Pacific International Space Center for Exploration Systems and Board of Directors of the Pacific International Space Center for Exploration Systems testified in support of this measure. A concerned individual testified in support of the intent of this measure.

Your Committees have amended this measure by:

- (1) Including the Chairs of the House Committees on Economic Development and Business and Veterans, Military & International Affairs, & Culture and the Arts, and the Chair of the Senate Committee on Economic Development, Tourism, and Technology, or their designees in the list of individuals invited by the Department of Business, Economic Development and Tourism to join the International Moon Base Alliance; 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 Economic Development & Business 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. 70, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.C.R. No. 70, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Economic Development & Business: Ayes, 6. Noes, none. Excused, 1 (Matsumoto).

Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 6. Noes, none. Excused, 4 (Fukumoto, Ito, Tokioka, Ward).

**SCRep. 1641-18 Ocean, Marine Resources, & Hawaiian Affairs on H.R. No. 28**

The purpose of this measure is to urge the Division of State Parks (Division) of the Department of Land and Natural Resources to assess potentially hazardous ocean conditions at beach parks in the State and ensure that safety concerns are addressed prior to undertaking access improvements that will increase use of the beach parks. This measure also urges the Department to provide information about potentially hazardous conditions at State beach parks on the Division's website and in its printed materials.

The Department of Land and Natural Resources, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and a concerned individual testified in support of this measure.

Your Committee notes that at the public hearing on this measure, there were discussions regarding concerns over the proposed source of funding for the Division to conduct an assessment of the potentially hazardous ocean conditions at beach parks and to distribute that information on its website and in its printed materials. Should the Committee on Finance deliberate this measure further, your Committee on Ocean, Marine, and Hawaiian Affairs respectfully requests that it continue the discussion on the appropriate source of funding for the appropriation, as well as hiring criteria and minimum qualifications for the positions needed to conduct and distribute information on the assessment.

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. 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 (Ing, Gates).

**SCRep. 1642-18 Ocean, Marine Resources, & Hawaiian Affairs on H.C.R. No. 34**

The purpose of this measure is to urge the Division of State Parks (Division) of the Department of Land and Natural Resources to assess potentially hazardous ocean conditions at beach parks in the State and ensure that safety concerns are addressed prior to undertaking access improvements that will increase use of the beach parks. This measure also urges the Department to provide information about potentially hazardous conditions at state beach parks on the Division's website and in its printed materials.

The Department of Land and Natural Resources, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and a concerned individual testified in support of this measure.

Your Committee notes that at the public hearing on this measure, there were discussions regarding concerns over the proposed source of funding for the Division to conduct an assessment of the potentially hazardous ocean conditions at beach parks and to distribute that information on its website and in its printed materials. Should the Committee on Finance deliberate this measure further, your Committee on Ocean, Marine, and Hawaiian Affairs respectfully requests that it continue the discussion on the appropriate source of funding for the appropriation, as well as hiring criteria and minimum qualifications for the positions needed to conduct and distribute information on the assessment.

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. 34 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 (Ing, Gates).

**SCRep. 1643-18 Ocean, Marine Resources, & Hawaiian Affairs on H.R. No. 73**

The purpose of this measure is to request the United States Congress to amend the Native Hawaiian Health Care Improvement Act to ensure that the Act receives permanent funding to provide Native Hawaiians with the same assurance given to other indigenous peoples in the United States regarding federal funding for health programs and services.

The University of Hawai'i System, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaiian Civic Club of Honolulu, Ho'omana Pono, LLC, and a concerned individual testified in support 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 Ocean, Marine Resources, & Hawaiian Affairs 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 (Ing, Gates).

**SCRep. 1644-18 Ocean, Marine Resources, & Hawaiian Affairs on H.C.R. No. 89**

The purpose of this measure is to request the United States Congress to amend the Native Hawaiian Health Care Improvement Act to ensure that the Act receives permanent funding to provide Native Hawaiians with the same assurance given to other indigenous peoples in the United States regarding federal funding for health programs and services.

The University of Hawai'i System, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaiian Civic Club of Honolulu, and a few concerned individuals testified in support 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 Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 89 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 (Ing, Gates).

**SCRep. 1645-18 Ocean, Marine Resources, & Hawaiian Affairs on H.R. No. 110**

The purpose of this measure is to urge state offices, including state educational entities and recreational facilities, to use Hawaiian names as the sole common names of places and geographical features in Hawai‘i.

The Office of Planning, Hawai‘i Tourism Authority, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i, Hawaiian Civic Club of Honolulu, and two concerned individuals testified in support 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 Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 110 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 (Ing, Gates).

**SCRep. 1646-18 Ocean, Marine Resources, & Hawaiian Affairs on H.C.R. No. 160**

The purpose of this measure is to urge state offices, including state educational entities and recreational facilities, to use Hawaiian names as the sole common names of places and geographical features in Hawai‘i.

The Office of Planning, Department of Education, Hawai‘i Tourism Authority, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i, Hawaiian Civic Club of Honolulu, and a few concerned individuals testified in support 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 Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 160 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 (Ing, Gates).

**SCRep. 1647-18 Consumer Protection & Commerce on H.R. No. 71**

The purpose of this measure is to convene an Insurance Modernization Working Group (Working Group) to update and modernize the State's property and casualty insurance and life insurance laws to account for market and technology innovations and changing customer expectations.

The Insurance Division of the Department of Commerce and Consumer Affairs testified in support of this measure. The National Association of Insurance and Financial Advisors Hawaii provided comments.

Your Committee notes that the Insurance Commissioner requested in testimony that the scope of the Working Group be expanded to examine, update, and modernize the entirety of Title 24, Hawaii Revised Statutes, which are the statutory provisions relating to insurance.

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.R. No. 71 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 (Aquino, Johanson, Mizuno, Yamane, McDermott).

**SCRep. 1648-18 Consumer Protection & Commerce on H.C.R. No. 87**

The purpose of this measure is to convene an Insurance Modernization Working Group (Working Group) to update and modernize the State's property and casualty insurance and life insurance laws to account for market and technology innovations and changing customer expectations.

The Insurance Division of the Department of Commerce and Consumer Affairs, State Farm Mutual Automobile Insurance Company, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i testified in support of this measure. The National Association of Insurance and Financial Advisors Hawaii provided comments.

Your Committee notes that the Insurance Commissioner requested in testimony that the scope of the Working Group be expanded to examine, update, and modernize the entirety of Title 24, Hawaii Revised Statutes, which are the statutory provisions relating to insurance.

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. 87 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 (Aquino, Johanson, Mizuno, Yamane, McDermott).

**SCRep. 1649-18 Consumer Protection & Commerce on H.C.R. No. 171**

The purpose of this measure is to ensure that consumers are adequately protected while utilizing the services of a transportation network company by requesting the Legislative Reference Bureau to study the adequacy of insurance coverage requirements for transportation network companies and their drivers.

Hawaii Transportation Association testified in support of this measure. The Legislative Reference Bureau provided comments.

Your Committee has amended this measure by:

- (1) Changing the entity being requested to conduct the study to the Insurance Division of the Department of Commerce and Consumer Affairs;
- (2) Changing the title of the resolution to reflect the new entity doing the study; 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 Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 171, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 171, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 5 (Aquino, Johanson, Mizuno, Yamane, McDermott).

**SCRep. 1650-18 Consumer Protection & Commerce on H.C.R. No. 145**

The purpose of this measure is to convene a working group to consider, among other things, the expansion of the practice of pharmacy and the licensing requirements for pharmacists.

The Board of Pharmacy, Department of Health, University of Hawai'i at Hilo Daniel K. Inouye College of Pharmacy, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Walgreen Co. testified in support of this measure.

Your Committee has amended this measure by:

- (1) Amending the working group member from the Department of Health's Communicable Disease and Public Health Nursing Division to be a representative from the Department of Health, as a whole, and designated by the Director of Health;
- (2) Adding a representative from the Hawaii Medical Association as a member to the working group; 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 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 Finance in the form attached hereto as H.C.R. No. 145, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 5 (Aquino, Johanson, Mizuno, Yamane, McDermott).

**SCRep. 1651-18 Consumer Protection & Commerce on H.R. No. 182**

The purpose of this measure is to promote efficiency while maintaining the integrity of secret ballot voting in condominium association meetings by urging a study be conducted to examine the usage of electronic voting devices.

The Hawai'i State Association of Parliamentarians and Hawaii Council of Associations of Apartment Owners testified in support of this measure.

Your Committee has amended this measure by changing the entity responsible for conducting the study from the Legislative Reference Bureau to the Real Estate Commission and amending its title accordingly.

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.R. No. 182, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 182, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, 1 (LoPresti). Excused, 5 (Aquino, Johanson, Mizuno, Yamane, McDermott).

**SCRep. 1652-18 Consumer Protection & Commerce on H.C.R. No. 211**

The purpose of this measure is to promote efficiency while maintaining the integrity of secret ballot voting in condominium association meetings by urging a study be conducted to examine the usage of electronic voting devices.

The Hawai'i State Association of Parliamentarians, Hawaii Council of Associations of Apartment Owners, and two individuals testified in support of this measure. One individual testified in opposition. The Legislative Reference Bureau provided comments.

Your Committee has amended this measure by changing the entity responsible for conducting the study from the Legislative Reference Bureau to the Real Estate Commission and amending its title accordingly.

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. 211, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 211, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, 1 (LoPresti). Excused, 5 (Aquino, Johanson, Mizuno, Yamane, McDermott).

**SCRep. 1653-18 Consumer Protection & Commerce on H.C.R. No. 41**

The purpose of this measure is to request the Auditor to conduct a sunrise analysis of the regulation of virtual currency business activities as set forth in S.B. No. 2129 and part 1 of H.B. No. 2257 H.D. 1, which were introduced during the Regular Session of 2018.

The Commission to Promote Uniform Legislation and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure. The Division of Financial Institutions 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 concurs with the intent and purpose of H.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, 6. Noes, none. Excused, 5 (Aquino, Johanson, Mizuno, Yamane, McDermott).

**SCRep. 1654-18 Agriculture on H.R. No. 194**

The purpose of this measure is to ensure accountability and transparency with regard to the Agribusiness Development Corporation by requesting the Auditor to conduct a management and financial audit of the Agribusiness Development Corporation, and submit a report to the Legislature before the Regular Session of 2019.

GMO Free Hawaii Island, We Are One, Inc.-www.WeAreOne.cc-WAO, Pele Lani Farm LLC, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Rancho Aloha, Environmental Caucus of the Democratic Party of Hawaii, North Shore EVP, Hawaii Farmers Union United, and numerous concerned individuals testified in support of this measure. The Department of Agriculture and Agribusiness Development Corporation 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 concurs with the intent and purpose of H.R. No. 194 and recommends that it be referred to your Committee on Finance.

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

**SCRep. 1655-18 Agriculture on H.C.R. No. 224**

The purpose of this measure is to ensure accountability and transparency with regard to the Agribusiness Development Corporation by requesting the Auditor to conduct a management and financial audit of the Agribusiness Development Corporation, and submit a report to the Legislature before the Regular Session of 2019.

We Are One, Inc.-www.WeAreOne.cc-WAO, Pele Lani Farm LLC, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Rancho Aloha, Sustainable Kohala, Environmental Caucus of the Democratic Party of Hawaii, North Shore EVP, and numerous concerned individuals testified in support of this measure. The Department of Agriculture and Agribusiness Development Corporation 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 concurs with the intent and purpose of H.C.R. No. 224 and recommends that it be referred to your Committee on Finance.

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

**SCRep. 1656-18 Agriculture on H.R. No. 199**

The purpose of this measure to recognize and support the growth of subsistence farming in Hawaii by requesting the Department of Agriculture to conduct a study to evaluate the amount of agriculture in the State that is solely used for subsistence farming.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. The Department of Agriculture submitted comments on this measure.

Your Committee respectfully requests your Committee on Finance to consider the concerns of the Department of Agriculture relating to resources needed to conduct a statewide survey of subsistence farming, and to take any action deemed appropriate.

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. 199 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 (DeCoite). Noes, none. Excused, none.

**SCRep. 1657-18     Agriculture on H.C.R. No. 229**

The purpose of this measure is to recognize and support the growth of subsistence farming in Hawaii by requesting the Department of Agriculture to conduct a study to evaluate the amount of agriculture in the State that is solely used for subsistence farming.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i and Ka Ohana O Na Pua supported this measure. The Department of Agriculture submitted comments on this measure.

Your Committee respectfully requests your Committee on Finance to consider the concerns of the Department of Agriculture relating to resources needed to conduct a statewide survey of subsistence farming, and to take any action deemed appropriate.

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. 229 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 (DeCoite). Noes, none. Excused, none.

**SCRep. 1658-18     Agriculture on H.R. No. 104**

The purpose of this measure is to effectively manage and control the population of feral chickens and cats on state lands to avoid adverse effects to adjacent private property by urging state agencies to effectively manage and control the feral cats and chickens on state properties within their respective jurisdictions.

A concerned individual testified in support of this measure. Animal Rights Hawai'i, Hawaii Happy Cats, and several concerned individuals testified in opposition to this measure. The Department of Land and Natural Resources, Hawaii Humane Society, and Humane Society of the United States provided comments 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 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, 6; Ayes with Reservations (Say). Noes, 1 (DeCoite). Excused, none.

**SCRep. 1659-18     Agriculture on H.C.R. No. 119**

The purpose of this measure is to effectively manage and control the population of feral chickens and cats on state lands to avoid adverse effects to adjacent private property by urging state agencies to effectively manage and control the feral cats and chickens on state properties within their respective jurisdictions.

Animal Rights Hawai'i, Hawaii Happy Cats, and several concerned individuals testified in opposition to this measure. The Department of Land and Natural Resources, Hawaii Humane Society, Humane Society of the United States, and an individual provided comments 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 concurs with the intent and purpose of H.C.R. No. 119 and recommends that it be referred to your Committee on Finance.

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

**SCRep. 1660-18     Agriculture on H.C.R. No. 60**

The purpose of this measure is to reduce the number of cats at large and improve their quality of life by urging state departments with jurisdiction over state lands to support the use of trap-neuter-return-manage strategies as an effective and humane way to reduce the population of free-roaming cats on state lands.

The Hawaiian Humane Society, West Hawaii Humane Society, Neighborhood Cats, Hui Pono Holoholona, Hawaii Cat Foundation, Animal Rights Hawaii, and numerous concerned individuals testified in support of this measure. The Department of Land and Natural Resources, Office of Hawaiian Affairs, and a concerned individual 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 concurs with the intent and purpose of H.C.R. No. 60 and recommends that it be referred to your Committee on Finance.

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

**SCRep. 1661-18 Agriculture on H.R. No. 197**

The purpose of this measure is to protect the Kona coffee industry from the coffee rust disease found on Costa Rican coffee farms by urging the Department of Agriculture to reject the import plans and quarantine exemption requested by Kona Hills, LLC to import in-vitro coffee embryos from Costa Rica to establish a 1,999-acre coffee farm in Kealahou on the island of Hawaii.

Rancho Aloha and two concerned individuals supported this measure. Kona Hills, LLC opposed this measure. The Department of Agriculture commented on this measure.

Your Committee has amended this measure by:

- (1) Changing its title to read:

URGING THE UNIVERSITY OF HAWAII SYSTEM AND THE DEPARTMENT OF AGRICULTURE TO CONVENE A STUDY GROUP IN CONJUNCTION WITH REPRESENTATIVES OF THE COFFEE INDUSTRY FROM ALL THE ISLANDS OF THE STATE WHERE COFFEE IS GROWN, TO DELINEATE AND DISCUSS THE VARIOUS CHALLENGES TO THE HAWAII COFFEE INDUSTRY, AND TO PROPOSE A SYMPOSIUM FOR FURTHER INTENSE DISCUSSION OF THOSE ISSUES IN THE SUMMER OF 2019;

- (2) Adding updated information indicating that Kona Hills, LLC's has withdrawn its request for a quarantine exemption;
- (3) Adding a discussion of the constitution of Kona coffee, the threat of the coffee rust disease to the Kona coffee industry, the use of the CRISPR system to confer resistance to the disease into coffee plants, and the need to discuss these matters by the coffee industry in a symposium;
- (4) Changing the request of this measure to request that the University of Hawaii and Department of Agriculture convene a study group of stakeholders to discuss the challenges of the Hawaii coffee industry and propose a symposium during the summer of 2019 for further intense discussions, together with a funding mechanism and a request for a legislative appropriation;
- (5) Urging the Department of Agriculture to reject applications for quarantine exemptions until the proposed symposium convenes and issues a report;
- (6) Transmitting a certified copy of the measure to the President of the University of Hawaii; and
- (7) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that a budget line item appropriation will be necessary for fiscal year 2019-2020 for the proposed symposium in the summer of 2019.

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. 197, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 197, H.D. 1.

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

**SCRep. 1662-18 Agriculture on H.C.R. No. 227**

The purpose of this measure is to protect the Kona coffee industry from the coffee rust disease found on Costa Rican coffee farms by urging the Department of Agriculture to reject the import plans and quarantine exemption requested by Kona Hills, LLC to import in-vitro coffee embryos from Costa Rica to establish a 1,999-acre coffee farm in Kealahou on the island of Hawaii.

Rancho Aloha and two concerned individuals supported this measure. Kona Hills, LLC opposed this measure. The Department of Agriculture and a concerned individual commented on this measure.

Your Committee has amended this measure by:

- (1) Changing its title to read:

URGING THE UNIVERSITY OF HAWAII SYSTEM AND THE DEPARTMENT OF AGRICULTURE TO CONVENE A STUDY GROUP IN CONJUNCTION WITH REPRESENTATIVES OF THE COFFEE INDUSTRY FROM ALL THE ISLANDS OF THE STATE WHERE COFFEE IS GROWN, TO DELINEATE AND DISCUSS THE VARIOUS CHALLENGES TO THE HAWAII COFFEE INDUSTRY, AND TO PROPOSE A SYMPOSIUM FOR FURTHER INTENSE DISCUSSION OF THOSE ISSUES IN THE SUMMER OF 2019;

- (2) Adding updated information indicating that Kona Hills, LLC's has withdrawn its request for a quarantine exemption;



- (3) Adding a discussion of the constitution of Kona coffee, the threat of the coffee rust disease to the Kona coffee industry, the use of the CRISPR system to confer resistance to the disease into coffee plants, and the need to discuss these matters by the coffee industry in a symposium;
- (4) Changing the request of this measure to request that the University of Hawaii and Department of Agriculture convene a study group of stakeholders to discuss the challenges of the Hawaii coffee industry and propose a symposium during the summer of 2019 for further intense discussions, together with a funding mechanism and a request for a legislative appropriation;
- (5) Urging the Department of Agriculture to reject applications for quarantine exemptions until the proposed symposium convenes and issues a report;
- (6) Transmitting a certified copy of the measure to the President of the University of Hawaii; and
- (7) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee notes that a budget line item appropriation will be necessary for fiscal year 2019-2020 for the proposed symposium in the summer of 2019.

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. 227, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 227, H.D. 1.

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

**SCRep. 1663-18 Public Safety/Veterans, Military, & International Affairs, & Culture and the Arts on H.R. No. 111**

The purpose of this measure is to encourage the United States Army and United States Navy to nominate Kolekole Pass to the Theater Engineer Effects Board to be repaired for use by the military and as an evacuation route in the event of an emergency or natural disaster on the Leeward Coast.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Ho‘omana Pono, LLC, and a few concerned individuals supported this measure.

As affirmed by the records of votes of the members of your Committees on Public Safety 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. 111 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Public Safety: Ayes, 5. Noes, none. Excused, 2 (Ing, Thielen).  
Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 7. Noes, none. Excused, 3 (Fukumoto, Choy, Woodson).

**SCRep. 1664-18 Public Safety/Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 161**

The purpose of this measure is to encourage the United States Army and United States Navy to nominate Kolekole Pass to the Theater Engineer Effects Board to be repaired for use by the military and as an evacuation route in the event of an emergency or natural disaster on the Leeward Coast.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure.

As affirmed by the records of votes of the members of your Committees on Public Safety 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. 161 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Public Safety: Ayes, 5. Noes, none. Excused, 2 (Ing, Thielen).  
Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 7. Noes, none. Excused, 3 (Fukumoto, Choy, Woodson).

**SCRep. 1665-18 Public Safety/Veterans, Military, & International Affairs, & Culture and the Arts on H.R. No. 82**

The purpose of this measure is to request the Hawaii Emergency Management Agency to conduct a systematic, transparent, and data-driven assessment to determine where new warning sirens are needed in the State, based on hazard risks, population density, vulnerable populations, and other relevant criteria.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i, Ho‘omana Pono, LLC, and a concerned individual supported this measure. The Disability and Communication Access Board offered comments.

Your Committees have amended this measure by clarifying that vulnerable populations includes vulnerable areas in the State and vulnerable people with disabilities as defined under the Americans with Disabilities Act (ADA) and others with access and functional needs as defined by the Federal Emergency Management Agency (FEMA).

Your Committees note that warning sirens are crucial to protect the public, including vulnerable people with disabilities as defined by the ADA and others with access and functional needs as defined by FEMA. Accordingly, your Committees recommend that the locations of any new warning sirens be favorable to these individuals to ensure that everyone in the community receives the warnings about disasters that may impact the areas in which they live in a timely manner.

As affirmed by the records of votes of the members of your Committees on Public Safety 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. 82, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.R. No. 82, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Public Safety: Ayes, 5. Noes, none. Excused, 2 (Ing, Thielen).

Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 6. Noes, none. Excused, 4 (Fukumoto, Choy, Woodson, Ward).

**SCRep. 1666-18 Public Safety/Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 97**

The purpose of this measure is to request the Hawaii Emergency Management Agency to conduct a systematic, transparent, and data-driven assessment to determine where new warning sirens are needed in the State, based on hazard risks, population density, vulnerable populations, and other relevant criteria.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Aloha State Association of the Deaf, and a concerned individual supported this measure. The Disability and Communication Access Board offered comments.

Your Committees have amended this measure by clarifying that vulnerable populations includes vulnerable areas in the State and vulnerable people with disabilities as defined under the Americans with Disabilities Act (ADA) and others with access and functional needs as defined by the Federal Emergency Management Agency (FEMA).

Your Committees note that warning sirens are crucial to protect the public, including vulnerable people with disabilities as defined by the ADA and others with access and functional needs as defined by FEMA. Accordingly, your Committees recommend that the locations of any new warning sirens be favorable to these individuals to ensure that everyone in the community receives the warnings about disasters that may impact the areas in which they live in a timely manner.

As affirmed by the records of votes of the members of your Committees on Public Safety 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. 97, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.C.R. No. 97, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Public Safety: Ayes, 5. Noes, none. Excused, 2 (Ing, Thielen).

Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 6. Noes, none. Excused, 4 (Fukumoto, Choy, Woodson, Ward).

**SCRep. 1667-18 Public Safety on H.R. No. 31**

The purpose of this measure is to request an increased Honolulu Police Department presence on Oahu's North Shore to deter criminal activity and provide more immediate assistance to victims once a crime has been committed.

Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure.

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

Your Committee notes that discussion arose at a public hearing on this measure regarding transmitting certified copies of this resolution to the Mayor of the City and County of Honolulu and the Chair of the Honolulu City Council. Your Committee has confirmed that this resolution already provided for the transmittal of certified copies to those parties.

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. 31, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 31, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Ing).

**SCRep. 1668-18 Public Safety on H.C.R. No. 43**

The purpose of this measure is to request an increased Honolulu Police Department presence on Oahu's North Shore to deter criminal activity and provide more immediate assistance to victims once a crime has been committed.

Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i and a concerned individual supported this measure.

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

Your Committee notes that discussion arose at a public hearing on this measure regarding transmitting certified copies of this concurrent resolution to the Mayor of the City and County of Honolulu and the Chair of the Honolulu City Council. Your Committee has confirmed that this concurrent resolution already provided for the transmittal of certified copies to those parties.

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. 43, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 43, H.D. 1.

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

**SCRep. 1669-18      Judiciary on H.R. No. 93**

The purpose of this measure is to request prosecutors from the various counties and the Attorney General to report to the legislature as to their victim protocols.

For the purposes of a public hearing on this bill, your Committee circulated HR93, H.D. 1 PROPOSED (Proposed Draft), and notified the public that it would be accepting testimony on the Proposed Draft.

The Ho'omanapono Political Action Committee, the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and one individual testified in support of the measure. The Maui Department of the Prosecuting Attorney testified in opposition of the measure. The State of Hawaii Judiciary offered comments.

Your committee further amended the Proposed Draft in page 1, lines 24-25 by replacing the words "is one of the most cited reasons for delays that have led..." with "can lead:

"WHEREAS, congestion in the State's courts can lead [~~is one of the most cited reasons for delays that have led~~] to the setting of trial dates that are further into the future..."

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. 93, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 93, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Brower, McDermott).

**SCRep. 1670-18      Judiciary on H.C.R. No. 107**

The purpose of this measure is to request prosecutors from the various counties and the Attorney General to report to the legislature as to their victim protocols.

For the purposes of a public hearing on this bill, your Committee circulated HCR107, H.D. 1 PROPOSED (Proposed Draft), and notified the public that it would be accepting testimony on the Proposed Draft.

The Ho'omanapono Political Action Committee, the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and one individual testified in support of the measure. The Maui Department of the Prosecuting Attorney testified in opposition of the measure. The State of Hawaii Judiciary offered comments.

Your committee further amended the Proposed Draft in page 1, lines 24-25 by replacing the words "is one of the most cited reasons for delays that have led..." with "can lead:

"WHEREAS, congestion in the State's courts can lead [~~is one of the most cited reasons for delays that have led~~] to the setting of trial dates that are further into the future..."

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. 107, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 107, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Brower, McDermott).

**SCRep. 1671-18      Judiciary on H.R. No. 186**

The purpose of this measure is to urge the City and County of Honolulu to create inclusive playgrounds accessible by any individual with disabilities.

The Hawaii Disability Rights Center 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. 186 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, 2 (Brower, McDermott).

**SCRep. 1672-18      Judiciary on H.C.R. No. 216**

The purpose of this measure is to urge the City and County of Honolulu to create inclusive playgrounds accessible by any individual with disabilities.

The Hawaii Disability Rights Center 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. 216 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, 2 (Brower, McDermott).

**SCRep. 1673-18      Judiciary on H.C.R. No. 36**

The purpose of this measure is to conduct a financial audit of the Attorney General's expenditure of moneys from the notaries public revolving during fiscal years 2010-2014

The Association of Hawaii Notaries 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. 36 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, 2 (Brower, McDermott).

**SCRep. 1674-18      Labor & Public Employment/Legislative Management on H.R. No. 67**

The purpose of this measure, as received by your Committees, is to request the Auditor to:

- (1) Conduct a review about allowing no "incidental and supplemental" work under the S plans of a structural engineer's purview, including specialty licenses and C-6, C-31, C-32, C-35, C-38, C-41, and C-48, and C-56 licenses; and
- (2) Submit a report of its findings and recommendations to the Legislature prior to the 2019 Regular Session.

International Association of Bridge, Structural, Ornamental and Reinforcing Iron Workers, Local 625, AFL-CIO; Ironworkers Stabilization Fund; Aloha Steel Corporation; and an individual supported this measure. The Contractors License Board, Hawaii Laborers Union Local 368, Hawaii Laborers-Employers Cooperation and Education Trust, General Contractors Association of Hawaii, and Building Industry Association of Hawaii opposed this measure. The Office of the Auditor provided comments.

Upon further consideration, your Committees have amended this measure by:

- (1) Changing its title to read: "REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY OF BEST PRACTICES REGARDING 'INCIDENTAL AND SUPPLEMENTAL' CONTRACTING WORK";
- (2) Requesting the Legislative Reference Bureau to conduct a study of best practices regarding "incidental and supplemental" contracting work; and
- (3) Specifying areas that the Legislative Reference Bureau is to include in the study;
- (4) Requesting the Legislative Reference Bureau to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature prior to the 2019 Regular Session;
- (5) Requesting that a certified copy of this measure be transmitted to the Chairperson of the Contractors License Board; 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 Labor & Public Employment and Legislative Management that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 67, as amended herein, and recommend 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 Chairs on behalf of the Committees.  
Labor & Public Employment: Ayes, 6. Noes, none. Excused, 1 (Ichiyama).  
Legislative Management: Ayes, 4. Noes, none. Excused, 2 (Choy, Tupola).

**SCRep. 1675-18 Labor & Public Employment/Legislative Management on H.C.R. No. 82**

The purpose of this measure, as received by your Committees, is to request the Auditor to:

- (1) Conduct a review about allowing no "incidental and supplemental" work under the S plans of a structural engineer's purview, including specialty licenses and C-6, C-31, C-32, C-35, C-38, C-41, and C-48, and C-56 licenses; and
- (2) Submit a report of its findings and recommendations, including any proposed legislation, to the Legislature prior to the 2019 Regular Session.

International Association of Bridge, Structural, Ornamental and Reinforcing Iron Workers, Local 625, AFL-CIO and Ironworkers Stabilization Fund supported this measure. The Contractors License Board, Hawaii Laborers Union Local 368, Hawaii Laborers-Employers Cooperation and Education Trust, General Contractors Association of Hawaii, and Building Industry Association of Hawaii opposed this measure. The Office of the Auditor provided comments.

Upon further consideration, your Committees have amended this measure by:

- (1) Changing its title to read: "REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY OF BEST PRACTICES REGARDING 'INCIDENTAL AND SUPPLEMENTAL' CONTRACTING WORK";
- (2) Requesting the Legislative Reference Bureau to conduct a study of best practices regarding "incidental and supplemental" contracting work; and
- (3) Specifying areas that the Legislative Reference Bureau is to include in the study;
- (4) Requesting the Legislative Reference Bureau to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature prior to the 2019 Regular Session;
- (5) Requesting that a certified copy of this measure be transmitted to the Chairperson of the Contractors License Board; 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 Labor & Public Employment and Legislative Management that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 82, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.C.R. No. 82, H.D. 1.

Signed by the Chairs on behalf of the Committees.  
 Labor & Public Employment: Ayes, 6. Noes, none. Excused, 1 (Ichiyama).  
 Legislative Management: Ayes, 4. Noes, none. Excused, 2 (Choy, Tupola).

**SCRep. 1676-18 Labor & Public Employment on H.R. No. 78**

The purpose of this measure is to request the Information Technology Steering Committee, established pursuant to Section 27-43(b), Hawaii Revised Statutes, to:

- (1) Develop the State Information Technology Strategic Plan (Strategic Plan) to include data goals and objectives;
- (2) Consider model legislation in other states and commonly accepted best practices to establish a state data strategy for inclusion in the Strategic Plan; and
- (3) Submit the Strategic Plan, including data goals and objectives, recommendations, and any proposed legislation, to the Legislature prior to the 2019 Regular Session.

The Honolulu Japanese Chamber of Commerce, Hawai'i Pacific Health, Transform Hawai'i Government, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Hawai'i Alliance of Nonprofit Organizations supported this measure. The Department of Education and Office of Information Practices 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 concurs with the intent and purpose of H.R. No. 78 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 (Evans).

**SCRep. 1677-18 Labor & Public Employment on H.C.R. No. 94**

The purpose of this measure is to request the Information Technology Steering Committee, established pursuant to Section 27-43(b), Hawaii Revised Statutes, to:

- (1) Develop the State Information Technology Strategic Plan (Strategic Plan) to include data goals and objectives;

- (2) Consider model legislation in other states and commonly accepted best practices to establish a state data strategy for inclusion in the Strategic Plan; and
- (3) Submit the Strategic Plan, including data goals and objectives, recommendations, and any proposed legislation, to the Legislature prior to the 2019 Regular Session.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hawai'i Advocates For Consumer Rights; Kupuna Caucus of the Democratic Party of Hawai'i; Honolulu Japanese Chamber of Commerce; Hawai'i Pacific Health; Transform Hawai'i Government; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i; Hawai'i Alliance of Nonprofit Organizations; and two individuals supported this measure. The Office of Enterprise Technology Services, Department of Education, and Office of Information Practices 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 concurs with the intent and purpose of H.C.R. No. 94 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 (Evans).

**SCRep. 1678-18 Labor & Public Employment on H.R. No. 96**

The purpose of this measure to urge the State to:

- (1) Address the lack of language support in services, programs, and activities offered by State government for persons with limited English proficiency; and
- (2) Make it a priority to:
  - (A) Remove obstacles to promoting the hiring of bilingual and multilingual persons in the State's workforce;
  - (B) Promote and support the use and study of languages other than English;
  - (C) Expand the functional and active use of languages commonly spoken in the State by persons in the workforce;
  - (D) Recognize language skills as critical workforce skills;
  - (E) Promote an environment of Aloha where the use of languages other than English in any public setting is welcomed, valued, and recognized; and
  - (F) Promote workforce training, public service campaigns, and educational programs that address language bias and discrimination.

Volunteer Legal Services Hawai'i, Filipina Advocacy Network, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Friends of Civil Rights, Hawaii Interpreter Action Network, Kokua Kalihi Valley, and two individuals supported this measure. The Judiciary and Office of Language Access supported the intent of this measure.

Your Committee has amended this measure by:

- (1) Stating that the State commends and supports the University of Hawai'i's Hawai'i Language Road Map and language courses; Department of Education's program for English Language Learners, and Seal of Biliteracy and Multilingualism for Equitable Education policies; Office of Language Access; Disability and Communication Access Board; Hawai'i Civil Rights Commission; and other government and private organizations that promote linguistic diversity as a cultural, civic, and economic asset; and
- (2) Requesting that certified copies of this measure also be transmitted to the President of the University of Hawaii and the Superintendent of Education.

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. 96, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 96, H.D. 1.

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

**SCRep. 1679-18 Labor & Public Employment on H.C.R. No. 108**

The purpose of this measure is to urge the State to:

- (1) Address the lack of language support in services, programs, and activities offered by State government for persons with limited English proficiency; and
- (2) Make it a priority to:
  - (A) Remove obstacles to promoting the hiring of bilingual and multilingual persons in the State's workforce;

- (B) Promote and support the use and study of languages other than English;
- (C) Expand the functional and active use of languages commonly spoken in the State by persons in the workforce;
- (D) Recognize language skills as critical workforce skills;
- (E) Promote an environment of Aloha where the use of languages other than English in any public setting is welcomed, valued, and recognized; and
- (F) Promote workforce training, public service campaigns, and educational programs that address language bias and discrimination.

Volunteer Legal Services Hawai'i, Filipina Advocacy Network, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Friends of Civil Rights, Hawaii Interpreter Action Network, and an individual supported this measure. The Judiciary and Office of Language Access supported the intent of this measure.

Your Committee has amended this measure by:

- (1) Stating that the State commends and supports the University of Hawai'i's Hawai'i Language Road Map and language courses; Department of Education's program for English Language Learners, and Seal of Biliteracy and Multilingualism for Equitable Education policies; Office of Language Access; Disability and Communication Access Board; Hawai'i Civil Rights Commission; and other government and private organizations that promote linguistic diversity as a cultural, civic, and economic asset; and
- (2) Requesting that certified copies of this measure also be transmitted to the President of the University of Hawaii and the Superintendent of Education.

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. 108, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 108, H.D. 1.

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

**SCRep. 1680-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.R. No. 145**

The purpose of this measure is to request the Hawaii State Foundation on Culture and the Arts to conduct a cost-benefit analysis of the implementation of Creative Districts in Hawaii and report their findings to the legislature.

Your committee received testimony in support from the Hawaii State Foundation on Culture and the Arts, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and one individual.

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. 145 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, 4 (Choy, Ito, Tokioka, Ward).

**SCRep. 1681-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 173**

The purpose of this measure is to request the Hawaii State Foundation on Culture and the Arts to conduct a cost-benefit analysis of the implementation of Creative Districts in Hawaii and report their findings to the legislature.

Your committee received testimony in support from the Hawaii State Foundation on Culture and the Arts, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and one individual.

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. 173 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, 4 (Choy, Ito, Tokioka, Ward).

**SCRep. 1682-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.R. No. 90**

The purpose of this measure is to urge the U.S. congress to pass legislation to clarify the status of migrants under the compacts of free association for purposes of the REAL ID act of 2005 to promote fairness and equality under the law.

Your committee received testimony in support from the Hawaii Civil Rights Commission, Hawaii Interpreter Action Network, and 3 individuals.

Your committee has amended this measure by additionally requesting that the United States Citizenship and Immigration Services delineate COFA status as a specific category in the SAVE system and to clarify that their “unlimited length of stay” is sufficient for the same renewal period as legal permanent residents and U.S. citizens for purposes of driver's license and identification renewals, and other entitlements and benefits.

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. 90, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 90, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 4 (Choy, Ito, Tokioka, Ward).

**SCRep. 1683-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 104**

The purpose of this measure is to urge the U.S. congress to pass legislation to clarify the status of migrants under the compacts of free association for purposes of the REAL ID act of 2005 to promote fairness and equality under the law.

Your committee received testimony in support from the Hawaii State Department of Transportation, the Hawaii Civil Rights Commission, the Hawaii State Commission on the Status of Women, the Micronesia Consulate General, Compacts of Free Association, Healthy Pacific, Hawaii Interpreter Action Network, and 8 individuals.

Your committee has amended this measure by additionally requesting that the United States Citizenship and Immigration Services delineate COFA status as a specific category in the SAVE system and to clarify that their “unlimited length of stay” is sufficient for the same renewal period as legal permanent residents and U.S. citizens for purposes of driver's license and identification renewals, and other entitlements and benefits.

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. 104, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 104, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 4 (Choy, Ito, Tokioka, Ward).

**SCRep. 1684-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.R. No. 97**

The purpose of this measure is to urge the U.S. President and U.S. Congress to grant full veterans benefits to Filipino veterans who fought in World War II but were subsequently denied the benefits to which they were entitled.

Your committee received testimony in support from the Hawaii Civil Rights Commission, and the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii.

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. 97 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, 4 (Choy, Ito, Tokioka, Ward).

**SCRep. 1685-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 109**

The purpose of this measure is to urge the U.S. President and U.S. Congress to grant full veterans benefits to Filipino veterans who fought in World War II but were subsequently denied the benefits to which they were entitled.

Your committee received testimony in support from State Office of Veterans' Services, Hawaii Civil Rights Commission, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and one individual.

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. 109 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, 4 (Choy, Ito, Tokioka, Ward).

**SCRep. 1686-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.R. No. 147**

The purpose of this measure is to urge the united states congress to restore the presumption of a service connection for Agent Orange exposure to United States veterans who served in the waters defined by the combat zone and in the airspace over the combat zone in Vietnam.

Your committee received testimony in support from the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and one individual.



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. 147 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, 4 (Choy, Ito, Tokioka, Ward).

**SCRep. 1687-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 175**

The purpose of this measure is to urge the united states congress to restore the presumption of a service connection for Agent Orange exposure to United States veterans who served in the waters defined by the combat zone and in the airspace over the combat zone in Vietnam.

Your committee received testimony in support from the Hawaii State Office of Veterans' Services, the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and one individual.

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. 175 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, 4 (Choy, Ito, Tokioka, Ward).

**SCRep. 1688-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.R. No. 116**

The purpose of this measure is to recognize April 7 through April 13, 2019 as Volunteer Week in the State of Hawaii.

Your committee received testimony in support from the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and one individual.

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. 116 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, 4 (Choy, Ito, Tokioka, Ward).

**SCRep. 1689-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 129**

The purpose of this measure is to recognize April 7 through April 13, 2019 as Volunteer Week in the State of Hawaii.

Your committee received testimony in support from the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Alliance of Nonprofit Organizations, Oahu Economic Development Board, Malama Kauai, and 5 individuals.

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. 129 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, 4 (Choy, Ito, Tokioka, Ward).

**SCRep. 1690-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.R. No. 146**

The purpose of this measure is to request the Office of Veterans' Services to report to the Legislature on how the increase in burial service requests has affected the Hawaii State Veterans Cemetery.

Your committee received testimony in support from the Hawaii State Office of Veterans Services, the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and one individual.

Your committee noted that the backlog is partially caused by an annual increase in burial service requests during the winter months of November through March.

Your committee has amended this measure by requesting 1-year, 5-year, and 10-year plans for cemetery operations, including staff, burial space, honor guard availability, and budget estimates.

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. 146, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 146, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Fukumoto).

**SCRep. 1691-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 174**

The purpose of this measure is to request the Office of Veterans' Services to report to the Legislature on how the increase in burial service requests has affected the Hawaii State Veterans Cemetery.

Your committee received testimony in support from the State of Hawaii DoD, Hawaii State Office of Veterans Services, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hoomanapono Political Action Committee (HPAC), and four individuals.

Your committee noted that the backlog is partially caused by an annual increase in burial service requests during the winter months of November through March.

Your committee has amended this measure by requesting 1-year, 5-year, and 10-year plans for cemetery operations, including staff, burial space, honor guard availability, and budget estimates.

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. 174, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 174, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 1 (Fukumoto).

**SCRep. 1692-18 Higher Education on H.R. No. 137**

The purpose of this measure is to improve gender equity in the computer science field through increasing the number of women majoring in computer science by urging the University of Hawaii to establish a Virtual Center for Women in Technology that sets goals, reviews current curriculum, and works with other educational stakeholders.

The Code.org and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure. The University of Hawai'i 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 concurs with the intent and purpose of H.R. No. 137 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 (Ing, Quinlan).

**SCRep. 1693-18 Higher Education on H.C.R. No. 156**

The purpose of this measure is to improve gender equity in the computer science field through increasing the number of women majoring in computer science by urging the University of Hawaii to establish a Virtual Center for Women in Technology that sets goals, reviews current curriculum, and works with other educational stakeholders.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure. The University of Hawai'i 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 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, 9. Noes, none. Excused, 2 (Ing, Quinlan).

**SCRep. 1694-18 Higher Education on H.R. No. 45**

The purpose of this measure is to provide a more convenient, accessible, and affordable method for students locally, nationally, and globally to pursue higher education by urging the University of Hawaii at Manoa and University of Hawaii at Hilo to offer additional online degree and certificate programs.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. The University of Hawaii testified in support of the intent of this measure.

Your Committee notes that the University of Hawaii at Hilo is already offering online degree and certificate programs through the North Hawaii Education and Research Center and Palamanui, and this measure highlights its ongoing efforts.

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. 45 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 (Ing, Quinlan).

**SCRep. 1695-18 Higher Education on H.R. No. 112**

The purpose of this measure is to help lower the cost of books and educational materials for students and increase the affordability of college for more families by encouraging the faculty of the University of Hawaii to make greater use of open education resources and other low-cost or free resources for their educational needs.

The University of Hawaii supported the intent of this measure.

Your Committee finds that the University of Hawaii is already providing options to reduce the cost of educational materials on an ad hoc basis. Your Committee has chosen to support options other than only open education resources because open education resources are proprietary, do not fully reflect the ad hoc efforts that are already being undertaken by the University of Hawaii, and are not available for certain professional and graduate programs.

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. 112 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 (Ing, Quinlan).

**SCRep. 1696-18 Higher Education on H.C.R. No. 125**

The purpose of this measure is to help lower the cost of books and educational materials for students and increase the affordability of college for more families by encouraging the faculty of the University of Hawaii to make greater use of open education resources and other low-cost or free resources for their educational needs.

A concerned individual testified in support of this measure. The University of Hawaii supported the intent of this measure.

Your Committee finds that the University of Hawaii is already providing options to reduce the cost of educational materials on an ad hoc basis. Your Committee has chosen to support options other than only open education resources because open education resources are proprietary, do not fully reflect the ad hoc efforts that are already being undertaken by the University of Hawaii, and are not available for certain professional and graduate programs.

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. 125 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 (Ing, Quinlan).

**SCRep. 1697-18 Higher Education on H.R. No. 205**

The purpose of this measure is to ensure that decisions made by the Legislature are based upon the most objective and best available scientific research and data by requesting the University of Hawaii to develop a network of scientists in the State to provide input on, and scientific analysis of, policies under legislative consideration.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. The University of Hawaii provided comments.

Your Committee finds that while scientists from the various schools at the University of Hawaii already submit testimony on a variety of measures, your Committee still supports advancing this Resolution as a way to encourage the University to expand efforts to involve scientists in the analysis of and research on bills.

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. 205 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 (Ing, Quinlan).

**SCRep. 1698-18 Higher Education on H.C.R. No. 237**

The purpose of this measure is to ensure that decisions made by the Legislature are based upon the most objective and best available scientific research and data by requesting the University of Hawaii to develop a network of scientists in the State to provide input on, and scientific analysis of, policies under legislative consideration.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. The University of Hawaii provided comments.

Your Committee finds that while scientists from the various schools at the University of Hawaii already submit testimony on a variety of measures, your Committee still supports advancing this Concurrent Resolution as a way to encourage the University to expand efforts to involve scientists in the analysis of and research on bills.

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. 237 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 (Ing, Quinlan).

**SCRep. 1699-18 Higher Education on H.R. No. 87**

The purpose of this measure is to strengthen food safety in Hawaii by requesting:

- (1) The Department of Agriculture, Department of Health, and College of Tropical Agriculture and Human Resources at the University of Hawaii at Manoa to review the expanded requirements of the Food and Drug Administration Food Safety Modernization Act, food safety requirements of the United States Department of Agriculture, and applicable sections of the Hawaii Revised Statutes and Hawaii Administrative Rules regarding food safety;
- (2) The Department of Agriculture, Department of Health, and College of Tropical Agriculture and Human Resources at the University of Hawaii at Manoa to recommend any:
  - (A) Necessary changes to the Hawaii Revised Statutes and Hawaii Administrative Rules regarding jurisdictional responsibilities, including changes necessary to clarify that the Department of Agriculture is responsible for the oversight of food safety on farms and that the Department of Health is responsible for the oversight of food safety after food products leave farms;
  - (B) Funding necessary to ensure food safety; and
  - (C) Other reforms necessary to ensure food safety; and
- (3) The Department of Agriculture, Department of Health, and College of Tropical Agriculture and Human Resources at the University of Hawaii at Manoa to report their findings, recommendations, and any proposed legislation to the Legislature no later than 20 days before the convening of the Regular Session of 2019.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported the measure. The Department of Agriculture 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. 87 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 (Ing, Onishi, Matsumoto).

**SCRep. 1700-18 Higher Education on H.C.R. No. 46**

The purpose of this measure is to strengthen food safety in Hawaii by requesting:

- (1) The Department of Agriculture, Department of Health, and College of Tropical Agriculture and Human Resources at the University of Hawaii at Manoa to review the expanded requirements of the Food and Drug Administration Food Safety Modernization Act, food safety requirements of the United States Department of Agriculture, and applicable sections of the Hawaii Revised Statutes and Hawaii Administrative Rules regarding food safety;
- (2) The Department of Agriculture, Department of Health, and College of Tropical Agriculture and Human Resources at the University of Hawaii at Manoa to recommend any:
  - (A) Necessary changes to the Hawaii Revised Statutes and Hawaii Administrative Rules regarding jurisdictional responsibilities, including changes necessary to clarify that the Department of Agriculture is responsible for the oversight of food safety on farms and that the Department of Health is responsible for the oversight of food safety after food products leave farms;
  - (B) Funding necessary to ensure food safety; and
  - (C) Other reforms necessary to ensure food safety; and
- (3) The Department of Agriculture, Department of Health, and College of Tropical Agriculture and Human Resources at the University of Hawaii at Manoa to report their findings, recommendations, and any proposed legislation to the Legislature no later than 20 days before the convening of the Regular Session of 2019.

The Hawaii Farm Bureau and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported the measure. The Department of Health supported the intent of the measure. The Department of Agriculture 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. 46 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 (Ing, Onishi, Matsumoto).

**SCRep. 1701-18 Higher Education on H.R. No. 143**

The purpose of this measure is to support the valuable work of the Agribusiness Development Corporation by urging the University of Hawaii to take all necessary action to transfer the operation and lands of Waialea Livestock Experiment Station to the Agribusiness Development Corporation.

The Agribusiness Development Corporation and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported the measure. The University of Hawaii supported the intent of the measure.

At the public hearing, the University of Hawaii testified that the Board of Regents had authorized the President to negotiate, finalize, and execute the transfer in fee simple of the Waialea Livestock Experiment Station to the Agribusiness Development Corporation. The University of Hawaii further testified that the 135-acre parcel and its population of sheep were property of the University of Hawaii and, as such, said state property, including the sheep, was better handled by the Agribusiness Development Corporation instead of the University of Hawaii.

Your Committee has amended this measure by:

- (1) Supporting the finalization and execution of the University of Hawaii's transfer of the operation and lands of Waialea Livestock Experiment Station to the Agribusiness Development Corporation;
- (2) Changing its title to read: "SUPPORTING THE FINALIZATION AND EXECUTION OF THE UNIVERSITY OF HAWAII'S TRANSFER OF THE OPERATION AND LANDS OF WAIALEA LIVESTOCK EXPERIMENT STATION TO THE AGRIBUSINESS DEVELOPMENT CORPORATION."; 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 concurs with the intent and purpose of H.R. No. 143, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 143, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 8. Noes, none. Excused, 3 (Ing, Onishi, Matsumoto).

**SCRep. 1702-18 Higher Education on H.C.R. No. 166**

The purpose of this measure is to support the valuable work of the Agribusiness Development Corporation by urging the University of Hawaii to take all necessary action to transfer the operation and lands of Waialea Livestock Experiment Station to the Agribusiness Development Corporation.

The Agribusiness Development Corporation and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported the measure. The University of Hawaii supported the intent of the measure.

At the public hearing, the University of Hawaii testified that the Board of Regents had authorized the President to negotiate, finalize, and execute the transfer in fee simple of the Waialea Livestock Experiment Station to the Agribusiness Development Corporation. The University of Hawaii further testified that the 135-acre parcel and its population of sheep were property of the University of Hawaii and, as such, said state property, including the sheep, was better handled by the Agribusiness Development Corporation instead of the University of Hawaii.

Your Committee has amended this measure by:

- (1) Supporting the finalization and execution of the University of Hawaii's transfer of the operation and lands of Waialea Livestock Experiment Station to the Agribusiness Development Corporation;
- (2) Changing its title to read: "SUPPORTING THE FINALIZATION AND EXECUTION OF THE UNIVERSITY OF HAWAII'S TRANSFER OF THE OPERATION AND LANDS OF WAIALEA LIVESTOCK EXPERIMENT STATION TO THE AGRIBUSINESS DEVELOPMENT CORPORATION."; 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 concurs with the intent and purpose of H.C.R. No. 166, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 166, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 8. Noes, none. Excused, 3 (Ing, Onishi, Matsumoto).

**SCRep. 1703-18 Health & Human Services on H.C.R. No. 140**

The purpose of this measure is to designate the first week of December as Cancer Screen Week in Hawaii to encourage people to:

- (1) Visit [cancerscreenweek.org](http://cancerscreenweek.org) for cancer screening resources; and
- (2) Talk to healthcare providers about the risk factors and recommended screening options for all cancer types, including breast, cervical, colon, lung, prostate, and skin cancer.

The Department of Health, Hawai'i Primary Care Association, and American Cancer Society Cancer Action Network testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 140 and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1704-18 Health & Human Services on H.C.R. No. 118**

The purpose of this measure is to request the Department of Health to:

- (1) Convene a working group, with the assistance of Kokua Mau and the American Cancer Society Cancer Action Network, to examine palliative care services and develop recommendations to expand palliative care services in the State; and
- (2) Submit a report of its findings and recommendations, including any proposed legislation, to the Legislature prior to the 2019 Regular Session.

The Department of Health, Hawai'i Care Choices, Kokua Mau, American Cancer Society Cancer Action Network, Hawaii Catholic Conference, Hawaii Family Forum, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and several individuals supported this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services 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, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1705-18 Health & Human Services on H.C.R. No. 3**

The purpose of this measure is to request the Auditor to conduct a study of the relevancy of the Certificate of Need (CON) process and report to the Legislature prior to the convening of the Regular Session of 2019.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i submitted testimony in support of this measure. The State Health Planning and Development Agency submitted testimony in opposition to this measure. The Office of the Auditor provided comments.

Your Committee has amended this measure by:

- (1) Changing the entity conducting the study from the Office of the Auditor to the Legislative Reference Bureau;
- (2) Changing the scope of the study by removing the provision relating to the effects of the CON law;
- (3) Expanding the scope of the study to modifications made to the CON process in other states and whether those modifications may be beneficial to implement in Hawaii; and
- (4) 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 Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 3, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 3, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, none.

**SCRep. 1706-18 Health & Human Services on H.R. No. 126**

The purpose of this measure is to facilitate cooperation between State agencies in order to provide underserved and vulnerable populations in Hawaii with access to legal services and justice by:

- (1) Urging the Director of Human Services and the Attorney General to convene, and serve as co-chairs of, a Hawaii Legal Aid Interagency Roundtable (Roundtable) consisting of various stakeholders to examine the barriers in accessing legal assistance in Hawaii;
- (2) Requesting that the Roundtable submit an annual report to the Governor and Legislature regarding any advancement in providing access to legal assistance to underserved and vulnerable populations; and
- (3) Requesting that the Roundtable submit a report by January 1, 2020, on the economic impact of funding access to civil legal services.

The Judiciary supported this measure. The Department of the Attorney General and Department of Human Services offered comments for this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services 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 Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1707-18 Health & Human Services on H.C.R. No. 141**

The purpose of this measure is to facilitate cooperation between State agencies in order to provide underserved and vulnerable populations in Hawaii with access to legal services and justice by:

- (1) Urging the Director of Human Services and the Attorney General to convene, and serve as co-chairs of, a Hawaii Legal Aid Interagency Roundtable (Roundtable) consisting of various stakeholders to examine the barriers in accessing legal assistance in Hawaii;
- (2) Requesting that the Roundtable submit an annual report to the Governor and Legislature regarding any advancement in providing access to legal assistance to underserved and vulnerable populations; and
- (3) Requesting that the Roundtable submit a report by January 1, 2020, on the economic impact of funding access to civil legal services.

The Judiciary and Domestic Violence Action Center supported this measure. The Department of the Attorney General and Department of Human Services offered comments for this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 141 and recommends that it be referred to your Committee on Judiciary.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1708-18 Health & Human Services on H.R. No. 23**

The purpose of this measure is to urge the United States Food and Drug Administration, United States Surgeon General, and Hawaii's Congressional Delegation to consider whether products containing oxybenzone should include a warning label that addresses the human health risks of using those personal care products.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Friends of Hanauma Bay, and a few individuals supported this measure. The Personal Care Products Council and an individual opposed this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services 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, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1709-18 Health & Human Services on H.C.R. No. 29**

The purpose of this measure is to urge the United States Food and Drug Administration, United States Surgeon General, and Hawaii's Congressional Delegation to consider whether products containing oxybenzone should include a warning label that addresses the human health risks of using those personal care products.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Friends of Hanauma Bay, and a few individuals supported this measure. The Personal Care Products Council and an individual opposed this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services 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, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1710-18 Health & Human Services on H.R. No. 58**

The purpose of this measure is to improve the quality of life of Honolulu's urban dwellers and create a more sustainable, livable urban environment by requesting the John A. Burns School of Medicine at the University of Hawaii at Manoa to conduct a study on the cumulative health effects of persistent urban noise in Honolulu, including the extent of urban noise, its effect on quality of life, and possible solutions utilized by other urban environments that may be effective in Honolulu.

The Chinatown Gateway Plaza Tenant Association testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Health & 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, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1711-18 Health & Human Services on H.C.R. No. 72**

The purpose of this measure is to improve the quality of life of Honolulu's urban dwellers and create a more sustainable, livable urban environment by requesting the John A. Burns School of Medicine at the University of Hawaii at Manoa to conduct a study on the cumulative health effects of persistent urban noise in Honolulu, including the extent of urban noise, its effect on quality of life, and possible solutions utilized by other urban environments that may be effective in Honolulu.

The Chinatown Gateway Plaza Tenant Association testified in support of this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 72 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, 1 (Tupola).

**SCRep. 1712-18 Health & Human Services on H.R. No. 121**

The purpose of this measure is to request the Auditor to assess both the social and financial effects of the proposed mandated health insurance coverage under H.B. No. 687, H.D. 2, Regular Session of 2018, which requires insurance coverage for the costs of medically necessary transportation to the continental United States for qualifying patients.

The Hawaii Medical Service Association, Hawai'i Pacific Health, Kapiolani Medical Specialists, Kapi'olani Medical Center for Women & Children, Kaiser Permanente Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and a few concerned individuals submitted testimony in support of this measure. The Office of the Auditor submitted comments.

Your Committee notes that the Office of the Auditor commented that certain requests in this resolution, as written, are outside of the scope of that Office due to being requests for legal opinions. The Office of the Auditor suggests referring the requests for legal opinions to either the Attorney General or a legislative research office.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 121 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, 1 (Tupola).

**SCRep. 1713-18 Health & Human Services on H.C.R. No. 135**

The purpose of this measure is to request the Auditor to assess both the social and financial effects of the proposed mandated health insurance coverage under H.B. No. 687, H.D. 2, Regular Session of 2018, which requires insurance coverage for the costs of medically necessary transportation to the continental United States for qualifying patients.

The Hawaii Medical Service Association, Hawai'i Pacific Health, Kapiolani Medical Specialists, Kapi'olani Medical Center for Women & Children, Kaiser Permanente Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and a few concerned individuals submitted testimony in support of this measure. The Office of the Auditor submitted comments.

Your Committee notes that the Office of the Auditor commented that certain requests in this resolution, as written, are outside of the scope of that Office due to being requests for legal opinions. The Office of the Auditor suggests referring the requests for legal opinions to either the Attorney General or a legislative research office.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 135 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, 1 (Tupola).

**SCRep. 1714-18 Health & Human Services on H.R. No. 131**

The purpose of this measure is to examine how statewide use of domestic violence assessments and response protocol by emergency medical services personnel can help to strengthen the State's overall response to domestic violence by requesting the Department of Health to convene a task force.

As affirmed by the record of votes of the members of your Committee on Health & Human Services 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, 4. Noes, none. Excused, 1 (Tupola).



**SCRep. 1715-18 Health & Human Services on H.C.R. No. 148**

The purpose of this measure is to examine how statewide use of domestic violence assessments and response protocol by emergency medical services personnel can help to strengthen the State's overall response to domestic violence by requesting the Department of Health to convene a task force.

The Department of Health, Honolulu Emergency Services Department of the City and County of Honolulu, Planned Parenthood Votes Northwest and Hawaii, Domestic Violence Action Center, and one concerned individual submitted testimony in support of this measure.

As affirmed by the record of votes of the members of your Committee on Health & 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 Finance.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1716-18 Health & Human Services on H.R. No. 192**

The purpose of this measure is to request the Department of Health to prevent the spread of rat lungworm disease and other zoonotic diseases in human populations by hiring a State Veterinary Medical Officer.

The Department of Land and Natural Resources, Hawaii Cattlemen's Council, and one concerned individual submitted testimony in support of this measure.

Your Committee notes that the Department of Health testified that fulfilling the request made in this measure would require additional funding to provide a competitive salary for a well-qualified public health veterinarian.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 192 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, 1 (Tupola).

**SCRep. 1717-18 Health & Human Services on H.C.R. No. 222**

The purpose of this measure is to request the Department of Health to prevent the spread of rat lungworm disease and other zoonotic diseases in human populations by hiring a State Veterinary Medical Officer.

The Department of Land and Natural Resources and one concerned individual submitted testimony in support of this measure. The Department of Health submitted comments.

Your Committee notes that the Department of Health testified that fulfilling the request made in this measure would require additional funding to provide a competitive salary for a well-qualified public health veterinarian.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 222 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, 1 (Tupola).

**SCRep. 1718-18 Health & Human Services on H.R. No. 124**

The purpose of this measure is to educate the public, especially high-risk residents, in the State on the causes, risks, symptoms, complications, prevention, and treatment of influenza by requesting the Department of Health to develop strategies to disseminate influenza-related information to the public and to annually provide such information on influenza to each assisted living facility.

Hawaii Medical Association and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. Three individuals opposed this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services 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, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1719-18 Health & Human Services on H.C.R. No. 138**

The purpose of this measure is to educate the public, especially high-risk residents, in the State on the causes, risks, symptoms, complications, prevention, and treatment of influenza by requesting the Department of Health to develop strategies to disseminate influenza-related information to the public and to annually provide such information on influenza to each assisted living facility.

An individual opposed this measure. The Department of Health offered comments on this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 138 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, 1 (Tupola).

**SCRep. 1720-18 Health & Human Services on H.R. No. 175**

The purpose of this measure is to request the Department of Health to compile information from studies on noise pollution conducted by national and international agencies, and report its findings and recommendations to the Legislature so that policymakers may make an informed decision on how to best protect the State's residents from noise pollution due to the variety of negative health outcomes that result from unwanted or harmful outdoor, environmental noise created by human activities.

The Representative from the Forty-First House District of the Hawaii State Legislature supported this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 175 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, none.

**SCRep. 1721-18 Health & Human Services on H.C.R. No. 205**

The purpose of this measure is to request the Department of Health to compile information from studies on noise pollution conducted by national and international agencies, and report its findings and recommendations to the Legislature so that policymakers may make an informed decision on how to best protect the State's residents from noise pollution due to the variety of negative health outcomes that result from unwanted or harmful outdoor, environmental noise created by human activities.

The Representative from the Forty-First House District of the Hawaii State Legislature supported this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 205 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, none.

**SCRep. 1722-18 Health & Human Services on H.R. No. 196**

The purpose of this measure is to request that the Department of Health provide a report to the Legislature of all confirmed and suspected cases of rat lungworm disease that originated in the State, provide long-term follow up of patients pursuant to recommendations of the Rat Lungworm Working Group, and establish a registry of de-identified data of rat lungworm cases.

The Department of Land and Natural Resources, The University of Hawaii at Hilo, John A. Burns School of Medicine of the University of Hawaii at Manoa, and one concerned individual provided testimony in support of this measure.

Your Committee notes that the Department of Health expressed concerns that:

- (1) Complying with this measure may require the Department of Health to offer testing to other states and thus require additional personnel and resources;
- (2) Conducting long-term follow up of patients would require additional personnel and resources; and
- (3) Much of what is requested in this measure is duplicative of ongoing efforts.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 196 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, 1 (Tupola).

**SCRep. 1723-18 Health & Human Services on H.C.R. No. 226**

The purpose of this measure is to request that the Department of Health provide a report to the Legislature of all confirmed and suspected cases of rat lungworm disease that originated in the State, provide long-term follow up of patients pursuant to recommendations of the Rat Lungworm Working Group, and establish a registry of de-identified data of rat lungworm cases.

The Department of Land and Natural Resources, The University of Hawaii at Hilo, John A. Burns School of Medicine of the University of Hawaii at Manoa, and one concerned individual provided testimony in support of this measure. The Department of Health provided comments.

Your Committee notes that the Department of Health expressed concerns that:

- (1) Complying with this measure may require the Department of Health to offer testing to other states and thus require additional personnel and resources;
- (2) Conducting long-term follow up of patients would require additional personnel and resources; and
- (3) Much of what is requested in this measure is duplicative of ongoing efforts.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 226 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, 1 (Tupola).

**SCRep. 1724-18 Health & Human Services on H.R. No. 107**

The purpose of this measure is to protect public health and safety with regards to vaccines and immunizations and gather more accurate and detailed data on the adverse effects vaccinations may cause by requesting the Department of Health and the Centers for Disease Control and Prevention to conduct a study on the number and types of adverse events related to vaccines and immunizations in the State of Hawaii.

Hawaii for Informed Consent, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and several concerned individuals testified in support of this measure. University of Hawaii at Hilo, Healthcare Association of Hawaii, The Queen's Health Systems, The CHOW Project, Hawai'i Pacific Health, Hawaii Immunization Coalition, Association for Professionals in Infection Control and Epidemiology, Reis Pediatrics, and numerous concerned individuals testified in opposition to this measure.

Your Committee has amended this measure by deleting its contents and replacing them with language that encourages the Department of Health to continue to communicate with the Centers for Disease Control and Prevention regarding immunization data specific to Hawaii, particularly with regards to reports of any possible adverse events related to vaccines, to better understand and monitor the immunization and vaccination of children in Hawaii and ensure their safety. Your Committee has also amended the title of the resolution to conform to the new language inserted.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 107, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 107, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, none.

**SCRep. 1725-18 Health & Human Services on H.C.R. No. 157**

The purpose of this measure is to protect public health and safety with regards to vaccines and immunizations and gather more accurate and detailed data on the adverse effects vaccinations may cause by requesting the Department of Health and the Centers for Disease Control and Prevention to conduct a study on the number and types of adverse events related to vaccines and immunizations in the State of Hawaii.

Hawaii for Informed Consent, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii and several concerned individuals testified in support of this measure. The Department of Health, University of Hawaii at Hilo, Hawaii Medical Association, Hawaii Pharmacists Association, Healthcare Association of Hawaii, The Queen's Health Systems, The CHOW Project, Hawai'i Pacific Health, Hawaii Immunization Coalition, Association for Professionals in Infection Control and Epidemiology, American Academy of Pediatrics - Hawaii Chapter, Reis Pediatrics, and numerous concerned individuals testified in opposition to this measure.

Your Committee has amended this measure by deleting its contents and replacing them with language that encourages the Department of Health to continue to communicate with the Centers for Disease Control and Prevention regarding immunization data specific to Hawaii, particularly with regards to reports of any possible adverse events related to vaccines, to better understand and monitor the immunization and vaccination of children in Hawaii and ensure their safety. Your Committee has also amended the title of the concurrent resolution to conform to the new language inserted.

As affirmed by the record of votes of the members of your Committee on Health & Human Services 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 Finance in the form attached hereto as H.C.R. No. 157, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, none.

**SCRep. 1726-18 Health & Human Services on H.R. No. 140**

The purpose of this measure is to request the Office of Enterprise Technology Services, in consultation with the Public Utilities Commission and the Disability and Communication Access Board, to review existing and emerging telecommunications equipment, services, and policies to ensure continued

accessibility and usability for individuals who are deaf or who have a hearing or speech disability and identify any areas where accessibility and usability can be improved.

The Disability and Communication Access Board and two individuals supported this measure.

Your Committee has amended this measure by:

- (1) Further requesting the Office of Enterprise Technology Services, in consultation with the Disability and Communication Access Board, to study the feasibility of installing hearing loop technology in the State Capitol, and include the costs of installation and an installation schedule in its 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 Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 140, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 140, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1727-18 Health & Human Services on H.C.R. No. 164**

The purpose of this measure is to request the Office of Enterprise Technology Services, in consultation with the Public Utilities Commission and the Disability and Communication Access Board, to review existing and emerging telecommunications equipment, services, and policies to ensure continued accessibility and usability for individuals who are deaf or who have a hearing or speech disability and identify any areas where accessibility and usability can be improved.

The Disability and Communication Access Board, Office of Enterprise Technology Services, Isle Interpret, LLC, Aloha State Association of the Deaf, and several individuals supported this measure.

Your Committee has amended this measure by:

- (1) Further requesting the Office of Enterprise Technology Services, in consultation with the Disability and Communication Access Board, to study the feasibility of installing hearing loop technology in the State Capitol, and include the costs of installation and an installation schedule in its 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 Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 164, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 164, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1728-18 Health & Human Services on H.R. No. 195**

The purpose of this measure is to request the Hawaiian Veterinary Medical Association to conduct a survey of its membership on the frequency of suspected and confirmed cases of rat lungworm disease in animal companions.

The Department of Land and Natural Resources and one concerned individual submitted testimony in support of this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 195 and recommends that it be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1729-18 Health & Human Services on H.C.R. No. 225**

The purpose of this measure is to request the Hawaiian Veterinary Medical Association to conduct a survey of its membership on the frequency of suspected and confirmed cases of rat lungworm disease in animal companions.

The Department of Land and Natural Resources and one concerned individual submitted testimony in support of this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 225 and recommends that it be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1730-18 Health & Human Services on H.C.R. No. 102**

The purpose of this measure is to request the Auditor to conduct a performance and management audit of the Adult Protective and Community Services Branch of the Department of Human Services to assess the Branch's compliance with laws, policies, and procedures related to investigations, service provisions, client protections, and oversight.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i submitted testimony in support of this measure. The Department of Human Services provided comments.

Your Committee notes that the Department of Human Services commented that an audit of the Adult Protective Services Program is not necessary at this time.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 102 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, none.

**SCRep. 1731-18 Health & Human Services on H.R. No. 191**

The purpose of this measure is to request that the Department of Health require that all of its district health officers be physicians licensed to practice medicine in this State.

One concerned individual provided testimony in support of this measure.

Your Committee has amended this measure by removing the request that the Department of Health require each of its district health officers be a physician and replacing it with a request for prioritizing having district health officers be physicians.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 191, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 191, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1732-18 Health & Human Services on H.C.R. No. 221**

The purpose of this measure is to request that the Department of Health require that all of its district health officers be physicians licensed to practice medicine in this State.

One concerned individual provided testimony in support of this measure. The Department of Health submitted testimony in opposition.

Your Committee has amended this measure by removing the request that the Department of Health require each of its district health officers be a physician and replacing it with a request for prioritizing having district health officers be physicians.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 221, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 221, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1733-18 Health & Human Services on H.C.R. No. 24**

The purpose of this measure is to request the Auditor to assess the social and financial effects of requiring health insurers in Hawaii to provide coverage for treatment for opioid dependence as required by sections 23-51 and 23-52, Hawaii Revised Statutes, prior to enactment of any mandate for insurance coverage of specific health services.

Kaiser Permanente Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and two concerned individuals offered testimony in support of this measure. The Department of Health offered commented.

Your Committee has amended this measure by deleting its substantive contents and:

- (1) Inserting language that requests that the Department of Health, using the framework of the Hawaii Opioid Initiative's existing working groups, conduct an assessment and provide a report on the current availability, utilization, and insurance coverage of substance abuse disorder treatment and services in the State and related effects on persons who need treatment; and
- (2) Amending its title accordingly.

As affirmed by the record of votes of the members of your Committee on Health & Human Services 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, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1734-18 Health & Human Services on H.R. No. 19**

The purpose of this measure is to urge the Governor and the Director of Human Services to add \$4,000,000 to the Executive Supplemental Budget for the 2019 Fiscal Year to fund adult dental services.

‘Ohana Health Plan, Hawaii Dental Association, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i submitted testimony in support of this measure. The Department of Human Services and Hawaii Primary Care Association provided comments.

Your Committee has amended this measure by:

- (1) Changing its title and contents to urge the Governor and the Director of Human Services to reinstate restorative and preventative dental coverage for adult Medicaid beneficiaries within the current budget appropriation in the General Appropriations Act of 2017;
- (2) Requesting the Director of Human Services prepare and submit a report including statistics on adult Medicaid recipients currently receiving restorative and preventative dental benefits, and a projection of those eligible to receive such benefits during the 2019-2020 fiscal biennium to the Legislature prior to the convening of the Regular Session of 2019; and
- (3) Including the Director of Health and Chief Executive Officer of the Hawaii Primary Care Association as additional recipients of certified copies of the resolution.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 19, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 19, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, none.

**SCRep. 1735-18 Health & Human Services on H.C.R. No. 23**

The purpose of this measure is to urge the Governor and the Director of Human Services to add \$4,000,000 to the Executive Supplemental Budget for the 2019 Fiscal Year to fund adult dental services.

‘Ohana Health Plan, Hawaii Dental Association, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai‘i submitted testimony in support of this measure. The Department of Human Services and Hawaii Primary Care Association provided comments.

Your Committee has amended this measure by:

- (1) Changing its title and contents to urge the Governor and the Director of Human Services to reinstate restorative and preventative dental coverage for adult Medicaid beneficiaries within the current budget appropriation in the General Appropriations Act of 2017;
- (2) Requesting the Director of Human Services prepare and submit a report including statistics on adult Medicaid recipients currently receiving restorative and preventative dental benefits, and a projection of those eligible to receive such benefits during the 2019-2020 fiscal biennium to the Legislature prior to the convening of the Regular Session of 2019; and
- (3) Including the Director of Health and Chief Executive Officer of the Hawaii Primary Care Association as additional recipients of certified copies of the resolution.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 23, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 23, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, none.

**SCRep. 1736-18 Health & Human Services on H.R. No. 49**

The purpose of this measure is to request that the State Procurement Office:

- (1) Conduct a review of indirect costs and limits, if any, imposed by the contracts awarded to nonprofit service providers under chapter 103F, Hawaii Revised Statutes, over the period of 2015 to 2017;
- (2) Address processes, policies, or practices that impact the ability of nonprofit service providers to adequately be reimbursed for administrative and overhead costs; and

This measure also requests the Auditor to review the length of time payments are received by nonprofit service providers and the reasons for delayed government payments.

The Hawaii Youth Services Network, Child & Family Services, Hawai'i Alliance of Nonprofit Organizations, PHOCUSED, Kupuna Caucus of the Democratic Party of Hawaii, Mental Health America of Hawai'i, Aloha United Way, Adult Friends for Youth, Catholic Charities of Hawai'i, Hale Kipa, Life Foundation, The CHOW Project, City Mill Co. Ltd., and many individuals submitted testimony in support of this measure. The State Procurement Office, Office of the Auditor, Office of Information Practices, and Parents and Children Together submitted comments.

Your Committee has amended this measure by:

- (1) Changing its title to conform with substantive amendments focusing upon contracts with the Department of Health, Department of Human Services, and Department of Public Safety;
- (2) Requesting the State Procurement Office Administrator to establish a chapter 103F working group to assess and recommend proposals to address adequate reimbursement for overhead and indirect costs in contracts under chapter 103F, Hawaii Revised Statutes, with the Department of Health, Department of Human Services, and Department of Public Safety;
- (3) Requesting the Auditor to conduct a review of the extent that overhead and other indirect costs were contractually limited by the Department of Health, Department of Human Services, and the Department of Public Safety from 2015 to 2017; 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 Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 49, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 49, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1737-18 Health & Human Services on H.C.R. No. 63**

The purpose of this measure is to request that the State Procurement Office:

- (1) Conduct a review of indirect costs and limits, if any, imposed by the contracts awarded to nonprofit service providers under chapter 103F, Hawaii Revised Statutes, over the period of 2015 to 2017;
- (2) Address processes, policies, or practices that impact the ability of nonprofit service providers to adequately be reimbursed for administrative and overhead costs; and

This measure also requests the Auditor to review the length of time payments are received by nonprofit service providers and the reasons for delayed government payments.

The Hawaii Youth Services Network, Child & Family Services, Hawai'i Alliance of Nonprofit Organizations, PHOCUSED, Kupuna Caucus of the Democratic Party of Hawaii, Mental Health America of Hawai'i, Aloha United Way, Adult Friends for Youth, Catholic Charities of Hawai'i, Hale Kipa, Life Foundation, The CHOW Project, City Mill Co. Ltd., and many individuals submitted testimony in support of this measure. The State Procurement Office, Office of the Auditor, Office of Information Practices, and Parents and Children Together submitted comments.

Your Committee has amended this measure by:

- (1) Changing its title to conform with substantive amendments focusing upon contracts with the Department of Health, Department of Human Services, and Department of Public Safety;
- (2) Requesting the State Procurement Office Administrator to establish a chapter 103F working group to assess and recommend proposals to address adequate reimbursement for overhead and indirect costs in contracts under chapter 103F, Hawaii Revised Statutes, with the Department of Health, Department of Human Services, and Department of Public Safety;
- (3) Requesting the Auditor to conduct a review of the extent that overhead and other indirect costs were contractually limited by the Department of Health, Department of Human Services, and the Department of Public Safety from 2015 to 2017; 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 Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 63, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 63, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1738-18 Health & Human Services on H.R. No. 88**

The purpose of this measure is to request the Department of the Attorney General to convene and lead a surrogacy working group to consider whether and how the State should regulate gestational surrogacy.

The Department of the Attorney General, Planned Parenthood Votes Northwest and Hawaii, Hawaii Women Lawyers, and Hawai'i LGBT Legal Association provided testimony in support of this measure. The Office of Information Practices submitted comments.

Your Committee has amended this measure by removing the working group's exemption from the requirements for public agency meetings and records in Chapter 92, Hawaii Revised Statute.

Your Committee notes that the Department of the Attorney General testified that surrogacy arrangements are already occurring in Hawaii but there is no uniform way to handle them and that it is timely to determine the answers to the questions raised in this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 88, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 88, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, none.

**SCRep. 1739-18 Health & Human Services on H.C.R. No. 73**

The purpose of this measure is to request the Department of the Attorney General to convene and lead a surrogacy working group to consider whether and how the State should regulate gestational surrogacy.

The Department of the Attorney General, Planned Parenthood Votes Northwest and Hawaii, Hawaii Women Lawyers, Hawai'i LGBT Legal Association, and an individual provided testimony in support of this measure. The Office of Information Practices submitted comments.

Your Committee has amended this measure by removing the working group's exemption from the requirements for public agency meetings and records in Chapter 92, Hawaii Revised Statute.

Your Committee notes that the Department of the Attorney General testified that surrogacy arrangements are already occurring in Hawaii but there is no uniform way to handle them and that it is timely to determine the answers to the questions raised in this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 73, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 73, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, none.

**SCRep. 1740-18 Health & Human Services on H.R. No. 138**

The purpose of this measure is to request the Hawaii State Judiciary and Department of Human Services to not use a parent's, prospective parent's, or guardian's blindness as a basis for denial of parental or guardian status and exercise of related rights.

The Department of Human Services and Judiciary offered comments on this measure.

Your Committee has amended this measure by:

- (1) Clarifying that the unnecessary removal of some children of blind parents from their parents' care may be a national, rather than state, occurrence; and
- (2) Removing the clear and convincing evidentiary standard for evidence presented by the party alleging that blindness is leading to behavior that may endanger the welfare of the child.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 138, as amended herein, and recommends that it be referred to your Committee on Judiciary in the form attached hereto as H.R. No. 138, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1741-18 Health & Human Services on H.C.R. No. 162**

The purpose of this measure is to request the Hawaii State Judiciary and Department of Human Services to not use a parent's, prospective parent's, or guardian's blindness as a basis for denial of parental or guardian status and exercise of related rights.

The Department of Human Services, Judiciary, and Hawaii Family Advocacy Team offered comments on this measure.



Your Committee has amended this measure by:

- (1) Clarifying that the unnecessary removal of some children of blind parents from their parents' care may be a national, rather than state, occurrence; and
- (2) Removing the clear and convincing evidentiary standard for evidence presented by the party alleging that blindness is leading to behavior that may endanger the welfare of the child.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 162, as amended herein, and recommends that it be referred to your Committee on Judiciary in the form attached hereto as H.C.R. No. 162, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 1742-18 Health & Human Services on H.R. No. 13**

The purpose of this measure is to urge the Department of Education, Department of Health, Department of Human Services, and Judiciary to permanently establish and participate in the Hawaii Interagency State Youth Network of Care to better serve youth and families with complex needs in the state.

The Department of Human Services, Hawaii Youth Services Network, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i submitted testimony in support of this measure.

Your Committee notes that the Department of Human Services testified that no additional appropriation is necessary to fulfil this measure's request.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 13 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, none.

**SCRep. 1743-18 Health & Human Services on H.C.R. No. 16**

The purpose of this measure is to urge the Department of Education, Department of Health, Department of Human Services, and Judiciary to permanently establish and participate in the Hawaii Interagency State Youth Network of Care to better serve youth and families with complex needs in the state.

The Department of Human Services, Department of Health, Department of Education, Hawaii Youth Services Network, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i submitted testimony in support of this measure.

Your Committee notes that the Department of Human Services testified that no additional appropriation is necessary to fulfil this measure's request.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 16 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, none.

**SCRep. 1744-18 Consumer Protection & Commerce on H.R. No. 190**

The purpose of this measure is to encourage consistent regulation of broadcast stations by urging the Federal Communications Commission to codify the definition of "public interest standard" to:

- (1) Ensure that broadcasters serve as public trustees of the airwaves; and
- (2) Promote fair and objective news reporting.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i 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 concurs with the intent and purpose of H.R. No. 190 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 5 (Aquino, Johanson, Mizuno, Yamane, McDermott).

**SCRep. 1745-18 Consumer Protection & Commerce on H.C.R. No. 220**

The purpose of this measure is to encourage consistent regulation of broadcast stations by urging the Federal Communications Commission to codify the definition of "public interest standard" to:

- (1) Ensure that broadcasters serve as public trustees of the airwaves; and
- (2) Promote fair and objective news reporting.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i 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 concurs with the intent and purpose of H.C.R. No. 220 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 5 (Aquino, Johanson, Mizuno, Yamane, McDermott).

**SCRep. 1746-18 Judiciary on H.R. No. 119**

The purpose of this measure is to urge the United States Congress to support and fund the scientific study of firearms violence and prevention.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and one individual 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 Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 119 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Brower, McDermott).

**SCRep. 1747-18 Judiciary on H.C.R. No. 133**

The purpose of this measure is to urge the United States Congress to support and fund the scientific study of firearms violence and prevention.

The Hawaii Medical Association, LGBT Caucus of the Democratic Party of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and 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. 133 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Brower, McDermott).

**SCRep. 1748-18 Judiciary on H.C.R. No. 199**

The purpose of this measure is to request the Judiciary to study and make recommendations on ways to increase gender equity in the filling of judicial vacancies.

The Hawaii State Judiciary, LGBT Caucus of the Democratic Party of Hawaii, and Planned Parenthood Votes Northwest and Hawaii 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. 199 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Brower, McDermott).

**SCRep. 1749-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.R. No. 47**

The purpose of this measure The purpose of this measure is to endorse 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; Encouraging a U.S.- Taiwan bilateral trade agreement; and celebrating the State of Hawaii's Twenty-Fifth Anniversary of sister-state relations with Taiwan

Prior to the hearing, your Committee circulated a proposed House Draft 1 and accepted testimony on the Proposed House Draft 1. As proposed, the purpose of this measure is to support the Adoptee Citizenship Act of 2018. This act provides American citizenship for foreign-born adoptees who were adopted by American parents and raised in the United States.

Your committee received testimony in support from the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii.

Your Committee has amended this measure by adopting the language contained in the Proposed House Draft 1.

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. 47, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 47, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 4 (Ito, Onishi, Tokioka, Ward).

**SCRep. 1750-18 Veterans, Military, & International Affairs, & Culture and the Arts on H.C.R. No. 59**

The purpose of this measure is to endorse 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; Encouraging a U.S.- Taiwan bilateral trade agreement; and celebrating the State of Hawaii's Twenty-Fifth Anniversary of sister-state relations with Taiwan.

Prior to the hearing, your Committee circulated a proposed House Draft 1 and accepted testimony on the Proposed House Draft 1. As proposed, the purpose of this measure is to support the Adoptee Citizenship Act of 2018. This act provides American citizenship for foreign-born adoptees who were adopted by American parents and raised in the United States.

Your committee received testimony in support from the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii.

Your Committee has amended this measure by adopting the language contained in the Proposed House Draft 1.

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. 59, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 59, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 4 (Ito, Onishi, Tokioka, Ward).

**SCRep. 1751-18 Consumer Protection & Commerce on S.B. No. 2099**

The purpose of this measure is to make housekeeping amendments to clarify the driver's licensing requirements for the operation of autocycles. Specifically, this measure amends the categories of motor vehicles by placing autocycles in a category with passenger cars, buses, trucks, and vans, instead of a category with motorcycles and motor scooters.

The Department of Transportation and Polaris Industries, Inc. 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. 2099, 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 (LoPresti, Tokioka).

**SCRep. 1752-18 Consumer Protection & Commerce on S.B. No. 2407**

The purpose of this measure is to convene the Medical Cannabis Study Group to examine the legal complexities surrounding the medical use of cannabis in Hawaii.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Kush Bottles Hawaii, and several individuals testified in support of this measure. The Drug Policy Forum of 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. 2407, S.D. 1, 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 (Tokioka).

**SCRep. 1753-18 Consumer Protection & Commerce on S.B. No. 2488**

The purpose of this measure is to tackle the complex issues surrounding the topic of insurance reimbursement for medical cannabis by establishing a working group to specifically address reimbursement by health insurance for medical cannabis for qualifying patients.

The Drug Policy Forum of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Kush Bottles Hawaii testified in support of this measure. The Legislative Reference Bureau 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. 2488, S.D. 2, 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 (Tokioka).

**SCRep. 1754-18 Consumer Protection & Commerce on S.B. No. 2297**

The purpose of this measure is to extend the sunset date of Act 65, Session Laws of Hawaii 2013, from 2018 to 2023, which will extend the limited exemption to electrician licensing requirements for certain individuals who are not licensed in the State but who are contracted by an electric utility and deemed qualified by the utility to work with high voltage (600 volts or higher).

The Board of Electricians and Plumbers, Hawaiian Electric Company, Inc., Hawaii Electric Light Company, Inc., Maui Electric Company, Ltd., The Chamber of Commerce Hawaii, Land Use Research Foundation of Hawaii, and POWER Contracting LLC testified in support of this measure. The International Brotherhood of Electrical Workers Local Union 1186 testified in opposition.

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. 2297, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 1 (Tokioka).

**SCRep. 1755-18 Consumer Protection & Commerce on S.B. No. 2926**

The purpose of this measure is to require the Board of Dental Examiners to adopt rules to establish a regulatory structure for the regulation of dental assistants in Hawaii.

The Board of Dental Examiners, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and many individuals testified in support of this measure. The Hawaii Dental Association and Hawaii Dental Hygienists' Association 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. 2926, S.D. 1, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 1 (Tokioka).

**SCRep. 1756-18 Consumer Protection & Commerce on S.B. No. 2201**

The purpose of this measure is to amend the names of several professional regulatory boards to accurately reflect their current roles by removing the word "examiner" and renaming:

- (1) The State Board of Chiropractic Examiners to Hawaii Board of Chiropractic;
- (2) The Board of Dental Examiners to Board of Dentistry;
- (3) The Board of Examiners in Optometry to Hawaii Board of Optometry; and
- (4) The Board of Veterinary Examiners to Hawaii Board of Veterinary Medicine.

The Board of Dental Examiners, Hawaii Dental Hygienists' Association, and many individuals testified in support of this measure. The Professional and Vocational and Licensing Division of the Department of Commerce and Consumer Affairs provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 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 S.B. No. 2201, 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. 2201, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 2 (LoPresti, Tokioka).

**SCRep. 1757-18 Consumer Protection & Commerce on S.B. No. 2258**

The purpose of this measure is to clarify that an audiologist, licensed pursuant to Chapter 468E, Hawaii Revised Statutes, is not required to be licensed as a hearing aid dealer and fitter to practice in this State.

The Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs and Board of Speech Pathology and Audiology 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2258, 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. 2258, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 2 (LoPresti, Tokioka).

**SCRep. 1758-18 Consumer Protection & Commerce on S.B. No. 2647**

The purpose of this measure is to provide an applicant for mental health counselor licensure with more flexibility in completing the required practicum experience hours. Specifically, this measure permits the applicant to complete the requisite number of practicum experience hours within two academic terms instead of requiring a minimum number of practicum experience hours per academic term.

The Department of Commerce and Consumer Affairs, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and an individual testified in support of this measure.

Your Committee has amended this measure by changing its effective date to July 1, 2018.

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. 2647, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2647, H.D. 3.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 1 (Tokioka).

**SCRep. 1759-18 Consumer Protection & Commerce on S.B. No. 2244**

The purpose of this measure is to establish safety mechanisms within the workers' compensation system, similar to other areas of state law, to deter opioid abuse by:

- (1) Requiring health care providers in the workers' compensation system who are authorized to prescribe opioids to adopt and maintain policies for informed consent to opioid therapy in circumstances that carry elevated risk of dependency; and
- (2) Establishing limits for concurrent opioid and benzodiazepine prescriptions in the workers' compensation system.

The Department of Health, Department of Labor and Industrial Relations, Department of Human Resources of the City and County of Honolulu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Substance Abuse Coalition, and Drug Policy Forum of Hawaii 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 Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2244, 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. 2244, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 2 (LoPresti, Tokioka).

**SCRep. 1760-18 Consumer Protection & Commerce on S.B. No. 2247**

The purpose of this measure is to authorize pharmacists to prescribe and dispense opioid antagonists to:

- (1) An individual who is at risk for an opioid overdose; or
- (2) A family member or caregiver of an individual who is at risk of an opioid overdose,

regardless of whether the individual has evidence of a previous prescription for an opioid antagonist from a practitioner authorized to prescribe opioids and without the need for a written, approved collaborative agreement.

The Board of Pharmacy; Department of Health; University of Hawaii at Hilo Daniel K. Inouye College of Pharmacy; National Community Pharmacist Association – Hawaii Chapter; American Pharmacists Association – Academy of Student Pharmacists, Hawaii Chapter; Hawaii Medical Service Association; Hawaii Pharmacists Association; Kaiser Permanente Hawai'i; Hawaii Substance Abuse Coalition; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i; Walgreen Co; Drug Policy Forum of Hawaii; Life Foundation and the CHOW Project; Community Alliance on Prisons; Coalition for a Drug-Free Hawaii; The Salvation Army Addiction Treatment Services and Family Treatment Services; and many individuals testified in support of this measure. Hawaii Medical Service Association submitted comments.

Your Committee has amended this measure by:

- (1) Inserting a sunset date of July 1, 2021; 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. 2247, 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. 2247, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 9. Noes, none. Excused, 2 (LoPresti, Tokioka).

**SCRep. 1761-18 Consumer Protection & Commerce on S.B. No. 2799**

The purpose of this measure is to clarify the scope of practice for a dental hygienist practicing in a public health setting.

The Board of Dental Examiners, Department of Health, Hawaii Dental Service, Hawaii Primary Care Association, Hawaii Dental Hygienists' Association, Hawaii Medical Service Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawai'i Public Health Institute, Hawaii Children's Action Network, Hawaii Dental Association, and numerous individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Clarifying that a licensed dental hygienist may operate under any supervision from a licensed dentist, rather than just general supervision;
- (2) Clarifying that a licensed dental hygienist shall only refer individuals to a dental facility who are not currently under the care of a dentist and who are seen in a public health setting; and
- (3) Deleting the definition of "general supervision" because it is redundant.

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. 2799, 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. 2799, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 1 (Tokioka).

**SCRep. 1762-18 Finance on H.R. No. 60**

The purpose of this measure is to request the Department of Agriculture to establish a Kaua'i invasive species task force to study the issues of invasive animals in Kaua'i.

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. 60 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1763-18 Finance on H.C.R. No. 75**

The purpose of this measure is to request the Department of Agriculture to establish a Kaua'i invasive species task force to study the issues of invasive animals in Kaua'i.

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. 75 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1764-18 Finance on H.R. No. 66**

The purpose of this measure is to request the Judiciary to study the feasibility of opening Community Outreach Courts in Puna and Kau.

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. 66 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1765-18 Finance on H.C.R. No. 81**

The purpose of this measure is to request the Judiciary to study the feasibility of opening Community Outreach Courts in Puna and Kau.

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. 81 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1766-18 Finance on H.R. No. 78**

The purpose of this measure is to request the development of a state information technology strategic plan to include data goals and objectives.

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. 78 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1767-18 Finance on H.C.R. No. 94**

The purpose of this measure is to request the development of a state information technology strategic plan to include data goals and objectives.

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. 94 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1768-18 Finance on H.R. No. 79**

The purpose of this measure is to request the Hawaii Health Systems Corporation Oahu Regional Board to assess the availability of long-term care beds on Oahu and to develop recommendations regarding the closure of Leahi Hospital and Maluhia Long-Term Care Health Center.

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. 79 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12; Ayes with Reservations (Cachola, Gates, Kobayashi, Nakamura, Todd). Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1769-18 Finance on H.C.R. No. 95**

The purpose of this measure is to request the Hawaii Health Systems Corporation Oahu Regional Board to assess the availability of long-term care beds on Oahu and to develop recommendations regarding the closure of Leahi Hospital and Maluhia Long-Term Care Health Center.

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. 95 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12; Ayes with Reservations (Cachola, Gates, Kobayashi, Nakamura, Todd). Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1770-18 Finance on H.R. No. 81**

The purpose of this measure is to urge the Department of Transportation to engage in public education and outreach to reduce littering, promote and encourage participation in the Adopt-A-Highway program to keep roads litter-free, and work with the counties to expand the Adopt-A-Highway Program to include county roads.

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 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1771-18 Finance on H.C.R. No. 96**

The purpose of this measure is to urge the Department of Transportation to engage in public education and outreach to reduce littering, promote and encourage participation in the Adopt-A-Highway Program to keep roads litter-free, and work with the counties to expand the Adopt-A-Highway Program to include county roads.

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, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1772-18 Finance on H.R. No. 96**

The purpose of this measure is to urge the state to address the lack of language support in services, programs, and activities offered by state government for persons with limited English proficiency.

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. 96, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1773-18 Finance on H.C.R. No. 108**

The purpose of this measure to urge the state to address the lack of language support in services, programs, and activities offered by state government for persons with limited English proficiency.

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. 108, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1774-18 Finance on H.R. No. 97**

The purpose of this measure to urge the President of the United States and the United States Congress to grant full veterans benefits to Filipino veterans who fought in World War II but were subsequently denied the benefits to which they were entitled.

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. 97 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1775-18 Finance on H.C.R. No. 109**

The purpose of this measure is to urge the President of the United States and the United States Congress to grant full veterans benefits to Filipino veterans who fought in World War II but were subsequently denied the benefits to which they were entitled.

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. 109 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1776-18 Finance on H.R. No. 100**

The purpose of this measure is to urge the Department of Transportation to assess the dangers of pedestrian use of the shoulder of Haleakala Highway between Upper Kimo Drive and Ainakula Road and to examine potential pedestrian safety countermeasures.

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. 100 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).



**SCRep. 1777-18 Finance on H.C.R. No. 112**

The purpose of this measure is to urge the Department of Transportation to assess the dangers of pedestrian use of the shoulder of Haleakala Highway between Upper Kimo Drive and Ainakula Road and to examine potential pedestrian safety countermeasures.

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. 112 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1778-18 Finance on H.R. No. 101**

The purpose of this measure is to request the Department of Transportation to study ways to encourage all police and fire stations in the state to have a certified child passenger safety technician available to inspect child passenger restraint systems.

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. 101 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1779-18 Finance on H.C.R. No. 113**

The purpose of this measure is to request the Department of Transportation to study ways to encourage all police and fire stations in the state to have a certified child passenger safety technician available to inspect child passenger restraint systems.

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 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1780-18 Finance on H.C.R. No. 28**

The purpose of this measure is to urge the State Capitol Management Committee to consider security improvements for the State Capitol,

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, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1781-18 Finance on H.C.R. No. 36**

The purpose of this measure is to request the Auditor to conduct a financial audit of the Attorney General's expenditure of moneys from the Notaries Public Revolving Fund during fiscal years 2010-2014.

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. 36 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1782-18 Finance on H.C.R. No. 39**

The purpose of this measure is to request the Legislative Reference Bureau to study the cost of convening a constitutional convention.

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. 39 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1783-18 Finance on H.C.R. No. 82**

The purpose of this measure is to request the Legislative Reference bureau to conduct a study of best practices regarding "incidental and supplemental" contracting work.

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. 82, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1784-18 Finance on H.C.R. No. 86**

The purpose of this measure is to request the Department of Health to convene a task force to identify barriers and solutions to expanded water reuse 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. 86 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1785-18 Finance on H.C.R. No. 123**

The purpose of this measure is to request a study of potential projects that would reduce energy costs for all state departments and agencies.

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 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1786-18 Finance on H.C.R. No. 130**

The purpose of this measure is to urge state agencies to evaluate, collaborate, and implement best management practices, technologies, and regulations to address vessel biofouling in Hawaii harbors.

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. 130 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1787-18 Finance on H.R. No. 24**

The purpose of this measure is to urge the Department of Transportation to include the "dutch reach" or far-hand method in driver's education curricula.

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. 24 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1788-18 Finance on H.C.R. No. 30**

The purpose of this measure is to urge the Department of Transportation to include the "dutch reach" or far-hand method in driver's education curricula.

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. 30 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1789-18 Finance on H.R. No. 28**

The purpose of this measure is to urge the Division of State Parks of the Department of Land and Natural Resources to assess potentially hazardous ocean conditions at beach parks and ensure that safety concerns are addressed prior to undertaking access improvements that will increase use, and to provide information about potentially hazardous conditions at state beach parks on the division's website and in its printed materials.

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. 28 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1790-18 Finance on H.C.R. No. 34**

The purpose of this measure is to urge the Division of State Parks of the Department of Land and Natural Resources to assess potentially hazardous ocean conditions at beach parks and ensure that safety concerns are addressed prior to undertaking access improvements that will increase use, and to provide information about potentially hazardous conditions at state beach parks on the division's website and in its printed materials.

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. 34 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1791-18 Finance on H.R. No. 39**

The purpose of this measure is to request the Department of Health to adopt administrative rules regarding noise level standards for residential and commercial areas of 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. 39 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1792-18 Finance on H.C.R. No. 51**

The purpose of this measure is to request the Department of Health to adopt administrative rules regarding noise level standards for residential and commercial areas of 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. 51 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1793-18 Finance on H.R. No. 117**

The purpose of this measure is to urge the International Olympic Committee, International Paralympic Committee, United States Olympic Committee, and the Tokyo Organizing Committee of the Olympic and Paralympic games to encourage Olympic and Paralympic athletes to train in Hawaii for the 2020 Summer Olympics and the 2020 Summer Paralympics.

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. 117 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1794-18 Finance on H.C.R. No. 131**

The purpose of this measure to urge the International Olympic Committee, International Paralympic Committee, United States Olympic Committee, and the Tokyo Organizing Committee of the olympic and paralympic games to encourage olympic and paralympic athletes to train in Hawaii for the 2020 Summer Olympics and the 2020 Summer Paralympics.

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 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1795-18 Finance on H.R. No. 186**

The purpose of this measure is to urge the City and County of Honolulu to create inclusive playgrounds.

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. 186 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1796-18 Finance on H.C.R. No. 216**

The purpose of this measure is to urge the City and County of Honolulu to create inclusive playgrounds.

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. 216 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1797-18 Finance on H.R. No. 187**

The purpose of this measure is to urge the President of the United States and the United States Congress to mitigate the disproportionate adverse effects of the Tax Cuts and Jobs Act of 2017 on Hawaii citizens by increasing federal support of Hawaii housing initiatives.

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. 187, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1798-18 Finance on H.C.R. No. 217**

The purpose of this measure is to urge the President of the United States and the United States Congress to mitigate the disproportionate adverse effects of the Tax Cuts and Jobs Act of 2017 on Hawaii citizens by increasing federal support of Hawaii housing initiatives.

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. 217, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1799-18 Finance on H.R. No. 143**

The purpose of this measure is to support the finalization and execution of the University of Hawaii's transfer of the operation and lands of Waialeale Livestock Experiment Station to the Agribusiness 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 H.R. No. 143, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1800-18 Finance on H.C.R. No. 166**

The purpose of this measure is to support the finalization and execution of the University of Hawaii's transfer of the operation and lands of Waialeale Livestock Experiment Station to the Agribusiness 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 H.C.R. No. 166, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1801-18 Finance on H.R. No. 154**

The purpose of this measure is to urge the Department of Land and Natural Resources to remove abandoned vehicles, garbage, and marine debris from public parks and beaches in the state within ten business days of the date that the abandoned vehicle, garbage, or marine debris was reported to the department.

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. 154, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1802-18 Finance on H.C.R. No. 183**

The purpose of this measure is to urge the Department of Land and Natural Resources to remove abandoned vehicles, garbage, and marine debris from public parks and beaches in the state within ten business days of the date that the abandoned vehicle, garbage, or marine debris was reported to the department.

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. 183, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1803-18 Finance on H.R. No. 185**

The purpose of this measure is to recognize the thirty-day period from the last Saturday in September to the last Sunday in October as Malama Pu'uloa Month.

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. 185, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1804-18 Finance on H.C.R. No. 214**

The purpose of this measure is to recognize the thirty-day period from the last Saturday in September to the last Sunday in October as Malama Pu'uloa Month.

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. 214, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1805-18 Finance on H.R. No. 204**

The purpose of this measure is to request that the Department of Education design and implement a curriculum in Hawaii public schools that teaches students to perform cardiopulmonary resuscitation and to identify symptoms of a stroke.

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. 204, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1806-18 Finance on H.C.R. No. 236**

The purpose of this measure is to request that the Department of Education design and implement a curriculum in Hawaii public schools that teaches students to perform cardiopulmonary resuscitation and to identify symptoms of a stroke.

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. 236, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1807-18 Finance on H.R. No. 206**

The purpose of this measure is to encourage the Department of Land and Natural Resources and Department of Parks and Recreation of the City and County of Honolulu to collaboratively work with community stakeholders to identify and establish off-leash dog parks on the Windward side 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. 206 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1808-18 Finance on H.C.R. No. 238**

The purpose of this measure is to encourage the Department of Land and Natural Resources and Department of Parks and Recreation of the City and County of Honolulu to collaboratively work with community stakeholders to identify and establish off-leash dog parks on the Windward side 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. 238 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1809-18 Finance on H.R. No. 16**

The purpose of this measure is to request an increased Honolulu Police Department presence in the Chinatown and Downtown Honolulu areas.

Your committee received testimony in support from the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, the Chinatown Improvement District, the First Hawaiian Bank Chinatown Branch, and an individual.

Your Committee has amended this measure to include Waianae and the North Shore of Oahu to the areas to be covered.

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. 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, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1810-18 Finance on H.C.R. No. 20**

The purpose of this measure is to request an increased Honolulu Police Department presence in the Chinatown and Downtown Honolulu areas.

Testimony in support of this measure was received by from the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, the Chinatown Improvement District, the First Hawaiian Bank Chinatown Branch, and an individual.

Your Committee has amended this measure to include Waianae and the North Shore of Oahu to the areas to be covered.

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. 20, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 20, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1811-18 Finance on H.R. No. 183**

The purpose of this measure is to request the City and County of Honolulu to require a conditional use permit-major for any and all allowed uses, on lands in P-2 General Preservation Districts that are within one hundred feet of a residential zoned area.

Upon further consideration, your Committee has amended this measure to exclude Type A and Type B utility installations from the requirement.

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. 183, H.D. 1, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 183, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1812-18 Finance on H.C.R. No. 212**

The purpose of this measure is to request the City and County of Honolulu to require a conditional use permit-major for any and all allowed uses, on lands in P-2 General Preservation Districts that are within one hundred feet of a residential zoned area.

Upon further consideration, your Committee has amended this measure to exclude Type A and Type B utility installations from the requirement.

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. 212, H.D. 1, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 212, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1813-18 Finance on S.B. No. 2051**

The purpose of this measure is to allow public schools and their support programs to engage in commercial enterprises related to education by authorizing:

- (1) Individual Department of Education (DOE) schools or career pathways, academies, or programs operated within these schools to engage in commercial enterprises that are related to the primary educational purposes of the school, career pathway, academy, or program; and
- (2) The DOE to adopt rules pursuant to Chapter 91, Hawaii Revised Statutes, regarding commercial enterprises as provided in this measure.

The DOE 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. 2051, 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, 1 (Tupola).

**SCRep. 1814-18 Finance on S.B. No. 3070**

The purpose of this measure is to encourage students to pursue teaching degrees in needed areas by:

- (1) Establishing the Hawaii Teacher Stipend Program (Stipend Program) to be administered by the Department of Education (DOE) to address the shortfall of licensed teachers in DOE schools, especially in identified shortage areas;
- (2) Creating the Hawaii Teacher Stipend Program Special Fund to provide ongoing funding of stipends to students in the Stipend Program, or any successor programs, and related costs; and
- (3) Appropriating an unspecified amount of funds to establish and implement the Stipend Program.

The DOE, Hawaii Teacher Standards Board, Hawaii State Teachers Association, IMUAlliance, Hui for Excellence in Education, and a concerned individual supported this measure. 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 S.B. No. 3070, 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, 1 (Tupola).

**SCRep. 1815-18 Finance on S.B. No. 2381**

The purpose of this measure is to authorize a public school's principal to close the school without consulting the complex area superintendent in the event of an emergency created by a natural disaster if the principal deems the conditions are unsafe for students and faculty.

The Hawaii State Teachers Association supported this measure. The Department of Education 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. 2381, 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 (Nakamura, Todd). Noes, none. Excused, 1 (Tupola).

**SCRep. 1816-18 Finance on S.B. No. 2382**

The purpose of this measure is to require the Department of Accounting and General Services to:

- (1) Conduct biennial surveys of all departments concerning any unused facilities or under-utilized Department of Education schools that may be appropriate for public charter schools or early learning programs that are affiliated with a public charter school;
- (2) Maintain an inventory of unused or under-utilized facilities; and
- (3) Provide biennial reports of the inventory to the State Public Charter School Commission.

The State Public Charter School Commission, Office of Hawaiian Affairs, Kuamahi Community Education Division of Kamehameha Schools, and Hawaii Public Charter Schools Network supported 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. 2382, 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, 1 (Tupola).

**SCRep. 1817-18 Finance on S.B. No. 2383**

The purpose of this measure is to facilitate the recruitment and retention of qualified education professionals in the State by:

- (1) Amending provisions of the National Certification Incentive Program within the Department of Education (DOE) to include school psychologists who have achieved national certification;
- (2) Authorizing payment of incentive bonuses through the National Certification Incentive Program to school psychologists who have achieved national certification;
- (3) Amending provisions for payment of incentive bonuses to teachers and school psychologists at targeted, high-turnover, and hard-to-fill schools, including schools that have improved so as to lose their designation;
- (4) Excluding costs for charter school teacher incentive programs, bonuses, and other compensation beyond regular wages from:
  - (A) The general fund per-pupil request for each regular education and special education charter school student; and
  - (B) Charter schools' facilities funding;
- (5) Beginning fiscal year 2018-2019, requiring separate budget line items for such payments; and
- (6) Appropriating funds to pay for bonuses for public school teachers, public charter school teachers, and school psychologists.

The State Public Charter School Commission supported this measure. The Department of Budget and Finance, DOE, and Hawaii State Teachers 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 S.B. No. 2383, 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, 1 (Tupola).

**SCRep. 1818-18 Finance on S.B. No. 2384**

The purpose of this measure is to authorize the Department of Education to develop a comprehensive plan to integrate design thinking and coding in middle, intermediate, and high school curriculums and to submit such plan, including any proposed legislation, to the Legislature prior to the 2019 Regular Session.

Transform Hawai'i Government and Oceanit supported this measure. The Department of Education 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. 2384, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 1819-18 Finance on S.B. No. 2905**

The purpose of this measure is to increase access to early childhood programs in the State by:

- (1) Establishing a refundable income tax credit for employers who create on-site early childhood facilities, subject to the facility receiving certification from the Department of Human Services within 180 days and accreditation within two years of operation; and



- (2) Establishing and appropriating funds for one full-time On-site Early Childhood Facility Coordinator position in the Executive Office on Early Learning.

The Hawaii Children's Action Network and an individual supported this measure. The Department of Human Services, Department of Taxation, Executive Office on Early Learning, and Tax Foundation of Hawaii offered 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. 2905, 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, 1 (Tupola).

**SCRep. 1820-18 Finance on S.B. No. 2774**

The purpose of this measure is to update the Hawaii Insurance Code by:

- (1) Adopting new corporate governance and annual disclosure requirements from the National Association of Insurance Commissioners' Corporate Governance Annual Disclosure Model Act;
- (2) Requiring any insurance entity seeking to add or change a trade name or an assumed name to submit a written request to the Insurance Commissioner;
- (3) Requiring that coverage for certain mandatory services include reimbursement to providers who deliver those services;
- (4) Applying existing supervision, rehabilitation, and liquidation requirements to all captive insurance companies; and
- (5) Making various housekeeping amendments.

The Department of Commerce and Consumer Affairs, Motor Vehicle Protection Products Association, and Hawaii Medical Service Association supported this measure. The American Family Life Assurance Company of Columbus and Hawai'i Captive Insurance Council offered 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. 2774, 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, 1 (Tupola).

**SCRep. 1821-18 Finance on S.B. No. 2945**

The purpose of this measure is to eliminate the requirement that applicants for a liquor license, renewal of a license, or transfer of a liquor license produce either a tax clearance certificate from the Internal Revenue Service or proof of entering into an installment plan agreement with the Internal Revenue Service.

The Mayor of the County of Maui, Maui Chamber of Commerce, Kona Brewing Company, Ocean Tourism Coalition, Quicksilver Charters, and Maui Hotel and Lodging Association supported this measure. The Liquor Commission of the City and County of Honolulu, Department of Liquor Control of the County of Maui, Department of Liquor Control of the County of Kauai, and two individuals offered 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. 2945, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 1822-18 Finance on S.B. No. 2522**

The purpose of this measure is to provide equity financing to Hawaii agriculture businesses to enable the businesses to expand and increase production by:

- (1) Establishing the Agriculture Accelerator Program (Program) that:
  - (A) Authorizes the Agribusiness Development Corporation, with approval by its Board of Directors, to provide moneys to existing or new agriculture businesses that engage in farming, aquaculture, or ranching activities in the State in return for one to six percent of the business's equity; and
  - (B) Specifies the allowable uses of the equity funds by the agricultural business, including purchasing equipment, improving energy efficiency, developing new process and packing facilities, food safety training, and marketing support; and
- (3) Establishes the Agriculture Accelerator Special Fund to provide funding for the Program.

The Agribusiness Development Corporation, Kamehameha Schools, and Hawaii Cattlemen's Council, Inc. supported this measure. The Department of Budget and Finance, Department of Agriculture, and Hawai'i 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. 2522, 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, 1 (Tupola).

**SCRep. 1823-18 Finance on S.B. No. 2556**

The purpose of this measure is to prepare for the implementation of the Department of Agriculture's Industrial Hemp Pilot Program by establishing the Industrial Hemp Special Fund for the deposit of moneys, including fees collected by the Department of Agriculture, and expenditure of funds for Pilot Program purposes, including hiring employees, specialists, and consultants.

The Department of Agriculture and Hawai'i Farm Bureau 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. 2556, 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, 1 (Tupola).

**SCRep. 1824-18 Finance on S.B. No. 3030**

The purpose of this measure is to address Hawaii's shortage of qualified teachers of the whole farm system approach to agriculture that improves food security and self-sufficiency by:

- (1) Establishing within the Department of Agriculture a Farmer Apprentice Mentoring Program that teaches farmers about methods to improve soil health by using the whole farm system approach to agriculture; and
- (2) Appropriating funds for the Farmer Apprentice Mentoring Program.

The University of Hawaii supported this measure. The Department of Agriculture, Department of Labor and Industrial Relations, 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. 3030, 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, 1 (Tupola).

**SCRep. 1825-18 Finance on S.B. No. 3087**

The purpose of this measure is to improve the quality and marketability of Hawaiian papayas by appropriating funds to the Agribusiness Development Corporation to fund the United States Department of Agriculture Pacific Basin Agriculture Research Center's efforts to:

- (1) Identify factors that affect the quality of local papayas;
- (2) Develop and establish protocols to enhance the marketability of Hawaiian papayas; and
- (3) Work with the Hawaii Papaya Industry Association member exporters to follow the flow of fruit from Hawaii fields through the treatment and packing process to the customer to identify the problems and areas that need attention, improvement, and further research.

This measure also requires the Auditor to conduct a management and financial audit of the Agribusiness Development Corporation and submit a report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2020.

The Hawaii Papaya Industry Association supported this measure. The Agribusiness Development Corporation opposed this measure. The Department of Agriculture and Hawai'i 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. 3087, 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, 1 (Tupola).

**SCRep. 1826-18 Finance on S.B. No. 2821**

The purpose of this measure is to update the state tax laws with those changes made to the federal Internal Revenue Code during the past year and to adopt those changes that are appropriate for Hawaii law. Specifically, this measure conforms certain Hawaii income and estate and generation-skipping transfer tax laws to the Internal Revenue Code of 1986, as amended as of December 31, 2017.

The Americans for Democratic Action Hawaii and a concerned individual opposed this measure. The Department of Taxation, Tax Foundation of Hawaii, IMUAlliance, and Hawaii Appleseed Center for Law and Economic Justice provided comments on this measure

Your Committee has amended this measure by:

- (1) Clarifying conformance to the Internal Revenue Code as amended by the Bipartisan Budget Act of 2018, which was enacted on February 9, 2018;
- (2) Clarifying when an executor may elect to defer or pay in installments the Hawaii transfer tax;
- (3) Specifying that the following provisions of the Internal Revenue Code as amended are not operative for state income tax purposes:
  - (A) Section 162(f), with respect to the deduction of restitution and compliance to laws payments;
  - (B) Section 529, with respect to qualified tuition programs; and
  - (C) Section 529A, with respect to qualified ABLE programs;
- (4) Authorizing the Director of Taxation to audit and assess penalties related to Hawaii estate tax or the estate tax and generation-skipping transfer tax returns; 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 S.B. No. 2821, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2821, 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, 11. Noes, none. Excused, 4 (DeCoite, Fukumoto, Tupola, Ward).

**SCRep. 1827-18 Finance on S.B. No. 3095**

The purpose of this measure, as received, is to collect data on the impacts of large-scale agricultural restricted use pesticide on children by:

- (1) Requiring the Department of Agriculture to establish a pilot program for vegetative buffer zones around selected schools within the State;
- (2) Requiring the Department of Agriculture to develop and implement a pesticide drift monitoring study at three schools participating in the vegetative buffer zones pilot program; and
- (3) Appropriating an unspecified amount to implement the pesticide drift monitoring study.

Hawaii Nurses Association, OPEIU Local 50; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i; GMO Free Kaua'i; Kihei Ice Inc; and several individuals supported this measure. The College of Tropical Agriculture and Human Resources of the University of Hawaii; Moloka'i Chamber of Commerce; Land Use Research Foundation of Hawaii; DuPont Pioneer; Western Plant Health Association; CropLife America; Larry Jeffs Farms, LLC; Hawaii Cattlemen's Council, Inc.; Molokai Farm Bureau; Monsanto; Hawaii Crop Improvement Association; Hawai'i Farm Bureau; and numerous individuals opposed this measure. The Department of Agriculture; a Councilmember of the Hawai'i County Council; a Councilmember of the Maui County Council; Sierra Club of Hawai'i; Young Progressives Demanding Action - Hawai'i; IMUAlliance; Hawai'i Alliance for Progressive Action; Hawaii Children's Action Network; Hawaii State Teachers Association; Pono Hawai'i Initiative; Hawaii Psychological Association; Americans for Democratic Action; Civic Education Council; Hawai'i Center for Food Safety; ONE Landscape Co. LLC; Environmental Caucus of the Democratic Party of Hawai'i; Green Collar Technologies; Molokai Seed Company; Respiratory and Environmental Disabilities Association of Hawaii; Prayer Rock Foundation; and many individuals offered comments.

Your Committee has amended this measure by deleting its contents and replacing it with provisions to:

- (1) Establish a Pesticide Reporting and Regulation Program that:
  - (A) Specifies the reporting requirements for commercial agricultural entities regarding the use of restricted use pesticides to the Department of Agriculture and deems those reports as public record; and
  - (B) Prohibits the use of a restricted use pesticide within 100 feet of a school during school instructional hours, beginning one year after the effective date of the measure;
- (2) Deposit all penalties and fines collected for violations of the Hawaii Pesticides Law into the Pesticide Use Revolving Fund;

- (3) Increase the cap on the amount of funds that may remain in the Pesticide Use Revolving Fund at the close of each fiscal year from \$250,000 to \$1,000,000;
- (4) Prohibit the use of any pesticide containing chlorpyrifos as an active ingredient, unless the Department of Agriculture grants a temporary permit, beginning January 1, 2019;
- (5) Appropriate \$105,648 and authorize two full-time equivalent positions to effectuate the Pesticide Reporting and Regulation Program; and
- (6) Appropriate \$300,000 for education and outreach for the Pesticide Reporting and Regulation Program.

As affirmed by the record of votes of 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. 3095, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3095, 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, 13. Noes, none. Excused, 2 (Fukumoto, Todd).

**SCRep. 1828-18 Judiciary on H.R. No. 169**

The purpose of this measure is to request the Hawaii State Department of Education report to the legislature on its compliance with the Patsy Mink Equal Opportunity in Education Act and the resolution agreement between the Hawaii State Department of Education and the United States Department of Education Office for civil rights dated December 20, 2017.

The Hawaii State Teachers Association, Planned Parenthood, and the Oahu Committee on Legislative Priorities of the Democratic Party of Hawaii 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. 169 and recommends its adoption.

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

**SCRep. 1829-18 Judiciary on H.C.R. No. 198**

The purpose of this measure is to request the Hawaii State Department of Education report to the legislature on its compliance with the Patsy Mink Equal Opportunity in Education Act and the resolution agreement between the Hawaii State Department of Education and the United States Department of Education Office for civil rights dated December 20, 2017.

The Department of Education, Hawaii State Commission on the Status of Women, Planned Parenthood, Hawaii State Teachers Association, LGBT Caucus of the Democratic Party, the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Women's Coalition, American Civil Liberties Union, and three 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. 198 and recommends its adoption.

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

**SCRep. 1830-18 Judiciary on H.R. No. 110**

The purpose of this measure is to urge the usage of Hawaiian language when referring to the names of places and geographical features in Hawai'i.

The Hawaiian Civic Club of Honolulu, Hawaii Tourism Authority, and the Oahu County Committee on Legislative Priorities of the Democratic party of Hawaii testified in support of this measure. The Center for Hawaiian Sovereignty testified in opposition to 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. 110 and recommends its adoption.

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

**SCRep. 1831-18 Judiciary on H.C.R. No. 160**

The purpose of this measure is to urge the usage of Hawaiian language when referring to the names of places and geographical features in Hawai'i.

The Department of Education, Office of Planning State of Hawaii, Office of Hawaiian Affairs, Hawaii Tourism Authority, Hawaiian Civic Club of Honolulu, and the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. The Center for Hawaiian Sovereignty testified in opposition to 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. 160 and recommends its adoption.

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

**SCRep. 1832-18      Judiciary on H.R. No. 51**

The purpose of this measure is the request the departments of Health and Public safety to evaluate the appropriateness of rescheduling cannabis at the state level from schedule I to schedule III.

The Oahu County Committee on Legislative Priorities of the Democratic party of Hawaii 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. 51 and recommends its adoption.

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

**SCRep. 1833-18      Judiciary on H.C.R. No. 65**

The purpose of this measure is to request the departments of Health and Public Safety to evaluate the appropriateness of rescheduling cannabis at the state level from a schedule I to schedule III.

The Hawaii Medical Association, and the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. The Department of Public Safety, and one individual testified in opposition to 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. 65 and recommends its adoption.

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

**SCRep. 1834-18      Judiciary on H.R. No. 74**

The purpose of this measure is to request the Department of Transportation and City and County of Honolulu to implement safeguards at Hauula Beach Park to protect Hawaiian monk seals.

The Oahu County Committee on legislative Priorities of the Democratic Party of Hawaii 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 Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 74 and recommends its adoption.

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

**SCRep. 1835-18      Judiciary on H.C.R. No. 90**

The purpose of this measure is to request the Department of Transportation and City and County of Honolulu to implement safeguards at Hauula Beach Park to protect Hawaiian monk seals.

The Department of Transportation, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, 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 Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 90 and recommends its adoption.

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

**SCRep. 1836-18      Judiciary on H.C.R. No. 140**

The purpose of this measure is to designate the first week of December as Cancer Screen Week to urge people of Hawaii to talk with their healthcare providers about appropriate screenings for prevention and early detection of cancer.

The Department of Health, Hawaii Primary Care Association, American Cancer Society, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and two 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. 140 and recommends its adoption.

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

**SCRep. 1837-18      Judiciary on H.R. No. 126**

The purpose of this measure is to urge the State of Hawaii departments of Human Services and Attorney General to convene and participate in the Hawaii Legal Aid Interagency Roundtable to better serve low-income, vulnerable, and at-risk populations and increase the availability of meaningful access to Justice for families and individuals.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii 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. 126 and recommends its adoption.

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

**SCRep. 1838-18      Judiciary on H.C.R. No. 141**

The purpose of this measure is to urge the State of Hawaii departments of Human Services and Attorney General to convene and participate in the Hawaii Legal Aid Interagency Roundtable to better serve low-income, vulnerable, and at-risk populations and increase the availability of meaningful access to Justice for families and individuals.

The Hawaii State Judiciary, Department of the Attorney General, and the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii 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 Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 141 and recommends its adoption.

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

**SCRep. 1839-18      Judiciary on H.R. No. 138**

The purpose of this measure is to request the Hawaii State Judiciary and Department of Human Services to not use a parent's, prospective parent's, or guardian's blindness as a basis for denial of parental or guardian status and exercise of related rights.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii 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 Judiciary that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 138, H.D. 1, and recommends its adoption.

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

**SCRep. 1840-18      Judiciary on H.C.R. No. 162**

The purpose of this measure is to request the Hawaii State Judiciary and Department of Human Services to not use a parent's, prospective parent's, or guardian's blindness as a basis for denial of parental or guardian status and exercise of related rights.

The Oahu County Committee on Legislative Priorities of the Democratic party of Hawaii, and one individual testified in support of this measure. The Hawaii State Judiciary, State of Hawaii Disability and Communication Access Board, and the Department of Human Services commented 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. 162, H.D. 1, and recommends its adoption.

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

**SCRep. 1841-18      Judiciary on H.R. No. 148**

The purpose of this measure is to address community concerns and improve operator and visitor safety by urging the respective government entities at the state and national level to develop, update, and introduce policies related to helicopter air tours.

The County of Hawaii Mayor's Office, and HICoP 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. 148, H.D. 1, and recommends its adoption.

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

**SCRep. 1842-18      Judiciary on H.C.R. No. 177**

The purpose of this measure is to address community concerns and improve operator and visitor safety by urging the respective government entities at the state and national level to develop, update, and introduce policies related to helicopter air tours.

The County of Hawaii Mayor's Office, HICoP, and 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. 177, H.D. 1, and recommends its adoption.

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

**SCRep. 1843-18      Judiciary on H.R. No. 116**

The purpose of this measure is to recognize April 7 through April 13, 2019, as Volunteer Week in the State of Hawaii.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii 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. 116 and recommends its adoption.

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

**SCRep. 1844-18      Judiciary on H.C.R. No. 129**

The purpose of this measure is to recognize April 7 through April 13, 2019, as Volunteer Week in the State of Hawaii.

The Hawaii Alliance of Nonprofit Organizations, Kanu Hawaii, Oahu Economic Development Board, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and four 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. 129 and recommends its adoption.

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

**SCRep. 1845-18      Water & Land on H.R. No. 69**

The purpose of this measure is to request a management audit of the Special Land and Development Fund and the operating budget of the Land Division of the Department of Land and Natural Resources.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i and two individuals supported this measure. The Department of Land and Natural Resources opposed this measure. The Office of the Auditor provided comments.

Your Committee has amended this measure by:

- (1) Amending its title to read: "REQUESTING AN AUDIT OF VARIOUS FUNDS AND PROGRAMS OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES";
- (2) Adding new language requesting that the Auditor conduct an audit of the forest carbon projects administered by the Department of Land and Natural Resources; 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 concurs with the intent and purpose of H.R. No. 69, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 69, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, 1 (Thielen). Excused, 3 (Lee, Lowen, McKelvey).

**SCRep. 1846-18 Water & Land on H.C.R. No. 84**

The purpose of this measure is to request a management audit of the Special Land and Development Fund and the operating budget of the Land Division of the Department of Land and Natural Resources.

Animal Rights Hawai'i, Keiko Conservation, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and two individuals supported this measure. The Department of Land and Natural Resources opposed this measure. The Office of the Auditor provided comments.

Your Committee has amended this measure by:

- (1) Amending its title to read: "REQUESTING AN AUDIT OF VARIOUS FUNDS AND PROGRAMS OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES";
- (2) Adding new language requesting that the Auditor conduct an audit of the forest carbon projects administered by the Department of Land and Natural Resources; 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 concurs with the intent and purpose of H.C.R. No. 84, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 84, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, 1 (Thielen). Excused, 3 (Lee, Lowen, McKelvey).

**SCRep. 1847-18 Consumer Protection & Commerce on H.R. No. 48**

The purpose of this measure is to examine the emerging practice of renting personal vehicles via third-party web-based platforms by requesting the Department of Transportation to convene a working group to evaluate the regulation of and standards of practice for personal vehicle rentals.

Turo Inc. submitted comments on this measure.

Your Committee has amended this measure by:

- (1) Changing its title to read: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO CONVENE A WORKING GROUP TO EVALUATE THE REGULATION OF PEER-TO-PEER CAR SHARING AND TO CONSIDER STANDARDS OF PRACTICE FOR THIS INDUSTRY";
- (2) Changing the entity being requested to convene the working group from the Department of Transportation to the Department of Commerce and Consumer Affairs;
- (3) Changing the term "personal vehicle rentals" to the term "peer-to-peer car sharing" throughout the measure, including its title;
- (4) Designating the Director of Commerce and Consumer Affairs as the Chair of the working group;
- (5) Including representatives from two peer-to-peer car sharing companies on the working group; 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 concurs with the intent and purpose of H.R. No. 48, H.D. 1, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 48, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Aquino, Johanson, Mizuno, McDermott).

**SCRep. 1848-18 Consumer Protection & Commerce on H.C.R. No. 62**

The purpose of this measure is to examine the emerging practice of renting personal vehicles via third-party web-based platforms by requesting the Department of Transportation to convene a working group to evaluate the regulation of and standards of practice for personal vehicle rentals.

Enterprise Holdings testified in support of this measure. The Department of Transportation and Turo Inc. submitted comments.

Your Committee has amended this measure by:

- (1) Changing its title to read: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO CONVENE A WORKING GROUP TO EVALUATE THE REGULATION OF PEER-TO-PEER CAR SHARING AND TO CONSIDER STANDARDS OF PRACTICE FOR THIS INDUSTRY";
- (2) Changing the entity being requested to convene the working group from the Department of Transportation to the Department of Commerce and Consumer Affairs;



- (3) Changing the term "personal vehicle rentals" to the term "peer-to-peer car sharing" throughout the measure, including its title;
- (4) Designating the Director of Commerce and Consumer Affairs as the Chair of the working group;
- (5) Including representatives from two peer-to-peer car sharing companies on the working group; 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 concurs with the intent and purpose of H.C.R. No. 62, H.D. 1, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 62, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 7. Noes, none. Excused, 4 (Aquino, Johanson, Mizuno, McDermott).

**SCRep. 1849-18 Consumer Protection & Commerce on H.R. No. 63**

The purpose of this measure is to ensure timely access to health care services for all residents of Hawaii by requesting the Auditor to assess the adequacy of the physician networks on all islands of the State and submit a report of the findings and recommendations to the Legislature by January 1, 2019.

The John A. Burns School of Medicine of the University of Hawai'i, Hawai'i Pacific Health, and Hawaii Medical Association testified in support of this measure. The Office of the Auditor and Kaiser Permanente Hawai'i provided comments.

Your Committee has amended this measure by:

- (1) Changing the title to read: "HOUSE RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO ASSESS THE ADEQUACY OF THE PHYSICIAN NETWORKS ON ALL ISLANDS OF THE STATE";
- (2) Amending the measure to reflect that the Insurance Commissioner is being requested to do the assessment rather than the Auditor;
- (3) Limiting the assessment to networks serving Medicaid/QUEST and EUTF covered patients; 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 concurs with the intent and purpose of H.R. No. 63, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 63, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 7. Noes, none. Excused, 4 (Aquino, Johanson, Mizuno, McDermott).

**SCRep. 1850-18 Consumer Protection & Commerce on H.C.R. No. 78**

The purpose of this measure is to ensure timely access to health care services for all residents of Hawaii by requesting the Auditor to assess the adequacy of the physician networks on all islands of the State and submit a report of the findings and recommendations to the Legislature by January 1, 2019.

The John A. Burns School of Medicine of the University of Hawai'i, Hawai'i Pacific Health, Hawaii Medical Association, Work Injury Medical Association of Hawaii, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure. The Office of the Auditor and Kaiser Permanente Hawai'i provided comments.

Your Committee has amended this measure by:

- (1) Changing the title to read: "HOUSE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO ASSESS THE ADEQUACY OF THE PHYSICIAN NETWORKS ON ALL ISLANDS OF THE STATE";
- (2) Amending the measure to reflect that the Insurance Commissioner is being requested to do the assessment rather than the Auditor;
- (3) Limiting the assessment to networks serving Medicaid/QUEST and EUTF covered patients; 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 concurs with the intent and purpose of H.C.R. No. 78, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 78, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 7. Noes, none. Excused, 4 (Aquino, Johanson, Mizuno, McDermott).

**SCRep. 1851-18 Consumer Protection & Commerce on H.R. No. 195**

The purpose of this measure is to request the Hawaii Veterinary Medical Association to:

- (1) Conduct a survey of its membership on the number of cases of rat lungworm disease that have been suspected and that have been confirmed in animal companions during a period of time to be determined by the Association; and
- (2) Submit a report of the survey results to the Legislature in a timely manner.

The Department of Land and Natural Resources, University of Hawai'i System, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i 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 concurs with the intent and purpose of H.R. No. 195 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 7. Noes, none. Excused, 4 (Aquino, Johanson, Mizuno, McDermott).

**SCRep. 1852-18 Consumer Protection & Commerce on H.C.R. No. 225**

The purpose of this measure is to request the Hawaii Veterinary Medical Association to:

- (1) Conduct a survey of its membership on the number of cases of rat lungworm disease that have been suspected and that have been confirmed in animal companions during a period of time to be determined by the Association; and
- (2) Submit a report of the survey results to the Legislature in a timely manner.

The Department of Land and Natural Resources, University of Hawai'i System, Hawaii Veterinary Medical Association, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i 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 concurs with the intent and purpose of H.C.R. No. 225 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 7. Noes, none. Excused, 4 (Aquino, Johanson, Mizuno, McDermott).

**SCRep. 1853-18 Consumer Protection & Commerce on H.C.R. No. 52**

The purpose of this measure is to urge the National Football League to allow injured players to use cannabidiol in pill or liquid form to address the pain from their work-related injuries.

Prior to holding a hearing on this measure, your Committee made available for public review a proposed draft of H.C.R. No. 52, H.D. 1 (Proposed Draft). The Proposed Draft deleted the contents of this measure and inserted the substance of H.C.R. No. 135, which requests the Auditor to conduct a sunrise analysis assessing the social and financial effects of mandating health insurance coverage for the costs of medically necessary transportation to the continental United States for qualifying patients as proposed in H.B. No. 687, H.D. 2.

Hawai'i Pacific Health, Hawaii Medical Service Association, Kaiser Permanente Hawai'i, and several individuals testified in support of this measure.

Your Committee has amended this measure by adopting the Proposed Draft titled "REQUESTING THE AUDITOR TO ASSESS BOTH THE SOCIAL AND FINANCIAL EFFECTS OF PROPOSED MANDATED HEALTH INSURANCE COVERAGE FOR THE COSTS OF MEDICALLY NECESSARY TRANSPORTATION TO THE CONTINENTAL UNITED STATES FOR QUALIFYING PATIENTS."

Your Committee has further amended this measure by:

- (1) Deleting the request that the Auditor assess whether the federal Patient Protection and Affordable Care Act would require the State to defray the costs of the coverage mandate proposed in H.B. No. 687, H.D. 2; and
- (2) Making technical, nonsubstantive amendments for the purpose of clarity.

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. 52, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 52, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 7. Noes, none. Excused, 4 (Aquino, Johanson, Mizuno, McDermott).

**SCRep. 1854-18      Judiciary on S.B. No. 2691**

The purpose of this measure is to allow boards subject to Hawaii's Sunshine Law to provide a copy of the public notice of a meeting to the Office of the Lieutenant Governor or appropriate county clerk's office via electronic mail.

The Department of Taxation and Hawaii Technology Development Corporation testified in support of this measure. The 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. 2691, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Lee, McDermott).

**SCRep. 1855-18      Judiciary on S.B. No. 2738**

The purpose of this measure is to protect the personal information of individuals by requiring county police departments and the Department of Transportation to sanitize unclaimed electronic devices before returning the device to the finder or disposing of the device by public auction or other means.

The Department of Commerce and Consumer Affairs, Department of Transportation, Office of Enterprise Technology Services, and Honolulu Police Department 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. 2738, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Lee, McDermott).

**SCRep. 1856-18      Finance on S.B. No. 2075**

The purpose of this measure is to support the growth and sustainability of the local agriculture industry by appropriating moneys for the Sustainable and Organic Agriculture Program of the University of Hawaii College of Tropical Agriculture and Human Resources.

The Department of Agriculture, GoFarm Hawai'i, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Pacific Gateway Center, Heritage Ranch, Inc., Kahuku Farmers Inc, Malama O Puna, Hawaii Papaya Industry Association, Maui County Farm Bureau, Kaua'i County Farm Bureau, Democratic Party of Hawai'i Education Caucus, Hawaii Aquaculture and Aquaponics Association, O'ahu Resource Conservation and Development Council, Ka Ohana O Na Pua, Hawai'i Farm Bureau, Chic Naturals, Maui Tempeh Company, Ho'aipono, Hawaii Business Group Incorporated, Iliili Farms, and many individuals supported this measure. The College of Tropical Agriculture and Human Resources of the University of Hawaii, American Civil Liberties Union of Hawai'i, and Hawaii Farmers Union United offered 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. 2075, 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, 1 (Tupola).

**SCRep. 1857-18      Finance on S.B. No. 2833**

The purpose of this measure is to authorize the University of Hawaii to issue revenue bonds for the purpose of financing the construction and maintenance of qualifying capital improvement projects.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii supported this measure. The University 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. 2833, 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, 1 (Tupola).

**SCRep. 1858-18      Finance on S.B. No. 2053**

The purpose of this measure is to make permanent the regulatory system for athletic trainers established under chapter 436H, Hawaii Revised Statutes, in the interest of public health and safety.

The Department of Commerce and Consumer Affairs and Department of Education supported this measure. The Hawaii Athletic Trainers' Association 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. 2053, 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, 1 (Tupola).

**SCRep. 1859-18 Finance on S.B. No. 2487**

The purpose of this measure is to:

- (1) Amend the definition of "quality assurance committee" to make it consistent throughout the Hawaii Revised Statutes for the purpose of liability protection; and
- (2) Allow for the establishment of a quality assurance committee outside of a single health plan or hospital.

The Hilo Medical Center, Community Action Network, Hui Malama Ola Na Oiwai, Healthcare Association of Hawaii, East Hawaii Independent Physicians Association, Big Island Substance Abuse Council, HPM Building Supply, and several concerned individuals supported this measure. The Hawaii Association for Justice opposed this measure. The Department of Health, Department of Commerce and Consumer Affairs, Community First, and two concerned 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. 2487, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 1860-18 Finance on S.B. No. 2790**

The purpose of this measure is to provide greater rights for children in foster care. Specifically, this measure replaces the guiding principles for children in foster care under the Child Protective Act with the rights of children in foster care, which preserves the current rights of children in foster care and provides certain additional rights.

The Department of Labor and Industrial Relations, Department of Health, Department of Education, The Judiciary, Hawaii Children's Action Network, EPIC 'Ohana, Inc., Hawaii Youth Services Network, Family Programs Hawaii, Catholic Charities Hawaii, McKinley Community School for Adults, Hale Kipa, Inc., and many concerned individuals supported this measure. The Department of Human 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. 2790, S.D. 2, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 1861-18 Finance on S.B. No. 2472**

The purpose of this measure is to establish a Home Ownership Housing Revolving Fund to be administered by the Hawaii Housing Finance and Development Corporation (HHFDC) to provide loans or grants for affordable homeownership housing projects in accordance with a specific housing project priority list.

IMUAlliance, Life of the Land, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and an individual supported this measure. The Department of Budget and Finance, HHFDC, Hawaii Habitat for Humanity, Honolulu Habitat for Humanity, Hawaiian Community Assets, Hawai'i Alliance for Community-Based Economic Development, Housing Hawaii, Young Progressives Demanding Action - 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. 2472, 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, 1 (Tupola).

**SCRep. 1862-18 Finance on S.B. No. 2989**

The purpose of this measure is to address homelessness in the State through a multi-faceted approach by:

- (1) Expanding the eligibility criteria and the available credit amount for the Income Tax Credit for Low-income Household Renters, based on adjusted gross income and filing status;
- (2) Requiring the Hawaii Public Housing Authority to develop and establish a Housing Homeless Children Rental Assistance Pilot Program (Pilot Program) to assist homeless families with minor children experiencing, or at imminent risk of, homelessness due to domestic violence; and

- (3) Appropriating funds for:
- (A) The continued administration of the Family Assessment Center for homeless families; and
  - (B) The State Rent Supplement Program to provide assistance to homeless families through the Pilot Program and for administrative and personnel costs to operate the Pilot Program.

Catholic Charities Hawai'i, IMUAlliance, Hawaii Children's Action Network, PHOCUSED, Hawai'i Alliance for Community-Based Economic Development, Parents And Children Together, Life Foundation, The CHOW Project, Hawai'i Appleseed Center for Law & Economic Justice, Americans for Democratic Action – Hawai'i, Hawaii Substance Abuse Coalition, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, YWCA O'ahu, Civic Education Council, Young Progressives Demanding Action – Hawai'i, Partners in Care, and several individuals supported this measure. The Governor's Coordinator on Homelessness, Department of Human Services, Department of Taxation, State Procurement Office, Hawaii Public Housing Authority, Hawaiian Community Assets, 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 S.B. No. 2989, 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, 1 (Tupola).

**SCRep. 1863-18 Finance on S.B. No. 2150**

The purpose of this measure is to appropriate supplemental funds for the operating and capital improvement costs of the Judicial Branch for fiscal year (FY) 2017-2018 and FY 2018-2019.

The Delivery of Legal Services to the Public Committee of the Hawaii State Bar Association, Kauai Bar Association, Hawaii State Bar Association, Family Programs Hawaii, and several concerned individuals supported this measure. The Judiciary, Department of Public Safety, Domestic Violence Action Center, Volunteer Legal Services Hawaii, Legal Aid Society of Hawaii, West Hawaii Bar Association, Hawai'i Women's Coalition, and several concerned 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. 2150, 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, 1 (Tupola).

**SCRep. 1864-18 Finance on S.B. No. 2361**

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 for their excluded counterparts.

The Department of Budget and Finance; Office of Collective Bargaining; 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. 2361, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (DeCoite, Fukumoto, Tupola).

**SCRep. 1865-18 Finance on S.B. No. 2363**

The purpose of this measure is to:

- (1) Require the Department of Human Resources Development (Department) to establish a working group to establish and implement a supervisory and professional job shadowing pilot project in which employees eligible for promotion to supervisory or professional positions receive training by shadowing incumbents who are close to retirement;
- (2) Require the Department to submit a report to the Legislature prior to the 2019, 2020, 2021, and 2022 Regular Sessions and a final report prior to the 2023 Regular Session; and
- (3) Appropriate funds for the pilot project and working group.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. The Department and United Public Workers, AFSCME, Local 646, AFL-CIO 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. 2363, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (DeCoite, Fukumoto, Tupola).

**SCRep. 1866-18 Finance on S.B. No. 2801**

The purpose of this measure is to enhance the ability of the Department of Labor and Industrial Relations (DLIR) to enforce the State's labor laws by:

- (1) Establishing the Labor Law Enforcement Special Fund to provide for sufficient operating costs to collect penalties and fees assessed by DLIR for violations of labor law;
- (2) Establishing an attorney position and a legal assistant position within the Department of the Attorney General to represent DLIR in collecting penalties and fees for violations of labor law; and
- (3) Appropriating funds to carry out the purposes of this measure.

DLIR supported this measure. The Tax Foundation of Hawaii and Pacific Resource Partnership 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. 2801, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (DeCoite, Fukumoto, Tupola).

**SCRep. 1867-18 Finance on S.B. No. 2803**

The purpose of this measure is to:

- (1) Make housekeeping amendments to the Boiler and Elevator Safety Law;
- (2) Change the name of the Boiler and Elevator Special Fund to the Boiler and Elevator Revolving Fund (Revolving Fund); and
- (3) Extend the time for the Director of Labor and Industrial Relations to reimburse the general fund for the initial appropriation made to establish the Revolving Fund, from five years to ten years from the date of the establishment of the Revolving Fund.

The Department of Labor and Industrial Relations 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. 2803, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (DeCoite, Fukumoto, Tupola).

**SCRep. 1868-18 Finance on S.B. No. 2906**

The purpose of this measure is to establish clear lines of accountability regarding the coordination of efforts to address homelessness statewide and to empower the Governor's Coordinator on Homelessness (Coordinator) by:

- (1) Statutorily establishing the Coordinator position;
- (2) Specifying that the Coordinator reports directly to the Governor and serves as the principal officer in state government responsible for the performance, development, and oversight of programs, policies, and activities relating to homelessness; and
- (3) Appropriating funds to establish the Coordinator position and for related expenses of the Coordinator, including the hiring of staff.

The Department of Land and Natural Resources, Department of Transportation, Catholic Charities Hawai'i, Parents And Children Together, Mental Health America of Hawai'i, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. The Governor's Coordinator on Homelessness and Department of Human 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 S.B. No. 2906, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (DeCoite, Fukumoto, Tupola).

**SCRep. 1869-18 Finance on S.B. No. 2909**

The purpose of this measure is to:

- (1) Require the Legislative Reference Bureau to:

- (A) Conduct a study that examines consolidating the law enforcement activities and responsibilities of various state divisions and agencies under a single, centralized state enforcement division or agency; and
  - (B) 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 2019 Regular Session; and
- (2) Appropriate funds to the Legislative Reference Bureau to conduct the study, including contracting the services of a consultant.

The Department of the Attorney General; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i; and a few concerned individuals supported this measure. Young Progressives Demanding Action - Hawaii opposed this measure. The Department of Public Safety, Department of Land and Natural Resources, Department of Transportation, State Procurement Office, Legislative Reference Bureau, 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 S.B. No. 2909, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 12; Ayes with Reservations (Ward). Noes, none. Excused, 3 (DeCoite, Fukumoto, Tupola).

**SCRep. 1870-18 Finance on S.B. No. 2913**

The purpose of this measure is to:

- (1) Require all government procurement officers to attend a training and development program prior to participating in or authorizing any procurement;
- (2) Require all government procurement officers to complete review training every three years;
- (3) Require all procurement officers, department heads, and their deputies, except for the administrator of the State Procurement Office, to attend mandatory procurement training within ninety days of appointment; and
- (4) Appropriate funds to implement the training and development program.

The Department of Education opposed this measure. The State Procurement Office and Department of Human Resources Development 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. 2913, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (DeCoite, Fukumoto, Tupola).

**SCRep. 1871-18 Finance on S.B. No. 2914**

The purpose of this measure is to ensure accountability and transparency with government contracts by requiring any governmental body that enters into a contract that is exempt from the State Procurement Code pursuant to section 103D-102(b), Hawaii Revised Statutes, to report that contract to the State Procurement Office and Legislature.

The Department of Education provided testimony in opposition to this measure. The State Procurement Office and University of Hawai'i 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. 2914, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (DeCoite, Fukumoto, Tupola).

**SCRep. 1872-18 Finance on S.B. No. 3100**

The purpose of this measure is to:

- (1) Consolidate the Departments of Human Resources Development and Budget and Finance into a single department, which shall be known as the Department of Budget, Finance, and Human Resources;
- (2) Appropriate funds to the Department of Budget and Finance for the purposes of consolidating the Departments of Human Resources Development and Budget and Finance into a single department;
- (3) Transfer to the Department of Business, Economic Development and Tourism (DBEDT) jurisdiction over cable TV and the Broadband Assistance Advisory Council from the Department of Commerce and Consumer Affairs and telecommunications carriers from the Public Utilities Commission;

- (4) Establish the position of Commissioner of Telecommunications to oversee and supervise the regulatory functions transferred to DBEDT;
- (5) Create a special fund in DBEDT for administration, including personnel costs, of regulation of cable systems and telecommunications carriers;
- (6) Require the Broadband Assistance Advisory Council to advise the Director of Business, Economic Development and Tourism on broadband deployment; and
- (7) Transfer all rights, powers, duties, assets, funds, and employees of the Department of Commerce and Consumer Affairs and the Public Utilities Commission associated with the regulatory jurisdiction transferred by this measure to DBEDT.

The Office of the Governor, Department of Accounting and General Services, Department of Human Resources Development, Department of Business, Economic Development and Tourism, Office of Enterprise Technology Services, and Hawaiian Telcom opposed this measure. The Department of Commerce and Consumer Affairs, Department of Land and Natural Resources, Department of Budget and Finance, Public Utilities Commission, and Charter Communications 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. 3100, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 11; Ayes with Reservations (Cachola). Noes, 1 (Ward). Excused, 3 (DeCoite, Fukumoto, Tupola).

**SCRep. 1873-18 Finance on S.B. No. 2504**

The purpose of this measure is to address financing issues related to debt, maintenance, and operations of the Hawaii Convention Center by:

- (1) Forgiving the debt and liabilities owed to the State by the Hawaii Tourism Authority (Authority) for Convention Center construction costs and related interest;
- (2) Relieving the Convention Center Enterprise Special Fund from paying debts owed to the Department of Budget and Finance and reducing the cap on the amount of transient accommodations tax revenues allocated to the Special Fund;
- (3) Establishing a Convention Center Repair and Maintenance Special Fund and a Convention Center Emergency Special Fund, allocating a portion of transient accommodations tax revenues to these Funds for fiscal years 2018-2019, 2019-2020, 2020-2021, and 2021-2022, and requiring the Authority to report on expenditures and balances in these Funds; and
- (4) Annually increasing the allocation of transient accommodations tax revenues to the Tourism Emergency Special Fund from 2018 to 2021.

The Authority 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 S.B. No. 2504, 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 (Ward). Noes, none. Excused, 1 (Tupola).

**SCRep. 1874-18 Finance on S.B. No. 2699**

The purpose of this measure is to specify that resort fees, which are any mandatory charges or surcharges imposed by an operator, owner, or representative thereof to a transient for the use of the transient accommodation's property, services, or amenities, are included in the gross rental proceeds amount upon which transient accommodations tax is calculated.

The Department of Taxation and IMUAlliance supported this measure. The Hawai'i Tourism Authority, Kohala Coast Resort Association, and Hawai'i Lodging and Tourism Association opposed this measure. 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. 2699, S.D. 2, 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, 1 (Tupola).

**SCRep. 1875-18 Finance on S.B. No. 2868**

The purpose of this measure is to:

- (1) Require transient accommodations brokers, travel agencies, and tour packagers to register with and pay a \$15 registration fee to the Department of Taxation; and



- (2) Amend the definition of "gross rental" or "gross rental proceeds", as used in the transient accommodations tax law, to apply the transient accommodations tax to the share of proceeds received by transient accommodations brokers, travel agencies, and tour packagers who enter into arrangements to furnish transient accommodations at noncommissioned negotiated contract rates.

Expedia, Inc. opposed 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 S.B. No. 2868, S.D. 3, 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, 1 (Tupola).

**SCRep. 1876-18      Judiciary on S.B. No. 2153**

The purpose of this measure is to repeal the requirement that candidate committee organizational reports include information regarding contributors and contributions.

The Campaign Spending Commission and Common Cause Hawaii testified in support of 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 S.B. No. 2153, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2153, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Lee, McDermott).

**SCRep. 1877-18      Judiciary on S.B. No. 2154**

The purpose of this measure is to repeal the requirement that noncandidate committee organizational reports include information regarding contributors and contributions.

The Campaign Spending Commission 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. 2154, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2154, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Lee, McDermott).

**SCRep. 1878-18      Judiciary on S.B. No. 2172**

The purpose of this measure is to clarify the allowable fees for reimbursing expert witnesses who are legally required to attend state court or grand jury criminal proceedings.

The Office of the Public Defender, City and County of Honolulu Department of the Prosecuting Attorney, and County of Hawaii Office of the Prosecuting Attorney 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. 2172, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2172, 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, 6. Noes, none. Excused, 2 (Lee, McDermott).

**SCRep. 1879-18      Judiciary on S.B. No. 2582**

The purpose of this measure is to authorize the courts to impose an extended term of imprisonment for an offender who is convicted of negligent homicide in the first degree and did not remain at the scene of the crime and render reasonable assistance to an injured person.

The Department of Transportation; Vice Chair of the Honolulu City Council representing District 3; State of Hawaii Organization of Police Officers; Hawaii Chapter of Mothers Against Drunk Driving; Hawaii Regional Council of Carpenters; United Public Workers, AFSCME, Local 646, AFL-CIO; Laborers' International Union of North America Local 368; Hawaii Bicycling League; Hawaii Teamsters Local 996; Ironworkers Stabilization Fund; and numerous individuals testified in support of this measure. Kamehameha Schools and The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO supported the intent. The Office of the Public Defender testified in opposition. The Office of Hawaiian Affairs and Department of the Attorney General provided 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2582, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2582, 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, 6. Noes, none. Excused, 2 (Lee, McDermott).

**SCRep. 1880-18      Judiciary on S.B. No. 2742**

The purpose of this measure is to resolve inconsistencies in the processing of expungements and public dissemination of criminal history record information related to cases in which the defendant is:

- (1) Acquitted or charges are dismissed by reason of physical or mental disease, disorder, or defect, pursuant to Hawaii's penal responsibility and fitness to proceed law; or
- (2) Involuntarily hospitalized in lieu of prosecution or of sentence.

The Department of the Attorney General 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. 2742, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2742, 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, 6. Noes, none. Excused, 2 (Lee, McDermott).

**SCRep. 1881-18      Judiciary on S.B. No. 2745**

The purpose of this measure is to amend the definition of "confidential personal information" for purposes related to offenses against property rights. Specifically, this measure:

- (1) Conforms the definition to the Hawaii Supreme Court's decision in *State v. Pacquing*, 139 Haw. 302 (2016), which excised portions of the definition to eliminate unconstitutionally vague provisions under the offense of unauthorized possession of confidential personal information;
- (2) Specifies other types of confidential personal information; and
- (3) Clarifies when a password constitutes confidential personal information.

The Department of the Attorney General testified in support of this measure. The American Council of Life Insurers testified in opposition. The City and County of Honolulu Department of the Prosecuting Attorney, Healthcare Association of Hawaii, and The Queen's Health Systems provided comments.

Your Committee has amended this measure by:

- (1) Amending the definition to apply to information in which an individual rather than a person has a significant privacy interest;
- (2) Deleting the inclusion of an individual's medical record number as a type of confidential personal information;
- (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 S.B. No. 2745, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2745, 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, 6. Noes, none. Excused, 2 (Lee, McDermott).

**SCRep. 1882-18      Judiciary on S.B. No. 2851**

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.

Your Committee received comments on this measure from the Department of Taxation and the Tax Foundation of Hawaii.

Your Committee finds that this statutory revision measure is submitted by the Legislative Reference Bureau pursuant to Chapter 23G, Hawaii Revised Statutes. All of the statutory amendments proposed by this measure are intended to be technical in nature to correct errors, omissions, or obsolete laws.

Your Committee notes that the Department of Taxation recommended a number of amendments in its comments. Accordingly, your Committee has adopted these recommendations and amended this measure by:

- (1) Clarifying the language in section 235-110.7(a), Hawaii Revised Statutes, to avoid ambiguity;
- (2) Deleting the amendments to sections 241-1 and 241-2, Hawaii Revised Statutes;
- (3) Adding a savings clause; and
- (4) Renumbering the remaining sections of the measure consecutively.

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. 2851, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2851, 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, 6. Noes, none. Excused, 2 (Lee, McDermott).

**SCRep. 1883-18      Judiciary on S.B. No. 2461**

The purpose of this measure is to:

- (1) Establish a civil penalty for knowingly misrepresenting an animal as a service animal; and
- (2) Conform Hawaii law with the definition of "service animal" under the Americans with Disabilities Act of 1990.

The County of Hawai'i Office of the Mayor, Hawaii Fi-Do Service Dogs, Hawaii Food Industry Association, Associa, Hawaii Disability Rights Center, and many individuals testified in support of this measure. The Hawai'i Civil Rights Commission and two individuals testified in opposition. The Department of the Attorney General, Disability and Communication Access Board, Department of Human Services, and National Federation of the Blind provided comments.

Your Committee has amended this measure by:

- (1) Amending the proposed civil penalty for knowingly misrepresenting an animal as a service animal to:
  - (A) Change the minimum and maximum amounts for fines to unspecified amounts; and
  - (B) Require a finding by clear and convincing evidence for the imposition of fines; 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. 2461, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2461, 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, 1 (Lee).

**SCRep. 1884-18      Judiciary on S.B. No. 2046**

The purpose of this measure is to make the manufacture, importation, sale, transfer, and possession of multiburst trigger activators within the State a class C felony.

The Honolulu Police Department, Keiki Injury Prevention Coalition, Committee on Peace, Justice, and Stewardship of the Environment of the Church of the Crossroads, LGBT Caucus of the Democratic Party of Hawaii, and several individuals testified in support of this measure. A few individuals testified in opposition.

Your Committee has amended this measure by deleting its contents and inserting language from H.B. 1908, H.D. 2 which is a similar measure that criminalizes the manufacture, importation, sale, transfer, and possession of multiburst trigger activators and explicitly includes bump fire stocks and trigger cranks as prohibited devices within the State.

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. 2046, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2046, 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, 1 (Lee).

**SCRep. 1885-18      Judiciary on S.B. No. 2436**

The purpose of this measure is to shorten the period of time, from thirty to seven days, within which a person who is disqualified from ownership, possession, or control of firearms and ammunition is required to voluntarily surrender or dispose of all firearms and ammunition.

Rainbow Family 808, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, LGBT Caucus of the Democratic Party of Hawaii, Keiki Injury Prevention Coalition, Hawaii Chapter of Moms Demand Action for Gun Sense in America, Injury Prevention Advisory Committee, Healthy Mothers Healthy Babies Coalition, and numerous individuals testified in support of this measure. Several individuals testified in opposition. The County of Hawai'i Mayor, Honolulu Police Department, Institute for Rational and Evidence-based Legislation, Everytown for Gun Safety, Injury Prevention Advisory Committee, and several individuals provided comments.

Your Committee has amended this measure by clarifying that a person has seven business days to voluntarily dispose of or surrender to the chief of police all firearms and ammunition after the person is disqualified from ownership, possession, or control of firearms and ammunition.

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. 2436, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2436, 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, 7. Noes, none. Excused, 1 (Lee).

**SCRep. 1886-18      Judiciary on S.B. No. 2719**

The purpose of this measure is to align the statute of limitations for civil actions arising from sexual offenses with the reality that survivors of child sexual abuse tend to delay disclosing abuse until adulthood by extending the period of time during which:

- (1) A civil cause of action for the sexual abuse of a minor may be commenced; and
- (2) A victim of child sexual abuse may bring an otherwise time-barred civil action against the victim's abuser or a legal entity that is also civilly liable.

The Hawai'i State Commission on the Status of Women, Planned Parenthood Votes Northwest and Hawaii, The Sex Abuse Treatment Center, Healthy Mothers Healthy Babies Coalition of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, LGBT Caucus of the Democratic Party of Hawaii, Hawaii Women's Coalition, Rainbow Family 808, Hawaii Children's Action Network, Keiki Injury Prevention Coalition, and many individuals testified in support of this measure. The Department of the Attorney General and an individual testified in opposition.

Your Committee has amended this measure by deleting its contents and inserting language from H.B. No. 1847, H.D. 1, which is a similar measure that extends the period during which a victim of child sexual abuse may bring an otherwise time-barred civil action against the victim's abuser or legal entity that is also civilly liable until April 24, 2020.

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. 2719, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2719, 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, 1 (Lee).

**SCRep. 1887-18      Education on S.B. No. 2922**

The purpose of this measure is to propose amendments to Articles VIII and X of the Constitution of the State of Hawaii (State Constitution) to advance the State's goal of providing a quality education for the children of Hawaii by authorizing the Legislature to statutorily establish a surcharge on visitor accommodations and on residential investment property valued at \$1,000,000 or more, for which the owner does not qualify for a homeowner's exemption to fund public education for Hawaii's children.

The Hawai'i Teacher Standards Board, Hawaii State Teachers Association, Hawaii Public Charter Schools Network, Americans for Democratic Action Hawai'i, Hawai'i Alliance for Progressive Action, Progressive Democrats of Hawai'i, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Appleseed Center for Law & Economic Justice, Parents for Public Schools of Hawai'i, Hui for Excellence in Education, IMUAlliance, Ka Ohana O Na Pua, Civic Education Council, Education Caucus of the Democratic Party of Hawaii, Hawaii Children's Action Network, and numerous individuals testified in support of this measure. The Mayor of the County of Hawai'i; Mayor of the County of Maui; Council Chair of the County of Maui; a Councilmember from the County of Maui; County of Kaua'i; Real Property Assessment Division of the County of Maui; Rental By Owner Awareness Association; Hawai'i Lodging & Tourism Association; Marriott Resorts Hawaii; Aqua-Aston Hospitality, LLC; Trump International Hotel Waikiki; Real Estate Update, Inc.; Maui Hotel & Lodging Association; American Resort Development Association - Hawai'i; Kohala Coast Resort Association; Napili Kai Beach Resort; Highgate Hotels & Resorts Hawaii; Hawai'i Association of REALTORS; Marriott International, Inc.; Highgate Hotels; Waikiki Resort Hotel; and a few individuals opposed this measure. The Department of Budget and Finance, Department of Education, City and County of Honolulu, Special Education Advisory Council, Tax Foundation of Hawaii, Coalition for Equal Taxation, League of Women Voters of Hawaii, and a few individuals provided comments on this measure.

Your Committee has amended this measure by:

- (1) Amending its purpose section to reflect the amended substantive content of the proposed constitutional language;
- (2) Amending language proposed to be added to Section 3 of Article III of the State Constitution to provide that the Legislature may establish, as provided by law, a surcharge on investment real property, rather than providing that the Legislature is not prohibited from establishing a surcharge on residential investment property;
- (3) Amending language proposed to be added to Section 1 of Article X of the State Constitution by specifying that funding of public education shall be determined by the Legislature; provided that revenues derived from a surcharge on investment real property shall be used to support public education and deleting proposed constitutional language that would have:
  - (A) Specified that the surcharge the Legislature is authorized to establish applies to visitor accommodations and to residential investment property valued at \$1,000,000 or more for which the owner does not qualify for a homeowner's exemption; and
  - (B) Specified the particular public education purposes for which the proceeds from the surcharge may be used; and
- (4) Amending the question to be printed on the ballot for electoral approval of the proposed constitutional amendment to read: "Shall the legislature be authorized to establish, as provided by law, a surcharge on investment real property to be used to support public education?".

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. 2922, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2922, 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, 11; Ayes with Reservations (Learmont, Onishi). Noes, none. Excused, none.

**SCRep. 1888-18 Finance on S.B. No. 974**

The purpose of this measure is to clarify that the exemption from parking fees for drivers with a disability is limited to on-street parking for:

- (1) Drivers who are licensed to drive a motor vehicle but cannot reach or operate a parking meter or pay station because of the driver's physical disability;
- (2) Vehicles that display a distinguishing parking device, code, permit, or decal; and
- (3) A period of the longer of two-and-a-half hours or the maximum time allowed for the parking space.

Two individuals supported this measure. Ho'omanapono Political Action Committee opposed this measure. The Disability and Communication Access Board and City and County of Honolulu Department of Transportation 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 S.B. No. 974, S.D. 2, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1889-18 Finance on S.B. No. 2027**

The purpose of this measure is to continue and improve the Coordinated Statewide Homeless Initiative (Initiative) to prevent homelessness and rehouse individuals experiencing homelessness by appropriating funds to:

- (1) Continue the Initiative; and
- (2) Procure the services of a master contractor to manage the subcontracts and expenditures for services provided through the Initiative.

Partners In Care, IMUAlliance, Hawai'i Appleseed Center for Law and Economic Justice, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Catholic Charities Hawai'i supported this measure. The Governor's Coordinator on Homelessness, Department of Human Services, Department of Health, State Procurement Office, and Aloha United Way 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. 2027, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1890-18 Finance on S.B. No. 2340**

The purpose of this measure is to ensure that the following benefits made available under the federal Patient Protection and Affordable Care Act, which may not otherwise be available under the Hawaii Prepaid Health Care Act, remain available under Hawaii law by:

- (1) Extending dependent coverage for adult children until the children turn twenty-six years of age;
- (2) Prohibiting health insurance entities from imposing a preexisting condition exclusion; and
- (3) Prohibiting health insurance entities from using an individual's gender to determine premiums or contributions.

The Department of Commerce and Consumer Affairs; Hawaii State Commission on the Status of Women; Kaiser Permanente Hawai'i; Hawaii Medical Association; Community Alliance on Prisons; Hawai'i Public Health Institute; LGBT Caucus of the Democratic Party of Hawai'i; Hawaii Children's Action Network; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Healthcare Association of Hawaii; YWCA O'ahu; Planned Parenthood Votes Northwest and Hawaii; Hawaii Appleseed Center for Law & Economic Justice; Hawai'i State Democratic Women's Caucus; The Queen's Health Systems; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i; AARP Hawai'i; Sex Abuse Treatment Center; IMUAlliance; Volcano Community Action Network; Hawaii Women's Coalition; and numerous individuals testified in support of this measure. Hawaii Medical Service 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. 2340, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Holt, Todd).

**SCRep. 1891-18 Finance on S.B. No. 2791**

The purpose of this measure is to improve and enhance Hawaii's juvenile justice system by:

- (1) Supporting Ho'opono Mamo, the new Hawaii youth diversion system, through the establishment of the Kawailoa Youth and Family Wellness Center to be operated and maintained by the Hawaii Youth Correctional Facilities;
- (2) Strengthening services available to prevent juvenile delinquency and recidivism and support rehabilitation;
- (3) Re-investing savings from the reduction of the number of youth in secure confinement at a Hawaii youth correctional facility into the provision of mental health and substance abuse treatment and rehabilitation services to prevent juvenile delinquency and to provide a more successful and supportive community reentry transition; and
- (4) Appropriating 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.

Hawaii Youth Services Network, Community Alliance on Prisons, Ho'omanapono Political Action Committee, Mental Health America of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Residential Youth Services & Empowerment, and several concerned individuals testified in support of this measure. The United Public Workers, AFSCME, Local 646, AFL-CIO, and three concerned individuals testified in opposition to this measure. The Department of Human Services, Department of Health, Department of Education, and Adult Friends for Youth 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. 2791, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Holt, Todd).

**SCRep. 1892-18 Finance on S.B. No. 2798**

The purpose of this measure is to create the Intellectual and Developmental Disabilities Medicaid Waiver Administrative Claiming Special Fund into which federal moneys may be deposited from the Department of Health's participation in the waiver program. This measure also appropriates funds to support individuals with intellectual and developmental disabilities.

The Department of Health, State Council on Developmental Disabilities, The Arc of Kona, The Arc in Hawaii, Catholic Charities Hawai'i, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Lanakila Pacific supported this measure. The Department of Human 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. 2798, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1893-18 Finance on S.B. No. 2891**

The purpose of this measure is to facilitate the provision of health care services to residents of rural and urban medically underserved areas by establishing a telehealth pilot project to expose health care providers and patients to the benefits, efficacy, and delivery methods of telehealth.

The University of Hawaii John A. Burns School of Medicine, the Mayor of the County of Hawaii, Hawaii Medical Service Association, Wahiawa Center for Community Health, Hawai'i Primary Care Association, Hawaii Chapter of the American Physical Therapy Association, Hawaii Substance Abuse Coalition, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported the measure. The Department of Health and State Procurement Office 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. 2891, S.D. 1, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1894-18 Finance on S.B. No. 3104**

The purpose of this measure is to better manage costs and access to prescription drugs through increasing transparency and regulations of pricing and reimbursement policies. Specifically, this measure:

- (1) Requires pharmacy benefit managers to make available to contracting pharmacies the most up-to-date maximum allowable cost lists for all prescription drugs subject to reimbursement on a maximum allowable cost basis by the pharmacy benefit manager;
- (2) Establishes requirements for:
  - (A) Listing and updating drug prices on maximum allowable cost lists;
  - (B) Appeal of the maximum allowable cost of a listed drug by a contracting pharmacy;
  - (C) Disclosure to a contracting pharmacy of a source for less expensive equivalent drugs to those listed; and
  - (D) Reimbursement of a contracting pharmacy for excessive charges for listed drugs after appeal;
- (3) Prohibits disclosure by a contracting pharmacy of proprietary information relating to maximum allowable cost of listed drugs;
- (4) Prohibits a pharmacy benefit manager from penalizing a contracting pharmacy from disclosing information related to a customer's cost share for a prescription drug or for selling a lower-priced alternative drug to a customer; and
- (5) Authorizes the Insurance Commissioner to assess a fine for violations.

Good Health Pharmacy; Kamehameha Pharmacy; NorthShore Pharmacy; Shiigi Drug Co., Inc.; KTA Super Stores; Times Supermarket Pharmacy; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i; Molokai Drugs, Inc.; and many concerned individuals supported this measure. Hawaii Medical Service Association opposed this measure. The Department of Commerce and Consumer Affairs, Hawaii Employer-Union Health Benefits Trust Fund staff; and The Queen's Health Systems 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. 3104, S.D. 2, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1895-18 Finance on S.B. No. 2204**

The purpose of this measure is to encourage public understanding of the history and purpose of the Hawaii State Capitol, the historic building, and its role in Hawaii's history, and promote appreciation for the heritage and character of Hawaii by:

- (1) Appropriating moneys to the State Foundation on Culture and the Arts to fund celebrations for the fiftieth anniversary of the Hawaii State Capitol; and

- (2) Requiring a portion of the funds to be used to establish a kiosk or shop on the grounds of the Hawaii State Capitol to disseminate information and other materials and items, for free and for sale, regarding the Hawaii State Capitol and its history to visitors to the State Capitol, including tourists.

The State Foundation on Culture and the Arts and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. The Center for Hawaiian Sovereignty Studies 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. 2204, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 1896-18 Finance on S.B. No. 2205**

The purpose of this measure is to assist the State Foundation on Culture and the Arts Artist Fellowship Program by appropriating funds to award one-time fellowships to promising artists in the amount of not less than \$25,000.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure. The State Foundation on Culture and the Arts 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. 2205, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13. Noes, none. Excused, 2 (Fukumoto, Tupola).

**SCRep. 1897-18 Finance on S.B. No. 2580**

The purpose of this measure is to honor and remember the legacy and deeds of King Kamehameha, the King who unified the Hawaiian Islands, by appropriating funds to establish a full-time position for the Executive Director of the King Kamehameha Celebration Commission within the Department of Accounting and General Services and to pay for costs arising out of the annual King Kamehameha Day celebration events which promote the legacy of King Kamehameha and history of the Hawaiian Islands.

The King Kamehameha Celebration Commission, Association of Hawaiian Civic Clubs, Hawaiian Civic Club of Honolulu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and two 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 S.B. No. 2580, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1898-18 Finance on S.B. No. 2693**

The purpose of this measure is to appropriate funds to the Department of Business, Economic Development and Tourism (DBEDT) for expenditure by the Temporary Commission on the Thirteenth Festival of Pacific Arts to plan for the Festival of Pacific Arts, which will be held in Honolulu from June 11 to June 27, 2020.

DBEDT, Hawai'i Tourism Authority, Kamehameha Schools, Hawaiian Civic Club of Honolulu, Hawai'i Lodging and Tourism Association, Pa'i Foundation, and Oahu County Committee on Legislative Priorities of the Democratic Party of 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 S.B. No. 2693, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1899-18 Finance on S.B. No. 2777**

The purpose of this measure is to:

- (1) Allow the State Department of Defense to recoup operating costs for the use or temporary rental of its facilities by the public, provided that the use or rental does not interfere with any military use; and
- (2) Appropriate funds for the establishment of one full-time equivalent cybersecurity intelligence analyst position within the State Department of Defense.



The State Department of Defense and the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i 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. 2777, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1900-18 Finance on S.B. No. 2897**

The purpose of this measure is to support culture and the arts in Hawaii by appropriating funds for the Honolulu Biennial 2019, an international arts exhibition that will be staged on the islands of Oahu and Hawaii, and that focuses on and celebrates art from the Pacific, Asia, and the United States.

The Oahu County Committee on Legislative Priorities of the Democratic Party of 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 S.B. No. 2897, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1901-18 Finance on S.B. No. 3000**

The purpose of this measure is to promote innovation in the science and technology industries in the State by:

- (1) Establishing a Research and Development Program within the Hawaii Technology Development Corporation to help Hawaii-based small businesses optimize research and development performed in the State; and
- (2) Establishing the Research and Development Special Fund to provide funding for the Program and appropriating funds into the Special Fund.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Makai Ocean Engineering, Inc., Oceanit, Navatek, Hawaii Food Industry Association, and some individuals testified in support of this measure. The Department of Budget and Finance, Hawaii Technology Development Corporation, and Chamber of Commerce 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. 3000, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Holt, Todd).

**SCRep. 1902-18 Finance on S.B. No. 2612**

The purpose of this measure is to:

- (1) Allow social clubs granted federal tax-exempt status to sell wine from the social club's inventory to club members for off-premises consumption;
- (2) Waive certain application requirements for the issuance of class 10 special licenses; and
- (3) Enable class 10 special licensees to auction off liquor in sealed or covered containers or services that provide liquor at fundraising events.

The Mayor of the County of Maui, Liquor Commission of the City and County of Honolulu, Maui Chamber of Commerce, Maui Country Club, The Pacific Club, Paradise of the Pacific Chapter of the Club Managers Association of America, and a few concerned 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. 2612, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Holt, Todd).

**SCRep. 1903-18 Finance on S.B. No. 2613**

The purpose of this measure is to:

- (1) Authorize the county Liquor Commissions to issue new class 2 restaurant licenses before restaurants commence operation;

- (2) Clarify that class 2 licenses are transferable; and
- (3) Require an applicant for a new class 2 restaurant license or a transferee to certify that the applicant or transferee intends to and will derive no less than 30 percent of the establishment's gross revenue from the sale of foods.

The Maui Arts & Cultural Center, Maui Chamber of Commerce, and one concerned individual submitted testimony in support of this measure. The Liquor Commission of the City and County of Honolulu and one 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. 2613, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Fukumoto).

**SCRep. 1904-18 Finance on S.B. No. 208**

The purpose of this measure is to:

- (1) Adopt the National Conference of Insurance Legislators' Model Unclaimed Life Insurance Benefits Act, which requires life insurers to conduct database searches using the federal Social Security Administration's Death Master File or similar database to determine whether an insured has died for purposes of properly paying benefits due;
- (2) Require life insurers to use good faith efforts to locate any beneficiaries to a policy, contract, or retained asset account; and
- (3) Authorize the Insurance Commissioner to use discretion to limit, exempt, or phase-in compliance with the requirements under certain circumstances.

The Insurance Division of the Department of Commerce and Consumer Affairs provided testimony in support of this measure. The American Council of Life Insurers 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. 208, 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, 1 (Fukumoto).

**SCRep. 1905-18 Finance on S.B. No. 2770**

The purpose of this measure is to require health clubs to maintain a surety bond, irrevocable letter of credit, or guaranty agreement secured by a certificate of deposit of at least \$100,000, conditioned for payment to any member who suffers loss of money paid in advance of services received due to the cessation of operation of the health club.

The International Health, Racquet & Sportsclub Association opposed this measure. 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 S.B. No. 2770, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 13; Ayes with Reservations (Tupola). Noes, 1 (Ward). Excused, 1 (Fukumoto).

**SCRep. 1906-18 Finance on S.B. No. 2078**

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources to conduct, in collaboration with the University of Hawaii College of Tropical Agriculture and Human Resources, a statewide breeding ecology study and foraging ecology study on the pueo population.

The College of Tropical Agriculture and Human Resources of the University of Hawai'i, Hawaii Farm Bureau Federation, Ho'omanopono Political Action Committee, Democratic Party of Hawai'i Education Caucus, Democratic Party of Hawai'i Environmental Caucus, Animal Rights Hawai'i, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Land Use Research Foundation of Hawaii, Hawaii Audubon Society, Hawaii's Thousand Friends, and many concerned individuals testified in support of this measure. A concerned individual testified in opposition to this measure. The Office of Hawaiian Affairs, Department of Land and Natural Resources, and an individual provided comments 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 S.B. No. 2078, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (DeCoite, Fukumoto, Tupola).

**SCRep. 1907-18 Finance on S.B. No. 1011**

The purpose of this measure is to establish an additional annual motor vehicle registration fee for electric motor vehicles, hybrid motor vehicles, and plug-in hybrid motor vehicles, and to deposit the money into the State Highway Fund (Fund). This measure also appropriates an unspecified sum from the Fund for the operation and maintenance of the State Highway Program.

The Department of Transportation, Hawaii Transportation Association, and one concerned individual supported this measure. Blue Planet Foundation and one concerned individual opposed this measure. Hawaiian Electric Company, Inc., Maui Electric Company, Ltd., Hawaii Electric Light Company, Inc., and Tesla, Inc. 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. 1011, 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 (Kobayashi, Lowen, Todd). Noes, 1 (Ward). Excused, 1 (Tupola).

**SCRep. 1908-18 Finance on S.B. No. 2490**

The purpose of this measure is to:

- (1) Specify certain recall reimbursement or repair requirements for manufacturers where a stop-sale order has been issued;
- (2) Authorize a license holder to engage in business at motor vehicle dealer locations that are affiliated by common ownership under the same license;
- (3) Clarify when certain manufacturers' or distributors' sales or service performance standards shall be deemed unreasonable, arbitrary, or unfair; and
- (4) Prohibit a manufacturer or distributor from requiring a dealer to perform certain construction or renovations to the dealer's facilities; purchase items for a dealership facility in certain circumstances; or provide certain customer and proprietary data; unless certain conditions are met.

The Motor Vehicle Industry Licensing Board supported this measure. The Hawaii Automobile Dealers' Association and Alliance of Automobile Manufacturers 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. 2490, S.D. 1, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 1909-18 Finance on S.B. No. 2849**

The purpose of this measure is to:

- (1) Classify certain former military vehicles as special interest vehicles;
- (2) Enable owners of former military vehicles to register these vehicles as a special interest vehicle in the county in which the former military vehicle resides; and
- (3) Make conforming amendments to related statutory sections.

Two individuals testified in support of this measure. The Department of Transportation 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. 2849, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1910-18 Finance on S.B. No. 2996**

The purpose of this measure is to establish the Hawaii Airports Corporation, which shall assume all of the authority, powers, functions, duties, and responsibilities of the Department of Transportation related to aeronautics and airports including the responsibility for the development, management, operation, and maintenance of the State's airports.

The Office of the Governor, Chair of the County Council of the County of Maui, Airports Concessionaires Committee, Hawaii Tourism Authority, Building Industry Association of Hawaii, Maui Chamber of Commerce, General Contractors Association of Hawaii, Hawaii Lodging and Tourism Association, Pulama Lanai, Kau Valley Farms, and a few concerned individuals supported this measure. One concerned individual opposed this measure. The Department of the Attorney General, State Procurement Office, Department of Transportation, Department of Land and Natural Resources, Office of Hawaiian Affairs,

Airlines Committee of Hawaii, Enterprise Holdings, Bank of Hawaii, Subcontractors Association of Hawaii, Maui Hotel and Lodging Association, Kohala Coast Resort Association, Hawaii Pacific Health, Hawaiian Airlines, The Chamber of Commerce Hawaii, Napili Kai Beach Resort, Hawaii Business Roundtable, and two concerned 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. 2996, S.D. 3, 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, 1 (Tupola).

**SCRep. 1911-18 Finance on S.B. No. 2047**

The purpose of this measure is to require the State Auditor to conduct a performance audit of the mental health services provided to inmates and pre-trial detainees at Oahu Community Correctional Center (OCCC), Halawa Correctional Facility (HCF), and Women's Community Correctional Center (WCCC) to determine whether the Department of Public Safety is:

- (1) Maintaining standards required under the Corrective Action Plan pursuant to the agreement with the federal Department of Justice at OCCC; and
- (2) Meeting and maintaining national correctional mental health care standards at HCF and WCCC.

This measure also appropriates funds to the Auditor for this purpose.

The Department of Public Safety, Community Alliance on Prisons, The Drug Policy Forum of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Mental Health America of Hawaii, Ho'manapono Political Action Committee, and several concerned individuals testified in support of this measure. The Office of the Auditor, American Civil Liberties Union of Hawaii, Hawaii Friends of Restorative Justice, Common Cause Hawaii, Hawaii Government Employees Association, AFSCME, Local 152, AFL-CIO, Hawaii Justice Coalition, and several concerned 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. 2047, S.D. 3, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1912-18 Finance on S.B. No. 2858**

The purpose of this measure is to require the design of all state buildings constructed on or after July 1, 2018, to include a shelter room or area that is capable of protecting individuals from Category 3 hurricanes. This measure also requires new construction to be consistent with specific standards.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. The Department of Accounting and General Services opposed this measure. The Office of Hawaiian Affairs and Young Progressives Demanding Action - Hawai'i 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. 2858, 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 (Holt, Todd). Noes, 1 (Kobayashi). Excused, 1 (Tupola).

**SCRep. 1913-18 Finance on S.B. No. 2861**

The purpose of this measure is to ensure the effectiveness of the State's correctional system and evaluate the impacts of the 2007 Community Safety Act. Specifically, this measure requires the Department of Public Safety to:

- (1) Establish performance indicators and measures to be incorporated in reports that evaluate the outcomes of programs under its jurisdiction; and
- (2) Submit annual reports to the Legislature of the established performance indicators as applied to criminal offender treatment programs and other programs established pursuant to the Community Safety Act.

The Drug Policy Forum of Hawaii, Community Alliance on Prisons, Common Cause Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Hawaii Friends of Restorative Justice, Hawaii Justice Coalition, Ho'manapono Political Action Committee, and several concerned individuals testified in support of this measure. The Department of Public Safety and American Civil Liberties Union 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. 2861, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1914-18 Finance on S.B. No. 2237**

The purpose of this measure is to authorize the Department of Education (DOE) to acquire, develop, and dispose of real and personal property for educational purposes, including revenue generation; provided that real property may be disposed of only by lease to government agencies. This measure also transfers fee interest in certain public school lands from the City and County of Honolulu and the Department of Land and Natural Resources, as applicable, to DOE and exempts transferred lands from classification as public lands.

DOE, Hawaii State Teachers Association, and Building Industry Association of Hawaii testified in support of this measure. The Office of Hawaiian Affairs, Department of Parks and Recreation of the City and County of Honolulu, Ka Lahui Hawaii Political Action Committee, Feed the Street, and 'Aina Haina Community Association testified in opposition to this measure. The Department of Land and Natural Resources, Department of the Attorney General, 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 S.B. No. 2237, 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 (Ward). Noes, none. Excused, 1 (Fukumoto).

**SCRep. 1915-18 Finance on S.B. No. 2919**

The purpose of this measure is to maximize the use of public library lands by:

- (1) Establishing a pilot program to generate revenue through the lease of public library lands to meet the mission of the public libraries;
- (2) Establishing the Library Facilities Fund for deposit of revenues generated by lease or other disposition of library lands, to be expended for state library programs;
- (3) Requiring the Board of Education to submit a report on the pilot program to the Legislature; and
- (4) Making appropriations to the Hawaii State Public Library System for the pilot program and the hiring of land development experts.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. The Ka Lāhui Hawaii Political Action Committee, Feed the Street, and two concerned individuals opposed this measure. The Department of Budget and Finance and Hawaii State Public Library System 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. 2919, 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 (Tupola, Ward). Noes, none. Excused, 1 (Fukumoto).

**SCRep. 1916-18 Finance on S.B. No. 3002**

The purpose of this measure is to authorize the State Librarian to designate one or more public library employees to be notaries public. This measure also allows designated employees to perform as notaries public in government service for fees that will be deposited into the Library Fee for Enhanced Services Special Fund.

The Hawaii State Public Library System and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i 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. 3002, 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, 1 (Fukumoto).

**SCRep. 1917-18 Finance on S.B. No. 2661**

The purpose of this measure is to affirm the State's commitment to conservation, sustainability, and economic development by codifying in state law, the seventeen United Nations Sustainable Development Goals and Indicators.

The Department of Land and Natural Resources, Department of Education, Department of Transportation, Department of Human Services, Office of Planning, Airport Concessionaires Committee, Hawaii State Teachers Association, Polynesian Voyaging Society, General Contractors Association of Hawaii, The Nature Conservancy of Hawai'i, Hawai'i Green Growth, Planned Parenthood Votes Northwest and Hawaii, and Oahu County Committee on Legislative Priorities of the Democratic Party of 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 S.B. No. 2661, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Holt, Todd).

**SCRep. 1918-18 Finance on S.B. No. 2585**

The purpose of this measure is to establish a collective bargaining unit for graduate student assistants employed by the University of Hawaii.

The Hawaii State Teachers Association, University of Hawaii Professional Assembly, International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO, Hawaii State AFL-CIO, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, Academic Labor United, Democratic Party of Hawaii Labor Caucus, LGBT Caucus of the Democratic Party of Hawaii, and several individuals supported this measure. The Office of Collective Bargaining, University of Hawaii, and Department of Budget and Finance 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. 2585, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1919-18 Finance on S.B. No. 2494**

The purpose of this measure is to strengthen regulatory oversight of the licensed profession of elevator mechanics by:

- (1) Amending the requirements and qualifications for licensure of elevator mechanics, including examination, license renewal, and continuing education;
- (2) Clarifying the permissible scope of work of elevator mechanics, including remote interactions; and
- (3) Clarifying the powers and duties of the Elevator Mechanics Licensing Board (Board), including the issuance of temporary permits by the Board.

The Elevator Mechanics Licensing Board, International Union of Elevator Constructors, Local 126, International Union of Elevator Constructors, AFL-CIO, and two concerned individuals testified in support of this measure. The National Elevator Industry, Inc., General Contractors Association of Hawaii, KONE Inc., Otis Elevator Company, Schindler Elevator Corporation, thyssenkrupp Elevator Corporation, and Mitsubishi Electric US, INC. Elevators and Escalators 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 S.B. No. 2494, S.D. 2, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12; Ayes with Reservations (Tupola, Ward). Noes, none. Excused, 3 (Fukumoto, Holt, Todd).

**SCRep. 1920-18 Finance on S.B. No. 2831**

The purpose of this measure is to:

- (1) Restore authority to the University of Hawaii President to act as the University of Hawaii Chief Procurement Officer for contracts for construction and construction-related professional services until June 30, 2021; and
- (2) Require the University of Hawaii to submit an annual report to the Legislature prior to the convening of each regular session through 2021 that details a list of all Capital Improvement Projects approved by the Board of Regents prioritized by each campus.

The University of Hawaii, State Procurement Office, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and General Contractors Association 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. 2831, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Holt, Todd).

**SCRep. 1921-18 Finance on S.B. No. 2364**

The purpose of this measure is to prevent undue delay in injured workers' receipt of medical care and payment to medical providers under the workers' compensation system. Specifically, this measure:

- (1) Requires employers to pay for all medical services required for their employees' compensable injuries and process of recovery, even when claims are disputed;
- (2) Establishes negotiation, notice, and review procedures for disputed claims;

- (3) Imposes fines and penalties for failure to negotiate in good faith; and
- (4) Permits service providers to charge interest on late bill payments.

Hawaii Medical Association, Hawaii Injured Workers Association, Hawaii Chapter of the American Physical Therapy Association, and several individuals testified in support of this measure. The Department of Labor and Industrial Relations, The Chamber of Commerce Hawaii, Hawaii Insurers Council, and Society for Human Resource Management – Hawaii Chapter testified in opposition to this measure. The Department of Human Resources Development, Department of Human Resources of the City and County of Honolulu, and Automated HealthCare Solutions 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. 2364, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10; Ayes with Reservations (DeCoite, Nakamura). Noes, 2 (Tupola, Ward). Excused, 3 (Fukumoto, Holt, Todd).

**SCRep. 1922-18 Finance on S.B. No. 2122**

The purpose of this measure is to:

- (1) Require 25 percent of parking for certain residential multi-unit buildings and commercial buildings built after July 1, 2018 be electric vehicle charger ready;
- (2) Clarify the existing parking fee exemption for electric vehicles and specify its application at state airports; and
- (3) Extend the parking fee exemption for parking fees charged by state authorities until June 30, 2024.

The Department of Transportation, Department of Transportation Services of the City and County of Honolulu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Organizing for Action, 350Hawaii.org, Tesla, Inc., and several individuals testified in support of this measure. The Office of the Mayor of the County of Maui, Hawaii Credit Union League, Building Owners and Managers Association of Hawaii, Hawaii Reserves, Inc., Retail Merchants of Hawaii, Propark, Inc., and a concerned individual testified in opposition to this measure. The Department of Accounting and General Services, Hawaii Housing Finance and Development Corporation, Hawaii Public Housing Authority, Maui County Department of Housing & Human Concerns, Land Use Research Foundation of Hawaii, Ulupono Initiative, Blue Planet Foundation, 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 S.B. No. 2122, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 12; Ayes with Reservations (Cachola, Gates, Holt, Kobayashi, Nakamura, Todd, Ward). Noes, none. Excused, 3 (DeCoite, Fukumoto, Tupola).

**SCRep. 1923-18 Judiciary on S.B. No. 2609**

The purpose of this measure is to require the redaction of all financial interest amounts on the financial disclosure statements, which are public records and available for inspection and duplication, of non-paid volunteer members of certain state boards, commissions, and agencies.

Hawaii Housing Finance and Development Corporation and a concerned individual supported this measure. Hawaii State Ethics Commission, League of Women Voters of Hawaii, Hawaii Chapter of the Society of Professional Journalists, Common Cause Hawaii, Kupuna Caucus of the Democratic Party of Hawai'i, Hawai'i Advocates For Consumer Rights, and many 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 S.B. No. 2609, 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, 2 (McDermott, Thielen). Excused, 1 (Lee).

**SCRep. 1924-18 Judiciary on S.B. No. 2351**

The purpose of this measure is to prohibit prospective employers from requesting or considering a job applicant's wage or salary history as part of an employment application process or compensation offer. This measure also prohibits enforced wage secrecy and retaliation or discrimination against employees who disclose, discuss, or inquire about their own or coworkers' wages.

The Hawai'i State Democratic Women's Caucus, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, LGBT Caucus of the Democratic Party of Hawaii, Hawaii Chapter of the National Women's Political Caucus, AAUW-Hawaii, YWCA O'ahu, Planned Parenthood Votes Northwest and Hawaii, Hawai'i Appleseed Center for Law and Economic Justice, Hawaii Women's Coalition, Planned Parenthood Generation Action, and many concerned individuals testified in support of this measure. The Hawai'i Civil Rights Commission, Hawaii State Commission on the Status of Women, Department of Human Resources of the City and County of Honolulu, The Chamber of Commerce Hawaii, and Hawaii Food Industry Association commented 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. 2351, 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, 1 (Lee).

**SCRep. 1925-18      Judiciary on S.B. No. 2610**

The purpose of this measure is to add a definition of "intern" to the State Ethics Code and include interns among state employees to whom the Code applies.

A concerned individual testified in support of this measure. The Hawaii State Ethics Commission and University of Hawai'i commented 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. 2610, 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, 1 (Lee).

**SCRep. 1926-18      Finance on S.B. No. 3025**

The purpose of this measure is to:

- (1) Require franchisees to disclose their non-participation in advertising campaigns of the franchisor in which discounts or promotions are offered;
- (2) Prohibit franchisors from limiting or restricting the disclosures; and
- (3) Exempt quick service restaurants from the disclosure requirements of this measure.

The Department of Commerce and Consumer Affairs, Hawaii Automobile Dealers' Association, and a concerned individual opposed this measure. The Hawai'i Restaurant 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. 3025, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9; Ayes with Reservations (Nakamura). Noes, 1 (Ward). Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1927-18      Finance on S.B. No. 2333**

The purpose of this measure is to:

- (1) Establish the Hawaii Retirement Savings Program (Savings Program) for private sector employees to make deposits into a retirement plan account through payroll deductions;
- (2) Establish the Hawaii Retirement Savings Board (Board) to implement and maintain the Savings Program;
- (3) Prior to establishing the Savings Program and Board, require the Legislative Reference Bureau to:
  - (A) Conduct a study on the feasibility of implementing the Savings Program for private sector employees; and
  - (B) Submit preliminary and final reports on the study to the Legislature prior to the 2019 and 2020 Regular Sessions, respectively;
- (4) Establish the Hawaii Retirement Savings Program Administrative Fund to be used to pay the administrative costs and expenses of the Board and Savings Program as well as other costs related to the establishment of the Savings Program; and
- (5) Appropriate funds for administrative and operating expenses of the Board and the market analysis to be conducted as a part of the Legislative Reference Bureau's study.

Caring Across Generations, Hawaii Appleseed Center for Law & Economic Justice, Nisei Building Maintenance, Ho'oilina Home Care, Regenerative Living, Legacy Villa, Faith Action for Community Equity, and several concerned individuals submitted testimony in support of this measure. The National Association of Insurance and Financial Advisors and American Council of Life Insurers submitted testimony in opposition to this measure. The Employees' Retirement System, Department of Budget and Finance, Legislative Reference Bureau, Maui Chamber of Commerce, AARP Hawai'i, Hawaii Bankers Association, and one 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. 2333, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Holt, Todd).



**SCRep. 1928-18 Finance on S.B. No. 2766**

The purpose of this measure is to reduce and control the unfunded liability of the Employee's Retirement System (ERS) and to prevent future retirement contribution increases by clarifying that accidental death and service-related disability benefits are limited to members who are employed in a position in which all contributions were made as required by the laws relating to ERS.

The Board of Trustees of ERS 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. 2766, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Holt, Todd).

**SCRep. 1929-18 Finance on S.B. No. 2767**

The purpose of this measure is to clarify procedures that allow members to purchase additional service credits by pre-tax contributions to ensure that the Employees' Retirement System maintains its status as a tax-qualified retirement plan under the Internal Revenue Code.

The Board of Trustee of the Employees' Retirement System 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. 2767, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Holt, Todd).

**SCRep. 1930-18 Finance on S.B. No. 481**

The purpose of this measure is to encourage more farmers and agricultural operations to participate in the Important Agricultural Lands program by including tenants of public lands in the class of landowners eligible for State and county incentives for farming enterprises and agricultural uses of Important Agricultural Lands.

The Office of Planning, Agribusiness Development Corporation, Hawaii Cattlemen's Council, Hawaii Farm Bureau, and Oahu County Committee on Legislative Priorities of the Democratic Party of 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 481, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1931-18 Finance on S.B. No. 2911**

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources to conduct a phase I environmental site assessment and, if necessary, a phase II environmental site assessment and suitable environmental remediation at the former Lalamilo Reservoir site on the island of Hawaii as due diligence and to include any common transaction costs concerning the Lalamilo Reservoir site land exchange transaction for the relocation of a public library.

The Hawaii State Public Library System supported this measure. The 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 S.B. No. 2911, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1932-18 Finance on S.B. No. 3058**

The purpose of this measure is to promote the revitalization and redevelopment of certain public lands that have become dilapidated or obsolete or have deteriorated over time. Specifically, this measure:

- (1) Establishes a ten-year pilot project for the redevelopment of two distinct and separate areas that include the Kanoiehua Industrial Area and the Banyan Drive region of the Island of Hawaii and establishes and implements guidelines for the redevelopment of the Kanoiehua Industrial Area and Banyan Drive region that will:
  - (A) Define the policies for the management of public lands in the designated area;

- (B) Establish a plan for the designated area, including district-wide improvements, that is coordinated with state and county land use and planning policies;
  - (C) Implement asset and property management concepts that can optimize income from the properties and evolve in response to changing principles of property administration; and
  - (D) Make optimal use of public lands for the economic, environmental, and social benefit of the people of Hawaii;
- (2) Appropriates funds for the establishment of the pilot project and associated costs; and
  - (3) Modifies certain public land lease restrictions, terms, and conditions applicable to lessees with limited time remaining on their lease term, including by increasing the period of time during which a lessee may seek renewal of their lease from ten years to twenty years before the end of the term of the original lease.

The Japanese Chamber of Commerce and Industry of Hawaii, Hawaii Association of REALTORS, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, HPM Building Supply, Hawaii Leeward Planning Conference, Hawaii Island Economic Development Board, Association of Apartment Owners Country Club Hawaii, and several concerned individuals testified in support of this measure. The Department of Land and Natural Resources and League of Women Voters of Hawaii testified in opposition to this measure. The Department of the Attorney General, Office of the Mayor of the County of Hawaii, General Contractors Association of Hawaii, McCully Works, Hawaii Regional Council of Carpenters, Pacific Resource Partnership, and a concerned 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. 3058, S.D. 2, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1933-18 Finance on S.B. No. 783**

The purpose of this measure is to assist farmers and encourage greater growth of the State's agricultural industry through expanding the period of applicability of and eligible costs which may be claimed under the Important Agricultural and Qualified Agricultural Cost Tax Credit by:

- (1) Repealing obsolete language that conditions the availability of the Tax Credit upon the repeal, exhaustion, or expiration of a different, unrelated tax credit;
- (2) Expanding the definition of "qualified agricultural costs" eligible for deduction from a taxpayer's net income tax liability 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 requirement that the Department of Agriculture (DOA) cease certifying credits after 2017.

The Hawaii Farm Bureau, Alexander & Baldwin, Inc., and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii testified in support of this measure. The Department of Agriculture, Department of Taxation, Tax Foundation of Hawaii, and a concerned 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. 783, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1934-18 Finance on S.B. No. 1208**

The purpose of this measure is to assist an agricultural enterprise by authorizing the issuance of special purpose revenue bonds not to exceed an unspecified amount to assist Twin Bridge Farms, Inc., in the purchase of agricultural lands to be used for agricultural production.

The Department of Agriculture, Agribusiness Development Corporation, Hawai'i Farm Bureau, and Ulupono Initiative supported this measure. The Department of Budget and Finance 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. 1208, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1935-18 Finance on S.B. No. 2846**

The purpose of this measure is to:

- (1) Provide interim authorization for the transfer of operational authority over portions of the East Kauai irrigation system operated and maintained by the East Kauai Water Users' Cooperative as of July 1, 2018, to the Department of Agriculture (DOA) until the DOA adopts rules and makes a determination that the irrigation system can be appropriately operated and maintained by the Board of Agriculture, as statutorily required to make the transfer permanent;
- (2) Establish and appropriate funds for full-time positions within DOA's Agricultural Resources Management Division (Division) for the East Kauai irrigation system;
- (3) Allow DOA to contract with the East Kauai Water Users' Cooperative to bill and collect fees from irrigation system users and enter into contracts to operate and maintain the irrigation system while the transfer is pending completion;
- (4) Authorize the issuance of general obligation bonds to assist the Division with plans, designs, land acquisition, and equipment to increase state irrigation system capacity statewide; and
- (5) Appropriate funds for the operations and maintenance of the East Kauai irrigation system.

The Mayor of the County of Kauai, East Kauai Water Users' Cooperative, Hawai'i Farm Bureau, Saiva Siddhanta Church, Kalepa Coalition, The Greene Island Farm, Smith's Motor Boat Service, Inc., Kalepa Ulu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Hawaii Cattlemen's Council, Inc., supported this measure. DOA 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. 2846, S.D. 2, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1936-18 Finance on S.B. No. 2337**

The purpose of this measure is to:

- (1) Require that all state and county agency contractors that dispose of liquid or solid waste provide a receipt to the contracting agency that the waste was received and disposed of at a licensed facility or an appropriate farm or construction site before full payment is made for those contractual services;
- (2) Allow for partial payment to be made to all state and county agency contractors that dispose of liquid or solid waste without a receipt and prior to any dumping of waste; and
- (3) Make alteration or falsification of receipts by state and county agency contractors that dispose of liquid or solid waste a misdemeanor offense.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i and Larry Jefts Farms, LLC., supported this measure. The Department of Accounting and General Services, Department of Health, Alexander & Baldwin, and Grace Pacific LLC opposed this measure. The 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 S.B. No. 2337, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10; Ayes with Reservations (Cachola, DeCoite, Kobayashi, Nakamura). Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1937-18 Finance on S.B. No. 2519**

The purpose of this measure is to increase environmental sustainability and diminish the need for landfills by diverting select municipal solid waste to produce compost, animal feed, building materials, and energy. Specifically, this measure authorizes the Agribusiness Development Corporation (ADC) to enter into contracts with private businesses to remove select municipal solid waste from the waste stream for use in other business sectors; provided that the contract benefits agricultural and agriculture-related projects.

Department of Agriculture, Agribusiness Development Corporation, and Hawaii Cattlemen's Council, Inc., supported this measure. The City and County of Honolulu Department of Environmental Services 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. 2519, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 9; Ayes with Reservations (Nakamura). Noes, 1 (Ward). Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1938-18 Finance on S.B. No. 2567**

The purpose of this measure is to:

- (1) Establish a Cesspool Conversion Working Group (Working Group) within the Department of Health (DOH) to develop a comprehensive plan for cesspool conversion statewide by 2050;
- (2) Commission the University of Hawaii (UH) Water Resources Research Center, in cooperation with DOH, to perform a statewide study of sewage contamination in nearshore marine areas; and
- (3) Appropriate funds to DOH to assist the Working Group and UH for the Water Resources Research Center to conduct the study.

The County of Hawaii Department of Environmental Management 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. 2567, S.D. 2, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1939-18 Finance on S.B. No. 2972**

The purpose of this measure is to require the Department of Land and Natural Resources to allocate 10 percent of revenues collected from commercial properties within the Banyan Drive redevelopment area to the Banyan Drive Hawaii Redevelopment Agency (Agency). This measure also appropriates funds to the Agency for conducting environmental impact studies that are necessary to complete the Agency's redevelopment plan for the Banyan Drive redevelopment area and requires matching funds from the County of Hawaii.

The Association of Apartment Owners of Country Club Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawai'i Association of REALTORS, HPM Building Supply, and several individuals testified in support of this measure. The Department of Land and Natural Resources and Mayor of the County of Hawai'i 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. 2972, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1940-18 Finance on S.B. No. 3001**

The purpose of this measure is to authorize the Hawaii Technology Development Corporation to provide grants to certain businesses conducting research and development of alternative energy projects. This measure also appropriates funds for the purpose of providing the grants.

The Chamber of Commerce Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, 350Hawaii.org, and several individuals testified in support of this measure. Hawaii Technology Development Corporation, Navatek, Makai Ocean Engineering, Inc., and Oceanit 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. 3001, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1941-18 Finance on S.B. No. 192**

The purpose of this measure is to amend the descriptions of capital improvement projects related to the Live Stock Feed Mill and Waste Stream Recycling Facility in the General Appropriations Act of 2015, as amended by the Supplemental Appropriations Act of 2016 and the General Appropriations Act of 2017.

For the purposes of the public hearing on this measure, your Committee circulated a proposed H.D. 1 and notified the public that your Committee would be accepting testimony on the proposed H.D. 1 only. The proposed H.D. 1 amended the original draft of this measure by replacing its contents with provisions that:

- (1) Deposit settlement moneys received in 2018 that relate to compliance with the Tobacco Master Settlement Agreement from calendar years 2004 to 2017 into the Emergency and Budget Reserve Fund;
- (2) Repeal the Natural Area Reserve Fund and transfers the unencumbered balance to the general fund; and
- (3) Transfer moneys in the Tobacco Settlement Special Fund that are in excess of the needs of that special fund to the general fund.

Hawaii Cattlemen's Council, Inc. supported the proposed H.D. 1. The Department of Land and Natural Resources, University of Hawai'i, The Nature Conservancy of Hawaii, Sierra Club of Hawai'i, Hawai'i Public Health Institute, Coalition for a Tobacco-Free Hawaii, Kupuna Caucus of the Democratic Party of Hawaii, Hawaii Advocates For Consumer Rights, Surfrider Foundation, League of Women Voters of Hawaii, Healthy Climate Communities, Hawaii's Thousand Friends, Environmental Caucus of the Democratic Party of Hawai'i, Ahahui Malama I Ka Lokahi, Americans for Democratic

Action Hawai'i, and numerous concerned individuals opposed the proposed H.D. 1. The Department of Budget and Finance, Department of Health, American Heart Association, American Cancer Society Cancer Action Network, and a few concerned individuals provided comments on the proposed H.D. 1.

Upon further consideration, your Committee has incorporated the contents of the proposed H.D. 1 and further amended this measure by:

- (1) Restoring the Natural Area Reserve Fund;
- (2) Specifying that moneys in the Tobacco Settlement Special Fund that are in excess of the needs of that special fund are to be used to supplant any losses that result from any discount or reduction taken against regular Master Settlement Agreement payments received by the State between calendar years 2018 and 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 192, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 192, 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, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1942-18 Finance on S.B. No. 508**

The purpose of this measure is to increase the amount of taxes that must be deducted and withheld from the disposition of Hawaii real property by nonresidents from five percent of the amount realized to nine percent of the amount realized.

IMUAlliance supported this measure. The Coalition for Equal Taxation opposed this measure. The Department of Taxation, Tax Foundation of Hawaii, and Rental By Owner Awareness Association provided comments.

Your Committee has amended this measure by:

- (1) Changing the taxes withheld on the amount realized by nonresidents from the disposition of Hawaii real property to an unspecified percent; 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. 508, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 508, 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, 13. Noes, none. Excused, 2 (Fukumoto, Todd).

**SCRep. 1943-18 Finance on S.B. No. 2257**

The purpose of this measure is to provide transparency on the financial effect of proposed state legislation by requiring that revenue estimates and the methodology used for assumptions made in proposed legislation be provided and available to the public.

Ulupono Initiative, Common Cause Hawaii, Civil Beat Law Center for the Public Interest, and two concerned individuals supported this measure. The Department of Taxation and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by removing its preamble 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 S.B. No. 2257, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2257, 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, 13. Noes, none. Excused, 2 (Fukumoto, Todd).

**SCRep. 1944-18 Finance on S.B. No. 2514**

The purpose of this measure is to provide that a person is engaging in business in the State, whether or not the person has a physical presence in the State, for purposes of the general excise tax law if in the current or immediately preceding calendar year the person has \$100,000 or more in gross income or two hundred or more separate transactions from the sale of tangible personal property delivered in the State, services used or consumed in the State, or intangible property used in the State.

The Department of Taxation and Retail Merchants of Hawaii supported this measure. The Department of the Attorney General and Tax Foundation of Hawaii provided comments.

Your Committee has amended this measure by 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 S.B. No. 2514, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2514, 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, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1945-18 Finance on S.B. No. 2890**

The purpose of this measure is to improve the collection of the general excise tax by:

- (1) Establishing that a person with no physical presence in the State shall be considered to be engaged in business in the State if, in the current or immediately preceding calendar year, the person has gross receipts attributable to transactions in the State totaling \$100,000 or more; and
- (2) Clarifying that a person, defined as a "marketplace provider", who sells or assists in the sale of tangible personal property and who provides customer service, processes payments, and controls fulfillment is the seller of the property for general excise tax and use tax purposes.

The Retail Merchants of Hawaii supported this measure. Amazon, CompTIA, NetChoice, Internet Coalition, Technet, and Internet Association opposed this measure. The Department of the Attorney General, Department of Taxation, Tax Foundation of Hawaii, Uber Technologies, Online Merchants Guild, Hanalei Company, The Chamber of Commerce Hawaii, and a concerned individual provided comments.

Your Committee has amended this measure by changing the 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 S.B. No. 2890, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2890, 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, 13; Ayes with Reservations (Tupola). Noes, 1 (Ward). Excused, 1 (Fukumoto).

**SCRep. 1946-18 Judiciary on S.B. No. 2013**

The purpose of this measure is to require the Director of Transportation to adopt rules to allow an individual who has a letter from a licensed primary care provider certifying that a severe disability causes the individual to be homebound to renew a state identification card by means other than an in person appearance.

The Department of Transportation, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and The Drug Policy Forum of Hawai'i 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. 2013, 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. 2013, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Lee, McDermott).

**SCRep. 1947-18 Judiciary on S.B. No. 2619**

The purpose of this measure is to decriminalize certain minor airport offenses under the State's aeronautics laws and any rules or orders issued pursuant thereto, by replacing criminal penalties with civil penalties.

The Department of Transportation, General Aviation Council of Hawaii, Aircraft Owners and Pilots Association, Air Service Hawaii, and Experimental Aircraft Association testified in support of this measure. The Judiciary provided comments.

Your Committee has amended this measure by replacing its contents with the contents of H.B. No. 2590, H.D. 2, a substantially similar measure on which your Committee held a public hearing on March 1, 2018, and recommended for passage. As amended, this measure decriminalizes certain minor airport offenses under the State's aeronautics laws and any rules or orders issued pursuant thereto. However, as amended by your Committee, this measure replaces the criminal penalties with fines and inserts a savings clause.

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. 2619, 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. 2619, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Lee, McDermott).

**SCRep. 1948-18      Judiciary on S.B. No. 2854**

The purpose of this measure is to establish a fine, not to exceed \$100 per violation, for moped owners who fail to comply with moped registration requirements.

The Department of Transportation, Pearl City Neighborhood Board No. 21, and Moped Noise Mitigation Working Group supported this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2050, to further continued 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. 2854, 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. 2854, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Lee, McDermott).

**SCRep. 1949-18      Judiciary on S.B. No. 2783**

The purpose of this measure is to align the Hawaii Public Housing Authority's prohibition on smoking law with the United States Department of Housing and Urban Development's "smoke-free" policy. Specifically, this measure increases, from 20 to 25 feet:

- (1) The smoke-free zone around certain areas and buildings, including administrative office buildings, of the public housing project, elder or elderly housing, or state low-income housing project; and
- (2) The minimum setback for designated smoking areas.

The Hawaii Public Housing Authority, Department of Health, Hawai'i Public Health Institute, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure. Hawaii Smokers Alliance and an individual 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 S.B. No. 2783, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2783, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Lee, McDermott).

**SCRep. 1950-18      Judiciary on S.B. No. 122**

The purpose of this measure is to:

- (1) Provide designated family members and other interested persons with:
  - (A) Notice when an individual with a mental health emergency is subject to admission to a facility, examination, hospitalization, commitment, or assisted community treatment; and
  - (B) The right to be present for the individual's hearings and receive a copy of the hearing transcript or recording unless the court determines otherwise;
- (2) Require a court to adjourn or continue a hearing for failure to timely notify a person entitled to be notified or for failure by the individual to contact an attorney, with certain exceptions; and
- (3) Require the Auditor to conduct an audit of the Adult Mental Health Division of the Department of Health and submit a report to the Legislature.

Hawaii Disability Rights Center, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii Substance Abuse Coalition, and a few individuals testified in support of this measure. The Department of the Attorney General and Department of Health provided comments.

Your Committee has amended this measure by:

- (1) Deleting the requirement that the Auditor conduct an audit of the Adult Mental Health Division of the Department of Health and submit a report to 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 122, 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. 122, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 6. Noes, none. Excused, 2 (Lee, McDermott).

**SCRep. 1951-18      Judiciary on S.B. No. 2087**

The purpose of this measure is to encourage the placement and use of lifesaving emergency rescue devices by providing legal protections under Hawaii's Good Samaritan Law. Specifically, this measure provides civil liability exemptions for:

- (1) Owners or operators of any premises, property, or facility where an automated external defibrillator or rescue tube is located; and
- (2) Any person who in good faith and without remuneration or expectation of remuneration attempts to rescue a person by using a rescue tube.

AED Institute, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Koko Head Lions Club, Palolo Lions Club, Keiki Injury Prevention Coalition, and many individuals testified in support of this measure. The Hawaii Association for Justice and an individual provided comments.

Your Committee has amended this measure by:

- (1) Deleting the civil liability exemption for owners or operators of any premises, property, or facility where an automated external defibrillator is located;
- (2) Clarifying that only owners or operators of any premises, property, or facility adjacent to navigable waters are exempted from civil liability relating to rescue tubes; 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. 2087, 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. 2087, S.D. 2, H.D. 2.

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

**SCRep. 1952-18      Judiciary on S.B. No. 203**

The purpose of this measure is to amend the authorizing statute for the State Council on Mental Health by:

- (1) Specifying that the Council is administratively attached to the Department of Health;
- (2) Including a representative of the Med-QUEST Division in the Council's membership; and
- (3) Amending quorum and voting requirements.

The Department of Health, Department of Human Services, State Council on Mental Health, and a few individuals testified in support of 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 S.B. No. 203, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 203, H.D. 1.

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

**SCRep. 1953-18      Judiciary on S.B. No. 2646**

The purpose of this measure is to reduce the public's access to Schedule II, III, or IV controlled substances by:

- (1) Requiring a prescriber to consult the State's Electronic Prescription Accountability System (System) before prescribing the controlled substance in a quantity equaling a supply of seven days or longer, subject to certain exemptions; and
- (2) Appropriating funds to the Department of Public Safety to improve the functionality and reliability of the System.



The Department of Health, Department of Public Safety, and Hawaii Medical Service Association testified in support of this measure. The Department of Commerce and Consumer Affairs' Regulated Industries Complaints Office, Maui Chamber of Commerce, and Hawaii Substance Abuse Coalition provided comments.

Your Committee has amended this measure by specifying that a prescriber's failure to consult the System, when required, may result in disciplinary action by the appropriate licensing authority, rather than under specific, enumerated prescribers' disciplinary licensing laws.

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. 2646, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2646, S.D. 1, H.D. 3.

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

**SCRep. 1954-18      Judiciary on S.B. No. 134**

The purpose of this measure is to promote positive health practices and protect University of Hawaii students, employees, and visitors from exposure to secondhand smoke and other potentially harmful substances by prohibiting smoking, including the use of electronic smoking devices, and tobacco use on all University of Hawaii premises.

The Department of Health, University of Hawaii Student Health Advisory Council, Breathe Aloha Club at University of Hawaii at Manoa, American Cancer Society Cancer Action Network, Hawai'i Public Health Institute Coalition for a Tobacco-Free Hawai'i, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and numerous concerned individuals submitted testimony in support of this measure. The University of Hawaii Professional Assembly and United Public Workers, AFSCME, Local 646, AFL-CIO submitted testimony in opposition to this measure. The University of Hawai'i, American Heart Association, and one 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 134, 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. 134, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 7; Ayes with Reservations (McDermott). Noes, none. Excused, 1 (Lee).

**SCRep. 1955-18      Judiciary on S.B. No. 270**

The purpose of this measure is to protect the physical and psychological well-being of minors, including lesbian, gay, bisexual, and transgender youth, from exposure to serious harms caused by sexual orientation change efforts. Specifically, this measure prohibits persons who are licensed to provide professional counseling in the State from engaging in, attempting to engage in, or advertising the offering of sexual orientation change efforts on minors.

The Board of Psychology, Human Rights Campaign, Kupuna Caucus of the Democratic Party of Hawaii, Hawaii Advocates For Consumer Rights, Hawaii Youth Services Network, Planned Parenthood Votes Northwest and Hawaii, Planned Parenthood Generation Action, LGBT Caucus of the Democratic Party of Hawai'i, Rainbow Family 808, IMUAlliance, Hawaii State Teachers Association, Mental Health America of Hawaii, National Center for Lesbian Rights, Hawaii Children's Action Network, Hawai'i Psychological Association, Hawaii Counselors Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and numerous individuals testified in support of this measure.

The Hawaii Catholic Conference for the Roman Catholic Church in the State of Hawaii, Hawaii Family Forum, and many individuals testified in opposition.

The Lieutenant Governor, Department of the Attorney General, Department of Health, American Civil Liberties Union of Hawai'i, and three individuals provided comments.

Your Committee has amended this measure by:

- (1) Deleting its purpose section;
- (2) Establishing the Sexual Orientation Counseling Task Force within the Department of Health to address the concerns of minors seeking counseling on sexual orientation, gender identity, gender expressions, and related behaviors; and
- (3) 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. 270, 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. 270, S.D. 1, H.D. 2.

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

**SCRep. 1956-18     Judiciary 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:

- (1) Amending quorum and voting requirements; and
- (2) Specifying that the Boards shall be administratively attached to the Department of Health.

The Department of Health, Department of Human Services, and two individuals testified in support of this measure.

Your Committee has amended this measure by changing 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 202, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 202, H.D. 1.

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

**SCRep. 1957-18     Judiciary on S.B. No. 901**

The purpose of this measure is to simplify and expedite the Hawaii Aerospace Advisory Committee member appointment process by deleting the requirement that the Governor appoint members representing the county economic development boards and University of Hawaii to the Committee and instead allowing those members to be selected by the entity that they are to represent on the Committee.

The Department of Business, Economic Development and Tourism 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. 901, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 901, H.D. 1.

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

**SCRep. 1958-18     Finance on S.B. No. 872**

The purpose of this measure is to:

- (1) Authorize the Hawaii State Ethics Commission (Commission) to employ or retain its own attorneys; and
- (2) Clarify that an attorney of the Commission is not a Deputy Attorney General.

The Commission 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 872, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 872, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Fukumoto).

**SCRep. 1959-18     Finance on S.B. No. 2740**

The purpose of this measure is to satisfy several claims against the State, its officers, or its employees.

The Department of the Attorney General provided comments on this measure.

Your Committee has amended this measure by:

- (1) Appropriating \$20,212.30 in general funds for a settlement in the claim of Sandra Lee Atkinson, Civil No. 13-00663 LEK-KSC, USDC;
- (2) Appropriating \$45,000 out of the state highway fund for a settlement in the case of Amina v. State of Hawaii, et. al., Civil No. 16-1-1080-06, First Circuit;

- (3) Changing the 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 S.B. No. 2740, 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. 2740, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 1960-18 Finance on S.B. No. 2581**

The purpose of this measure is to continue to honor and remember the legacy and deeds of King Kamehameha, the King who unified the Hawaiian Islands, through the work of the King Kamehameha Celebration Commission (Commission) by expanding the membership of the Commission and addressing the governance of the Commission. Specifically, this measure:

- (1) Adds the Daughters of Hawaii and one member from Lanai to the Commission;
- (2) Increases the number of members on the Commission from thirteen to fifteen to account for these additions to the Commission; and
- (3) Establishes the position of Executive Director of the Commission, who shall be appointed by the Commission.

The King Kamehameha Celebration Commission, Association of Hawaiian Civic Clubs, Hawaiian Civic Club of Honolulu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and one concerned individual supported this measure.

Your Committee has amended this measure by 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 S.B. No. 2581, 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. 2581, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1961-18 Finance on S.B. No. 2714**

The purpose of this measure is to exclude the weight of disability access modifications made to non-commercial vehicles from the determination of the vehicle's net weight for purposes of levying the state and county motor vehicle weight tax.

The Department of Transportation, Disability and Communication Access Board, and two individuals supported this measure. The Tax Foundation of Hawaii provided comments on this measure.

Your Committee has amended this measure by:

- (1) Deleting its purpose section; 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. 2714, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2714, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 1962-18 Finance on S.B. No. 2100**

The purpose of this measure is to update the renewable energy technologies income tax credit by, among other things:

- (1) Eliminating the term "renewable energy technology system" and amending the language of the tax credit to focus on solar energy systems, wind energy systems, and energy storage systems;
- (2) Authorizing a tax credit for energy storage systems; and
- (3) Reducing the amount of the tax credit that may be claimed for solar energy systems used primarily to generate electricity, based on when the solar energy system is first placed into service.

The Alliance for Solar Choice, Energy Research Systems, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Sierra Club of Hawai'i submitted testimony in support of this measure. Hawai'i Gas, Hawaii Teamsters and Allied Workers, Local 996, and Land Use

Research Foundation of Hawaii submitted testimony in opposition to this measure. The Department of Business, Economic Development and Tourism, Department of Taxation, Tax Foundation of Hawaii, Distributed Energy Resources Council of Hawaii, Tesla Inc., Blue Planet Foundation, NRG Renew, LLC, Ulupono Initiative, and Hawaii Solar Energy Association submitted comments.

Your Committee has amended this measure by:

- (1) Changing all tax credit amounts for solar energy systems, wind energy systems, and energy storage systems to an unspecified amount; 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2100, 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. 2100, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (DeCoite, Fukumoto, Tupola).

**SCRep. 1963-18 Finance on S.B. No. 2334**

The purpose of this measure is to prepare the State of Hawaii for the impacts of climate change by requiring:

- (1) The State and counties to incorporate predictions of sea level rise and other climate change hazards and mitigation opportunities into certain plans, strategies, and floodplain mapping; and
- (2) The Public Utilities Commission to:
  - (A) Consider the findings in the "Hawaii Sea Level Rise Vulnerability and Adaptation Report" in all of its actions; and
  - (B) Avoid critical electrical infrastructure projects in areas of higher risk.

The Office of Hawaiian Affairs, Sierra Club of Hawai'i, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure. The Public Utilities Commission, Office of Planning, Department of Land and Natural Resources, and Office of Climate Change, Sustainability and Resiliency of the City and County of Honolulu provided comments.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2030, 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2334, 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. 2334, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (DeCoite, Fukumoto, Tupola).

**SCRep. 1964-18 Finance on S.B. No. 2910**

The purpose of this measure is to financially assist state agencies in achieving energy efficiency and hence electric grid resiliency in preparation for events of natural disasters and other emergencies by:

- (1) Providing state agencies access to the Hawaii Green Energy Infrastructure Loan Program;
- (2) Allowing Hawaii Green Infrastructure Special Fund monies to be used for loans for any energy-efficiency measures rather than only those related to heat abatement in public schools;
- (3) Creating a \$50,000,000 revolving line of credit sub-fund within the Green Energy Market Securitization Fund reserved for state agencies to obtain low-cost financing to install energy efficiency measures for fiscal year 2018-2019 and subsequently from the Green Infrastructure Loan Program;
- (4) Appropriating \$50,000,000 from the Hawaii Green Infrastructure Special Fund for financing the installation costs for energy-efficiency lighting and other energy efficiency measures for state agencies or departments;
- (5) As a condition for eligibility for the Hawaii Green Infrastructure Loan Program, requiring state agencies and departments to meet with the Public Benefits Fee Administrator at all phases of an energy-efficiency project, to ensure energy efficiency is maximized and coordinate with the Hawaii Green Infrastructure Authority on fiscal matters;
- (6) Establishing a Grid Resiliency Task Force (Task Force) to analyze grid resiliency incentive programs, identify critical infrastructure together with funding and priority recommendations, and report to the Legislature on its activities and recommendations;

- (7) Establishing the Grid Resiliency Loan Program and the Grid Resiliency Loan Special Fund to adopt or modify the recommendations of the Task Force and fund loans for eligible resiliency facilities, respectively;
- (8) Requiring the public benefit fees to also be used to support grid resiliency and allocating a portion of the fees to the Grid Resiliency Loan Special Fund to address critical infrastructure priorities;
- (9) In advancing the public interest, requiring the Public Utilities Commission (PUC) to consider maintenance and grid resiliency enhancement;
- (10) Mandating the PUC to require electric public utilities to incorporate a grid resiliency plan into the utility's integrated resource and grid modernization planning; and
- (11) Appropriating \$20,000,000 from the Green Infrastructure Special Fund into the Grid Resiliency Loan Special Fund.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, The Alliance for Solar Choice, Hawaii Solar Energy Association, and Ulupono Initiative supported this measure. The Hawaiian Electric Company, Inc., Maui Electric Company, and Hawai'i Electric Light Company opposed this measure. The Department of Business, Economic Development, and Tourism, Department of Commerce and Consumer Affairs, Department of Budget and Finance, Public Utilities Commission, Hawaii Green Infrastructure Authority, Tax Foundation of Hawaii, and Hawaii Energy Policy Forum 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. 2910, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1965-18 Finance on S.B. No. 2939**

The purpose of this measure is to change the regulatory compact for electric utilities to promote decisions and strategies that maximize public benefit, reduce ratepayer risks, and meet Hawaii's energy goals by requiring the Public Utilities Commission to establish performance incentives and penalty mechanisms that directly tie an electric utility's revenues to the utility's achievement on performance metrics and break the direct link between allowed revenues and investment levels.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, 350Hawaii.org, Organizing for Action, Sierra Club of Hawai'i, Hawaii Solar Energy Association, Blue Planet Foundation, and numerous concerned individuals testified in support of this measure. The Hawaiian Electric Company, Inc., Maui Electric Company, Ltd., and Hawaii Electric Light Company, Inc. testified in opposition to this measure. The Public Utilities Commission, Department of Commerce and Consumer Affairs, and International Brotherhood of Electrical Workers Local Union 1260, 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. 2939, S.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1966-18 Finance on S.B. No. 2571**

The purpose of this measure is to preserve marine ecosystems, including coral reefs by:

- (1) Beginning July 1, 2021, banning the sale, offer for sale, and distribution in the State of any sunscreen containing oxybenzone or octinoxate without a prescription from a licensed healthcare provider; and
- (2) Prohibiting the counties from enacting an ordinance or regulatory restriction to prohibit the sale, use, labeling, packaging, handling, distribution, or advertisement of sunscreens containing oxybenzone or octinoxate, or both, prior to July 1, 2021.

The Office of Hawaiian Affairs, two Hawaii County Council Members, Kokua Hawaii Foundation, Surfrider Foundation, Kokua Sun Care, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Sierra Student Coalition, Friends of Hanaua Bay, Sustainable Coastlines Hawaii, The Garden Club of Honolulu, LOST FISH Coalition, Hawaii Fishing and Boating Association, Big Island Divers, Ban Toxic Sunscreens, Napili Bay and Beach Foundation, Greener Hawaii, 808 Cleanups, Good Swell, Inc., Surfrider Foundation Kauai Chapter, Humane Society of the United States, Humane Society International, Kahaluu Beach Reef Teach, For the Fishes, and numerous concerned individuals supported this measure.

The Chamber of Commerce Hawaii, Hawaii Skin Cancer Coalition, Consumer Healthcare Products Association, Hawaii Medical Association, American Chemistry Council, Hawaii Food Industry Association, and ABC Stores opposed this measure.

The Department of Land and Natural Resources, Hawaii Reef and Ocean Coalition, Volcano Community Action Network, Bayer, Student Ohana for Sustainability, and a few concerned individuals provided comments.

Your Committee has amended this measure by:

- (1) Changing the date of the prohibition on the sale and distribution of sunscreen containing oxybenzone or octinoxate to July 1, 2019;

- (2) Changing the date until which the counties are prohibited from enacting an ordinance or regulatory restriction to prohibit the sale, use, labeling, packaging, handling, distribution, or advertisement of sunscreens containing oxybenzone or octinoxate, or both, to July 1, 2019;
- (3) Appropriating \$200,000 to the Department of Land and Natural Resources for outreach and education on the prohibition and environmental impacts of sunscreen containing oxybenzone and octinoxate;
- (4) Changing the effective date to July 1, 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2571, 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. 2571, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1967-18 Finance on S.B. No. 3077**

The purpose of this measure is to further the State's efforts in achieving its clean energy goals by:

- (1) Temporarily expanding the definition of "renewable feedstocks" that qualify for the Renewable Fuels Production Tax Credit (Tax Credit) to include logs, wood chips, wood pellets, wood bark, and other renewable organic materials;
- (2) Temporarily reducing the minimum production requirement to qualify for the Tax Credit from 15,000,000,000 British thermal units to 2,500,000,000 British thermal units;
- (3) Temporarily increasing the annual Tax Credit cap from \$3,000,000 to \$3,500,000;
- (4) Making the original Tax Credit permanent; and
- (5) Establishing within the Department of Business, Economic Development and Tourism the position of Renewable Fuel Facilitator.

Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawai'i Gas, Honua Ola Bioenergy LLC, and many individuals testified in support of this measure. The Department of Business, Economic Development and Tourism, Department of Taxation, Tax Foundation of Hawaii, and Hawaii BioEconomy Trade Organization provided comments.

Your Committee has amended this measure by:

- (1) Changing the annual cap of the Tax Credit 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 S.B. No. 3077, S.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 3077, S.D. 2, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1968-18 Finance on S.B. No. 2239**

The purpose of this measure is to financially assist public school students with the costs of college admission tests by appropriating funds to the Department of Education for the payment of SAT or ACT registration fees. Students in the twelfth grade and public charter school students in the eleventh or twelfth grades, who have not previously taken the SAT or ACT, are eligible.

The State Public Charter School Commission and two concerned individuals supported this measure. The Department of Education and a concerned individual opposed this measure.

Your Committee has amended this measure by:

- (1) Specifying the sum of one dollar as the appropriation amount; and
- (2) Making technical, nonsubstantive amendments for 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 S.B. No. 2239, S.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2239, S.D. 2, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 1969-18 Finance on S.B. No. 2576**

The purpose of this measure is to ensure the safety of students, teachers, and school staff by:

- (1) Requiring all Department of Education classroom doors to be equipped with interior locks and appropriating funds for this purpose; and
- (2) Authorizing the Department of Education to establish an emergency management plan for all schools to prepare for and respond to an emergency or a disaster.

Many concerned individuals supported this measure. Department of Education and American Heart Association 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. 2576, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1970-18 Finance on S.B. No. 2928**

The purpose of this measure is to support and sustain the progress of the Department of Education's Hawaii Farm to School Program by establishing a three-year Farm to School Grant Pilot Program (Pilot Program) within the Department of Agriculture (DOA). Specifically, this measure:

- (1) Establishes the Pilot Program and requires DOA to collaborate with the Department of Education, Department of Health, public charter schools, University of Hawaii College of Tropical Agriculture and Human Resources, and other stakeholders to provide grants to:
  - (A) Public schools;
  - (B) Publicly-funded early care and education centers;
  - (C) Nonprofit organizations;
  - (D) Soil and water conservation districts; and
  - (E) Farmers, ranchers, and food vendors registered with the Hawaii Farm to School Program;
- (2) Requires DOA to adopt rules to implement the Pilot Program;
- (3) Requires the Hawaii Farm to School Coordinator to submit a report on the value and outcome of the Pilot Program to the Legislature prior to the Regular Session of 2021; and
- (4) Appropriates funds:
  - (A) For the Pilot Program;
  - (B) For a full-time Farm to School Coordinator position and administrative expenses for the Hawaii Farm to School Program; and
  - (C) To assist farmers and ranchers in acquiring good agricultural practices certifications from the United States Department of Agriculture.

The State Public Charter School Commission, State Procurement Office, Kamehameha Schools, Hawai'i Pacific Health, Heritage Ranch, Inc. dba One Island, Birds With Arms Farms, Malama O Puna, Tiny 'Aina Farm, Ka Ohana O Na Pua, Blue Zones Project, Kōkua Hawai'i Foundation, Maui School Garden Network, Hawaii Cattlemen's Council, Inc., Education Caucus of the Democratic Party of Hawaii, Ulupono Initiative, Hawaii Primary Care Association, Hawai'i Farm to School Hui, American Heart Association, Local Food Coalition, Hawaii State Teachers Association, Hawaii Farmers Union United, and many individuals supported this measure. The Department of Agriculture, Department of Education, Department of Health, and University of Hawaii offered comments on this measure.

Your Committee has amended this measure by:

- (1) Deleting its findings and purpose section; 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. 2928, S.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2928, S.D. 2, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Kobayashi). Noes, none. Excused, 1 (Tupola).

**SCRep. 1971-18 Finance on S.B. No. 2074**

The purpose of this measure is to extend the period of time during which the Department of Agriculture may certify important agricultural land qualified agricultural cost tax credits to 2028.

The Department of Agriculture, Department of Planning and Permitting of the City and County of Honolulu, Hawai'i Farm Bureau, Alexander & Baldwin, Inc., Land Use Research Foundation of Hawaii, Maui County Farm Bureau, Hawaii Cattlemen's Council, Inc., Hawaii Crop Improvement Association, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and many individuals testified in support of this measure. The Department of Taxation, Tax Foundation of Hawaii, and an individual provided comments.

Your Committee has amended this measure by:

- (1) Deleting 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. 2074, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2074, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1972-18 Finance on S.B. No. 2346**

The purpose of this measure is to:

- (1) Establish an address confidentiality program within the Department of the Attorney General to help survivors of domestic abuse, sexual offenses, or stalking relocate and keep their actual address confidential; and
- (2) Appropriate funds to the Department of the Attorney General for the implementation and operation of the address confidentiality program.

The Hawai'i State Democratic Women's Caucus, Hawaii Women Lawyers, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Planned Parenthood Votes Northwest and Hawaii, American Association of University Women in Hawaii, Parents And Children Together, and a few individuals supported this measure. The Department of the Attorney General, Department of Taxation, Hawai'i State Commission on the Status of Women, Hawaii State Coalition Against Domestic Violence, The Sex Abuse Treatment Center, Hawaii Women's Coalition, and Domestic Violence Action Center provided comments.

Your Committee has amended this measure by:

- (1) Deleting its preamble sections; 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. 2346, S.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2346, S.D. 2, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 10. Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1973-18 Finance on S.B. No. 2705**

The purpose of this measure is to assist the State and county governments in undertaking certain capital improvement projects in a more cost-effective and efficient manner by:

- (1) Establishing the Office of Public-Private Partnership within the Department of Accounting and General Services (DAGS) and placing statutory language establishing the Office, duties of the Office, and annual reporting requirements of the Office within the Hawaii Public Procurement Code;
- (2) Allowing the Comptroller to appoint a civil service exempt public-private partnership coordinator to administer the Office of Public-Private Partnership;
- (3) Adding specific public-private partnership delivery methods to the Hawaii Public Procurement Code, including related conditions and requirements;
- (4) Requiring, as part of the public-private partnership procurement process:
  - (A) The Governor, in the case of a State project, or the Mayor, in the case of a county project, to provide initial approval of a recommendation from the head of the purchasing agency to proceed with a public-private partnership; and



- (B) The Director of Budget and Finance and the Comptroller, in the case of a State project, or the Mayor, in the case of a county project, to provide final approval of a recommendation from the head of the purchasing agency to execute a public-private partnership;
- (5) Specifying responsible persons designated to attend meetings and otherwise staying apprised of important events and decisions related to a public-private partnership after initial approval, and in anticipation of final approval, of a public-private partnership;
- (6) Requiring, if an operational phase is part of the project delivery, the use of public worker union positions customarily and historically used for such an operation; and
- (7) Appropriating funds for establishing the Office of Public-Private Partnership and filling the State Public-Private Partnership Coordinator position and one additional position within DAGS.

The Office of Planning and an individual supported this measure. Ohana Ho'opakele, Hawai'i Friends of Restorative Justice, Americans for Democratic Action Hawaii, Common Cause Hawaii, The Drug Policy Forum of Hawaii, Life of the Land, Young Progressives Demanding Action-Hawaii, Community Alliance on Prisons, IMUAlliance, Hawaii Justice Coalition, and many concerned individuals opposed this measure. The Office of the Governor, State Procurement Office, DAGS, Department of Land and Natural Resources, Department of Business, Economic Development and Tourism, Department of Transportation, Hawaii Public Housing Authority, American Civil Liberties Union of Hawai'i, The Chamber of Commerce Hawaii, Building Industry Association of Hawaii, Ulupono Initiative, United Public Workers, AFSCME, Local 646, AFL-CIO, and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO provided comments.

Your Committee has amended this measure by:

- (1) Deleting language specifying responsible persons designated to attend meetings and otherwise staying apprised of important events and decisions related to a public-private partnership after initial approval, and in anticipation of final approval, of a public-private partnership;
- (2) Deleting language requiring the Director of Budget and Finance and the Comptroller, in the case of a State project, or the Mayor, in the case of a county project, to provide final approval of a recommendation from the head of the purchasing agency to execute a public-private partnership; 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. 2705, 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. 2705, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Cachola). Noes, none. Excused, 1 (Tupola).

**SCRep. 1974-18 Finance on S.B. No. 48**

The purpose of this measure, as received, is to support the Hawaii Technology Development Corporation (HTDC) by:

- (1) Appropriating funds for HTDC to continue providing incubation services for businesses in the State; and
- (2) Requesting the Department of Accounting and General Services (DAGS) to locate a new site to which HTDC may relocate; and
- (3) Requiring the University of Hawaii and DAGS to work with the HTDC in its relocation and transition to its new site.

For the purpose of facilitating public input, your Committee circulated a proposed draft of S.B. 48, S.D. 3, H.D. 2 (Proposed Draft) prior to holding a public hearing on April 3, 2018, on this measure. The purpose of the Proposed Draft is to:

- (1) Create the Hawaii Innovation and Technology Research Corporation on July 1, 2020;
- (2) Transfer the rights, powers, functions, duties, and employees of HTDC and the Hawaii Strategic Development Corporation (HSDC) to the Hawaii Innovation and Technology Research Corporation on July 1, 2020;
- (3) Appropriate \$370,410 for the fiscal year beginning July 1, 2018, to HTDC to convert permanent and temporary positions from special funds to general funds; and
- (4) Appropriate \$123,446, for the fiscal year beginning July 1, 2018, to HTDC for other current expenses.

Oceanit supported the measure. Spectrum Photonics, Hawaiian Chip Company, Kampachi Farms, LLC, Honolulu Beerworks, Waikiki Brewing Company, 3D Innovations, Makai Ocean Engineering, Inc., GVS Accelerator, Diamond Bakery Co., Ltd, Kaua'i Island Brewing Company, Hawaiian Craft Brewers Guild, Kauai Beer Company, Kohola Brewery, Hawaii Food Manufacturers Association, and Big Island Brewhaus LLC opposed this measure. The Department of Business, Economic Development and Tourism, Hawaii Strategic Development Corporation, Hawaii Technology Development Corporation, Maui Wine, Ltd., the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and GTA Development Fund and a few individuals offered comments on this measure.

Upon careful consideration, your Committee has amended this measure by adopting the language contained in the Proposed Draft and further amending the Proposed Draft by:

- (1) Making conforming amendments to:
  - (A) Clarify that the powers transferred from HTDC and HSDC to the Hawaii Innovation and Technology Research Corporation include the authorization to issue grants;
  - (B) Clarify that the grants issued by the Hawaii Innovation and Technology Research Corporation, pursuant to its powers transferred from HTDC and HSDC, are not subject to general excise tax; and
  - (C) Replace the reference to HTDC in section 171-2(11), Hawaii Revised Statutes, with a reference to the Hawaii Innovation and Technology Research Corporation; 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. 48, S.D. 3, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 48, S.D. 3, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Holt, Todd).

**SCRep. 1975-18 Finance on S.B. No. 2903**

The purpose of this measure is to continue to support Hawaii's manufacturing industry by appropriating funds to the Hawaii Technology Development Corporation to continue their manufacturing development program, as well as for the operations and administration of the program.

The Chamber of Commerce Hawaii, Hawaii Food Industry Association, Maui Chamber of Commerce, Meadow Gold Dairies, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, KYD, Inc., Kona Brewing Co., and Makai Ocean Engineering, Inc. testified in support of this measure. The Hawaii Technology Development Corporation provided comments.

Your Committee has amended this measure by:

- (1) Deleting 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. 2903, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2903, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Holt, Todd).

**SCRep. 1976-18 Finance on S.B. No. 2653**

The purpose of this measure is to establish a process and requirements for licensure by endorsement for physicians, surgeons, and osteopathic physicians who are licensed in another jurisdiction to practice in Hawaii. Additionally, this measure appropriates funds from the Compliance Resolution Fund for the Department of Commerce and Consumer Affairs to implement the new licensure by endorsement requirements.

The Department of Health, Hawaii Health Systems Corporation Corporate Board of Directors, Hawaii Primary Care Association, Hawaii Substance Abuse Coalition, Hawai'i Pacific Health, The Queen's Health Systems, Healthcare Association of Hawaii, Hawaii Medical Association, Hilo Medical Center, Community First, and a concerned individual supported this measure. The Hawaii Medical Board provided comments.

Your Committee has amended this measure by:

- (1) Deleting its 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. 2653, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2653, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 12; Ayes with Reservations (Cachola). Noes, none. Excused, 3 (Fukumoto, Holt, Todd).

**SCRep. 1977-18 Finance on S.B. No. 2773**

The purpose of this measure is to protect consumers in Hawaii by establishing a regulatory structure for third party administrators of insurance contracts, which:

- (1) Requires disclosure of contracts between insurers and third party administrators to potential insureds and the Insurance Commissioner;
- (2) Promotes the financial responsibility of third party administrators;
- (3) Regulates third party administrators' practices; and
- (4) Governs the qualifications and procedures for the licensing of third party administrators.

The Insurance Division of the Department of Commerce and Consumer Affairs and Hawaii-Western Management Group 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. 2773, S.D. 2, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Holt, Todd).

**SCRep. 1978-18 Finance on S.B. No. 2643**

The purpose of this measure is to require insurers to provide privacy notices to all continuing customers on a biennial basis rather than an annual basis.

The National Association of Mutual Insurance Companies and American Council of Life Insurers opposed this measure. The Hawaii Medical Service Association 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 S.B. No. 2643, 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. 2643, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Holt, Todd).

**SCRep. 1979-18 Finance on S.B. No. 535**

The purpose of this measure is to require health insurers in the State to provide a minimum benefit of \$1,500 for a reasonably medically necessary hearing aid for each of a member's or beneficiary's hearing-impaired ears every thirty-six months.

The Disability and Communication Access Board, Aloha State Association of the Deaf, and four concerned individuals testified in support of this measure. The Hawaii Medical Service Association opposed this measure. The Department of Commerce and Consumer Affairs, Hawaii Employer Union Health Benefits Trust Fund staff, and Kaiser Permanente Hawaii provided comments.

Your Committee has amended this measure by:

- (1) Deleting its purpose section;
- (2) Changing the minimum benefit amount for a reasonably medically necessary hearing aid per hearing-impaired ear every thirty-six months from \$1,500 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. 535, S.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 535, S.D. 2, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 1980-18 Finance on S.B. No. 2298**

The purpose of this measure is to incentivize volunteer preceptors who offer professional instruction, training, and supervision to students and residents seeking careers as healthcare providers by:

- (1) Providing a tax credit to volunteer preceptors; and

- (2) Establishing a Preceptor Credit Assurance Committee to develop and implement the allocation and distribution of certifications for the tax credit.

The University of Hawaii System, Board of Nursing, Daniel K. Inouye College of Pharmacy at the University of Hawaii at Hilo, Board of Pharmacy, American Nurses Association in Hawaii, Waianae Coast Comprehensive Health Center, Straub Medical Center, Hawaii Pacific Health, Hawaii Chapter of the American Physical Therapy Association, Hawaii Medical Association, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, Kapiolani Community College Physical Therapist Assistant Program, and numerous concerned individuals supported this measure. The Office of Information Practices, Department of Health, Department of Taxation, Board of Psychology, Hawaii State Center for Nursing, Hawaii Primary Care Association, Tax Foundation of Hawaii, and three individuals provided comments.

Your Committee has amended this measure by:

- (1) Changing the maximum amount of the tax credit that a taxpayer may claim for each rotation from \$1,000 to an unspecified amount;
- (2) Changing the maximum amount of the tax credit that a taxpayer may claim for a taxable year from \$5,000 to an unspecified amount;
- (3) Changing the maximum amount of tax credits that the Preceptor Credit Assurance Committee may certify in a taxable year from \$2,000,000 to an unspecified amount;
- (4) Amending the composition of the Preceptor Credit Assurance Committee; 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 S.B. No. 2298, 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. 2298, S.D. 2, H.D. 3.

Signed by the Chair on behalf of the Committee.  
Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 1981-18 Finance on S.B. No. 287**

The purpose of this measure, as received by your Committee, is to require health insurers, mutual benefit societies and health maintenance organizations that require medical treatment or service preauthorization to disclose their preauthorization policies on their websites in a manner that is prominently displayed and accessible to the public.

Hawaii Medical Association, Hawaii Radiological Society, and Hawaii Chapter of the American Physical Therapy Association supported this measure. AlohaCare and Hawaii Medical Service Association opposed this measure. The Department of Commerce and Consumer Affairs and Department of Human Services offered comments on this measure.

For the purpose of facilitating public input, your Committee circulated a proposed draft of S.B.287 S.D.1, H.D. 2 (Proposed Draft) prior to holding a public hearing on April 3, 2018, on this measure. The purpose of the Proposed Draft is to promote the timeliness and transparency of medical treatment and service preauthorization decisions made by health insurers by:

- (1) Prohibiting an insurer from requiring a preauthorization for a medical treatment or service that causes undue delay in the patient's receipt of the treatment or service;
- (2) Exempting a licensed health care provider from civil liability for patient injuries caused by an insurer's undue delay in responding to a request for a medical treatment or service preauthorization; and
- (3) Requiring each insurer that requires a medical treatment or service preauthorization to disclose its preauthorization policies and procedures on its public website in a manner that is prominently displayed and accessible to the public.

Upon careful consideration, your Committee has amended this measure by adopting the language contained in the Proposed Draft. Your Committee further amended the Proposed Draft by making technical, nonsubstantive amendments for 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 S.B. No. 287, 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. 287, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Holt, Todd).

**SCRep. 1982-18 Finance on S.B. No. 2654**

The purpose of this measure is to protect public health by decreasing the consumption of electronic smoking devices, also known as e-cigarettes, and other tobacco products. Specifically, this measure:

- (1) Prohibits the shipment of tobacco products, including electronic smoking devices, for sale to anyone other than a licensee;

- (2) Prohibits the transport of tobacco products ordered through remote sale to anyone other than a licensee and the purchase, use, or possession of tobacco products for which state taxes have not been paid by any person;
- (3) Amends the definition of "tobacco products" as used in the Cigarette Tax and Tobacco Tax Law to include "e-liquid";
- (4) Increases the license fees for wholesalers or dealers of cigarettes and tobacco products;
- (5) Increases the fees for retail tobacco permits; and
- (6) Increases, by an unspecified amount, the excise tax on:
  - (A) Each cigarette or little cigar sold, used, or possessed by a wholesaler or dealer; and
  - (B) The wholesale price of each article or item of tobacco products, other than large cigars, sold by a wholesaler or dealer.

The Department of Health, Coalition for a Tobacco-Free Hawai'i, Keiki Injury Prevention Coalition, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaii COPD Coalition, Kapi'olani Smokefree Families, and numerous individuals testified in support of this measure. VOLCANO Fine Electronic Cigarettes, PCG Enterprises LLC, Smokeless Hawaii Enterprises, Irie Hawaii, Kauai Cigar Company, Hawaii Cigar Association, Eciggity, Retail Merchants of Hawaii, Hawaii Smokers Alliance, and numerous individuals opposed this measure. The Department of Taxation, American Heart Association, and Tax Foundation of Hawaii provided comments on this measure.

Your Committee has amended this measure by:

- (1) Establishing an electronic smoking device retailer registration unit within the Department of the Attorney General to regulate businesses that sell electronic smoking devices;
- (2) Requiring cigarette and tobacco products retailers to display or store these products in a certain way;
- (3) Amending applicable Penal Code provisions relating to the prohibition on selling electronic smoking devices to people under the age of twenty-one;
- (4) Specifying that the regulation of electronic smoking devices, cigarettes, and tobacco products are a matter that is of statewide concern;
- (5) Including provisions related to the delivery and sale of electronic smoking devices to purchasers within the State; 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2654, 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. 2654, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 11; Ayes with Reservations (Ward). Noes, 1 (Tupola). Excused, 3 (Fukumoto, Holt, Todd).

**SCRep. 1983-18 Finance on S.B. No. 2497**

The purpose of this measure is to encourage landlords to rent to tenants who participate in the Section 8 Housing Choice Voucher Program by:

- (1) Requiring the Hawaii Public Housing Authority to establish a program that offers dwelling insurance policies to landlords that rent their property to tenants who participate in the Section 8 Housing Choice Voucher Program;
- (2) Requiring the Hawaii Public Housing Authority to submit a report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2019; and
- (3) Making an appropriation for the establishment of the dwelling insurance program.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i and Young Progressives Demanding Action - Hawai'i supported this measure. The Hawaii Public Housing Authority offered comments on this measure.

Your Committee has amended this measure by:

- (1) Deleting its 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. 2497, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2497, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 1 (Tupola).

**SCRep. 1984-18 Finance on S.B. No. 2401**

The purpose of this measure is to support efforts to reduce homelessness by:

- (1) Establishing a three-year housing homeless children pilot program (pilot program) within the Hawaii Public Housing Authority to assist families with minors who are experiencing, or who are at imminent risk of, homelessness due to domestic violence; and
- (2) Appropriating funds to the Hawaii Public Housing Authority, Department of Human Services, and Department of Health to support their initiatives to address homelessness in the State.

PHOCUSED, Hawai'i Appleseed Center for Law & Economic Justice, IMUAlliance, YWCA O'ahu, Ali'i Pauahi Hawaiian Civic Club, Hawaii Substance Abuse Coalition, The Institute for Human Services, Inc., Project Vision Hawaii, Family Life Center, Inc., Action with Aloha LLC, The Drug Policy Forum of Hawai'i, ALEA Bridge, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Domestic Violence Action Center, Residential Youth Services and Empowerment, and many individuals testified in support of this measure. The Governor's Coordinator on Homelessness, Department of Health, Department of Human Services, Hawaii Public Housing Authority, State Procurement Office, Catholic Charities Hawai'i, Partners in Care, League of Women Voters of Hawaii, Aloha United Way, Hawaii Youth Services Network, Hawaii Kai Homeless Task Force, and The Queen's Health Systems 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. 2401, 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, 6 (Cachola, Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1985-18 Finance on S.B. No. 2293**

The purpose of this measure is to maintain the current stock of affordable housing on Maui by authorizing the Hawaii Housing Finance and Development Corporation (HHFDC) to negotiate with the owners of the Front Street Apartments to keep the dwelling units affordable, purchase the property, or acquire the property through the State's exercise of its power of eminent domain.

The Mayor of the County of Maui, Chair of the Maui County Council, Front Street Apartment Tenants Group, International Longshore and Warehouse Union Local 142, West Maui Taxpayers Association, Lahaina Town Action Committee, Waiola Church, UCC, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, St. Elizabeth's Episcopal Church, and many concerned individuals supported this measure. The Front Street Affordable Housing Partners opposed this measure. The Hawaii Housing Finance and Development Corporation provided comments.

Your Committee has amended this measure by deleting its contents and inserting new language that:

- (1) Requires the County of Maui to pursue available remedies to recoup any and all moneys expended for the Front Street Apartments affordable housing project from the owners of the Front Street Apartments;
- (2) Appropriates HHFDC rental assistance program moneys to subsidize the rents for Front Street Apartments tenants; subject to dollar for dollar matching funds from the County of Maui and/or the owners of Front Street Apartments;
- (3) Specifies that if no matching funds are provided for the rent subsidy, then the owners of Front Street Apartments shall be prohibited from doing business in the State;
- (4) Appropriates HHFDC revenues for the expedited completion of the Leialii affordable housing project in Lahaina, Maui by 2021; provided that the County of Maui expedite the planning and permitting process for the project; and
- (5) Makes it effective 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. 2293, 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. 2293, S.D. 2, H.D. 3.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1986-18 Finance on S.B. No. 2402**

The purpose of this measure is to continue working to reduce the shortage of affordable housing in Hawaii by amending the State low-income housing tax credit to:

- (1) Specify that certain sections of the Internal Revenue Code relating to at-risk rules and deductions and to passive activity loss for purposes of the federal low-income housing tax credit do not apply with respect to claims for the state low-income housing tax credit; and
- (2) Provide a safeguard, by limiting the maximum credit amount to fifty percent of the federal credit amount allocated to the property, to prevent taxpayers from acquiring properties from a related person at an inflated price using nonrecourse liability and increasing the basis amount upon which the tax credit is calculated.

The Hawaii Housing Finance and Development Corporation, InState Partners, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and a concerned individual 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 S.B. No. 2402, S.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2402, S.D. 2, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 6 (Cachola, Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1987-18 Finance on S.B. No. 2424**

The purpose of this measure is to address the affordable housing shortage faced by Native Hawaiians by:

- (1) Authorizing the construction, use, and provision of loans to qualifying lessees for micro housing units on Hawaiian home lands;
- (2) Authorizing the use of the Hawaiian Home Loan Fund and Hawaiian Home General Loan Fund for assistance in purchasing or renting micro housing units for use on approved Hawaiian home lands to qualifying lessees;
- (3) Appropriating funds for the construction of micro housing units to be matched dollar-for-dollar by funds awarded through the Native Community Development Financial Institutions Program, subject to certain conditions; and
- (4) Appropriating funds to build the general organizational capacity of Native Hawaiian-controlled nonprofit housing developers that meet certain criteria.

Hawaiian Community Assets, Ho'omanapono Political Action Committee, Hawai'i Appleseed Center for Law & Economic Justice, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and a concerned individual supported this measure. The Center for Hawaiian Sovereignty Studies opposed this measure. The Department of Budget and Finance, Office of Hawaiian Affairs, and Department of Hawaiian Home Lands provided comments.

Your Committee has amended this measure by:

- (1) Deleting its 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. 2424, S.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2424, S.D. 2, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1988-18 Finance on S.B. No. 2990**

The purpose of this measure is to establish paid family leave and lay the groundwork to implement a framework of laws and policies so that all employees can access leave benefits during times when they need to provide care for a family member.

Among other things, this measure:

- (1) Establishes a temporary Paid Family Leave Implementation Board (Board) within the Department of Labor and Industrial Relations (DLIR) to assist in establishing paid family leave for all workers in the State and to report on implementation to the Legislature;
- (2) Establishes the Paid Family Leave Special Fund to support expenditures for staff and other administrative and operational costs of establishing paid family leave;
- (3) Establishes the Paid Family Leave Supplementation Special Fund to provide small business assistance grants to employers with fifty or fewer employees to offset wage costs;
- (4) Specifies that by January 1, 2020, DLIR shall adopt interim rules, exempt from Chapter 91, Hawaii Revised Statutes (HRS), that establish and codify paid family leave for all workers in the State;
- (5) Specifies that DLIR's interim rules shall remain in effect until January 1, 2022, or until rules are adopted, pursuant to Chapter 91, HRS, whichever occurs sooner;

- (6) Specifies that collection of payments under the Paid Family Leave Program shall begin by July 1, 2021, and the processing of payments shall begin by July 1, 2022;
- (7) Requires the Legislative Reference Bureau (LRB) to conduct an analysis of specified items to be included in the Board's report to the Legislature; and
- (8) Appropriates funds for LRB to conduct its analysis and to DLIR to fund a full-time program manager to support the Board, the expenses of the Board, and the expenses of DLIR in establishing paid family leave.

The Office of the Governor, Office of the Lieutenant Governor, American Civil Liberties Union of Hawaii, Hawaii Women Lawyers, Hawaii Appleseed Center for Law and Economic Justice, PHOCUSED, University of Hawaii Professional Assembly, IMUAlliance, YWCA Oahu, Caring Across Generations, Hawaii Government Employees Association, AFSCME, Local 152, AFL-CIO, Hawaii State AFL-CIO, Hawaii State Commission on Fatherhood, League of Women Voters of Hawaii, Women's Caucus of the Democratic Party of Hawaii, Kupuna Caucus of the Democratic Party of Hawaii, Hawaii Advocates for Consumer Rights, Americans for Democratic Action Hawaii, Hawaii Meals on Wheels, Hawaii Women Lawyers, Filipina Advocacy Network, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Healthy Mothers Healthy Babies Coalition of Hawaii, Hawaii Women's Coalition, Young Progressives Demanding Action-Hawaii, and many concerned individuals supported this measure.

The National Federation of Independent Business, Society for Human Resource Management-Hawaii Chapter, Retail Merchants of Hawaii, The Chamber of Commerce Hawaii, Molokai Chamber of Commerce, Maui Chamber of Commerce, Hawaii Petroleum, Hawaii Crop Improvement Association, Building Industry Association of Hawaii, Hawaii Credit Union League, Ota & Hara, LLLC, Larry Jeffs Farms, LLC, and one concerned individual opposed this measure.

The Department of Budget and Finance, DLIR, Department of Human Services, Hawaii State Commission on the Status of Women, Legislative Reference Bureau, Hawaii State Teachers Association, Hawaii Public Health Institute, Community Alliance on Prisons, Hawaii Children's Action Network, Hawaii Food Industry Association, General Contractors Association of Hawaii, ILWU Local 142, AARP Hawaii, Planned Parenthood Votes Northwest and Hawaii, Queen's Health Systems, Parents and Children Together, Hawaii Petroleum Marketers Association, YWCA Oahu, Mental Health America of Hawaii, and numerous concerned individuals provided comments on this measure.

Your Committee has amended this measure by:

- (1) Tasking the Department of Human Services, rather than the DLIR, with implementing 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 Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2990, 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. 2990, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 12; Ayes with Reservations (Cachola, Kobayashi, Ward). Noes, none. Excused, 3 (DeCoite, Fukumoto, Tupola).

#### **SCRep. 1989-18 Finance on S.B. No. 2524**

The purpose of this measure is to clarify a county's powers relating to land subdivision and condominium property regimes located within a county agricultural zoning district or preservation zoning district, by:

- (1) Specifying that sheds or other structures constructed on agricultural lands that are subdivided and leased for agricultural uses or activities cannot be used for residential or congregate purposes and that a violation of this prohibition is subject to county enforcement authority and fines;
- (2) Prohibiting the construction of residential development on lands that were or are currently in a preservation zoning district;
- (3) Requiring condominium property regimes to comply with county subdivision or equivalent requirements, subject to state law prohibiting dwelling units and habitation on agricultural and preservation land;
- (4) Allowing counties to adopt supplemental ordinances governing condominium property regimes; and
- (5) Requiring an application for registration of a condominium project in a county agricultural zoning district or preservation zoning district to include:
  - (A) A verified statement that the project complies with any supplemental county ordinances, county subdivision standards, state prohibitions on residential development and habitation, and other rules; and
  - (B) An agricultural business plan, farm plan, or conservation plan, which must be updated every five years after submission.

The Office of Planning and Department of Planning and Permitting of the City and County of Honolulu supported the measure. The Chair and a Councilmember of the Maui County Council; Hawai'i Farm Bureau; Hawaii Cattlemen's Council, Inc.; Clay Chapman Iwamura Pulice & Nervell, Attorneys at Law; Mullen Group; Mullen Properties; Land Use Research Foundation of Hawaii; Maui Bees; and numerous concerned individuals opposed the measure. The Department of Agriculture; Hawaii Real Estate Commission; Mayor of the County of Maui; REALTORS Association of Maui; Imanaka Asato, LLLC; and many 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. 2524, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10; Ayes with Reservations (DeCoite, Nakamura, Yamashita). Noes, none. Excused, 5 (Fukumoto, Gates, Holt, Todd, Tupola).

**SCRep. 1990-18 Public Safety/Veterans, Military, & International Affairs, & Culture and the Arts on S.C.R. No. 40**

The purpose of this measure is to request the state Department of Defense to convene an emergency management agency review task force to:

- (1) Review the Hawaii Emergency Management Agency's operations with respect to notifying the public of imminent ballistic missile attacks;
- (2) Consider whether the Hawaii Emergency Management Agency should be the entity that notifies the public of imminent ballistic missile attacks; and
- (3) Evaluate whether the Hawaii Emergency Management Agency is capable of notifying the public of imminent ballistic missile attacks.

Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure.

Your Committees have amended this measure by:

- (1) Clarifying the purpose of the emergency management agency review task force to:
  - (A) Review the capabilities and weaknesses of the State and counties in emergency notification and disaster planning, response, and recovery;
  - (B) Assess whether emergency coordination and disaster preparedness among federal, state, county, and private stakeholders is adequate; and
  - (C) Recommend whether new public schools and government buildings in the State should be required to include a safe room or area capable of withstanding a category 3 hurricane for occupants;
- (2) Adding information regarding:
  - (A) The Deputy Adjutant General's review and All-Hazards Preparedness Improvement Action Plan and Report; and
  - (B) Incidents of warning sirens being activated accidentally or without adequate advance notice, causing public alarm;
- (3) Adding as a member of the emergency management agency review task force:
  - (A) The President of the University of Hawaii or the President's designee;
  - (B) A Co-Chair of the Airlines Committee of Hawaii or the Co-Chair's designee;
  - (C) The President of the Hawaii Shippers' Council or the President's designee; and
  - (D) The President of the Hawaii Maritime Council or the President's designee;
- (4) Removing as a member of the emergency management agency review task force:
  - (A) One representative from Hawaii's airline industry designated by the Governor;
  - (B) One representative from Hawaii's airline industry designated by the President of the Senate;
  - (C) One representative from Hawaii's airline industry designated by the Speaker of the House of Representatives;
  - (D) One representative from Hawaii's shipping industry designated by the President of the Senate; and
  - (E) One representative from Hawaii's shipping industry designated by the Speaker of the House of Representatives; 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 Public Safety 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. 40, 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. 40, S.D. 1, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Public Safety: Ayes, 6. Noes, none. Excused, 1 (Ing).

Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 8. Noes, none. Excused, 2 (LoPresti, Choy).

**SCRep. 1991-18 Veterans, Military, & International Affairs, & Culture and the Arts on S.C.R. No. 148**

The purpose of this measure is to urge the U.S. Congress to pass legislation to clarify the status of migrants under the Compacts of Free Association for purposes of the REAL ID act of 2005 to promote fairness and equality under the law and urging the U.S. Citizenship and Immigration Services to delineate Compact of Free Association status as a specific category in the systematic alien verification for entitlements system.

Your committee received testimony in support from the Hawaii State Department of Transportation, the Hawaii Civil Rights Commission, the Micronesia Consulate General, the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, Faith Action for Community Equity, COFA Community Advocacy Network, and 10 individuals.

Your Committee notes a concern raised by supporters of this resolution that migrants under COFA must renew their driver's license annually under the requirements of the REAL ID Act, causing undue hardship on those individuals, particularly if a license is necessary for employment purposes. Your Committee sincerely hopes that requirements regarding REAL ID Act requirements for driver's licenses could be amended to address this issue and allow COFA migrants to continue to legally operate a motor vehicle while continuing to provide the safeguards currently contained under the REAL ID Act.

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. 148, 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, 4 (Ohno, Tokioka, Woodson, Ward).

**SCRep. 1992-18 Agriculture on S.C.R. No. 164**

The purpose of this measure is to address the definitional impediment to the statewide expansion of the agricultural hub model of the Whitmore Project, the development by the Agribusiness Development Corporation of 1,700 acres of Galbraith Estate and Whitmore Annex lands in Central Oahu acquired by the State in 2012, that envisions a processing and packaging tech park to facilitate the aggregation, storage, processing, distribution, and marketing of locally produced food products, by requesting the Board of Agriculture (BOA) to:

- (1) Submit a recommended definition of "agricultural hub", or "food hub", to the Legislature prior to the convening of the Regular Session of 2019;
- (2) Include in its recommended definition, language that reflects that the hub is a centrally located facility with a business management structure facilitating the processing to marketing phases of the hub concept; and
- (3) In conjunction with the Agribusiness Development Corporation (ADC), identify areas in the State that are potentially suitable for agricultural hubs or food hubs.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, North Shore EVP, Pueo Farm, Hawaii Farmers Union United, and many concerned individuals supported this measure. The Department of Agriculture and a concerned individual commented on this measure.

Your Committee has amended this measure by:

- (1) Changing its title to read:  
  
SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF AGRICULTURE TO SUBMIT A RECOMMENDED DEFINITION OF "AGRICULTURAL HUB" OR "FOOD HUB" AND, IN COLLABORATION WITH THE AGRIBUSINESS DEVELOPMENT CORPORATION, UNIVERSITY OF HAWAII AT HILO, UNIVERSITY OF HAWAII COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES, AND OTHER ENTITIES DEEMED APPROPRIATE BY THE BOARD OF AGRICULTURE, IDENTIFY AREAS IN THE STATE THAT ARE POTENTIALLY SUITABLE TO BECOME AGRICULTURAL HUBS OR FOOD HUBS;
- (2) Requesting the BOA to collaborate with the University of Hawaii at Hilo, University of Hawaii College of Tropical Agriculture and Human Resources, and other entities deemed appropriate by the BOA, in addition to ADC, to identify areas in the State potentially suitable for agricultural hubs or food hubs;
- (3) Also, transmitting a certified copy of this measure to the Chancellor of the University of Hawaii at Hilo and Dean of the University of Hawaii College of Tropical Agriculture and Human Resources; 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 concurs with the intent and purpose of S.C.R. No. 164, 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. 164, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 5; Ayes with Reservations (Thielen). Noes, none. Excused, 2 (DeCoite, Gates).

**SCRep. 1993-18 Health & Human Services on S.C.R. No. 129**

The purpose of this measure is to request the Department of Health to convene a task force to examine how a statewide use of domestic violence assessments and response protocol by emergency medical services personnel can help to strengthen the State's overall response to domestic violence, specifically by better protecting victims and first responders.

The Department of Health, Emergency Services Department of the City and County of Honolulu, Domestic Violence Action Center, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, American Medical Response, and a few concerned individuals submitted testimony in support of this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 129, 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, 1 (Tupola).

**SCRep. 1994-18 Housing on S.C.R. No. 14**

The purpose of this measure is to approve the sale of the leased fee interest in 2949 Ala Ilima Street, No. 204, Tax Map Key Number 1-1-1-61-002-004, in Honolulu, Hawaii to the property's current leasehold owner.

The Hawaii Housing Finance and Development Corporation, Department of Business, Economic Development and Tourism, and an individual supported 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. 14, 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 (Aquino, Quinlan, McDermott).

**SCRep. 1995-18 Housing on S.C.R. No. 15**

The purpose of this measure is to approve the sale of the leased fee interest in 41-1373 Haunaukoi Street, Tax Map Key Number 1-4-1-34-117, in Waimanalo, Hawaii.

The Hawaii Housing Finance and Development Corporation, Department of Business, Economic Development and Tourism, and an individual supported 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. 15, 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 (Aquino, Quinlan, McDermott).

**SCRep. 1996-18 Housing/Ocean, Marine Resources, & Hawaiian Affairs on S.C.R. No. 16**

The purpose of this measure is to approve the dedication of Leali'i Parkway in Lahaina, Hawaii, identified as Tax Map Key Number 2-4-5-36-112, to the County of Maui.

Hawaii Housing Finance and Development Corporation, the Department of Business, Economic Development and Tourism and the Department of Hawaiian Homelands supported this measure.

As affirmed by the records of votes of the members of your Committees on Housing and Ocean, Marine Resources, & Hawaiian Affairs that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 16, 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, 4. Noes, none. Excused, 3 (Quinlan, San Buenaventura, McDermott).  
Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 6. Noes, none. Excused, 1 (DeCoite).

**SCRep. 1997-18 Housing/Ocean, Marine Resources, & Hawaiian Affairs on S.C.R. No. 48**

The purpose of this measure is to encourage the development of more housing for native Hawaiians.

Waimea Hawaiian Civic Club and the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii comment in support of this measure. The Department of Hawaiian Home Lands submitted written comments on this measure.

Your Committee notes the testimony received from the Department of Hawaiian Home Lands indicating that the Department is working toward developing multi-family, high-density development as evidenced by the Hawaiian Homes Commission's approval in December 2017 to proceed with

beneficiary consultation to consider administrative rules relating to Declaration of Covenants, Conditions, and Restrictions communities, multi-family housing, and rentals.

As affirmed by the records of votes of the members of your Committees on Housing and Ocean, Marine Resources, & Hawaiian Affairs that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 48, 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, 4. Noes, none. Excused, 3 (Quinlan, San Buenaventura, McDermott).

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 6. Noes, none. Excused, 1 (DeCoite).

**SCRep. 1998-18 Consumer Protection & Commerce on S.C.R. No. 27**

The purpose of this measure is to request that the Auditor conduct a sunrise review of the licensure and regulation of home inspectors.

The Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs, Hawaii Association of Home Inspectors, and three individuals testified in support of this measure. One 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 concurs with the intent and purpose of S.C.R. No. 27, S.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, 4 (Ito, Mizuno, Tokioka, Yamane).

**SCRep. 1999-18 Consumer Protection & Commerce on S.C.R. No. 135**

The purpose of this measure is to request the Board of Pharmacy to convene a working group to review the current scope of practice, licensing requirements, and continuing education requirements for pharmacists and to determine whether the scope of practice and such requirements should be enhanced.

The Department of Health, Board of Pharmacy, Daniel K. Inouye College of Pharmacy of the University of Hawai'i at Hilo, Hawaii Medical Service Association, Weinstein Pharmacy, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Walgreen Co., and three individuals testified in support of this measure.

Your Committee has amended this measure by:

- (1) Deleting the request of the working group to:
  - (A) Gather information on other jurisdictions' laws and regulations relating to the practice of pharmacy;
  - (B) Review and recommend implementation of pharmacist best practices;
  - (C) Review and recommend any additional education, training, or licensing requirements; and
  - (D) Clarify definitions that appeared in House Bill No. 1950, H.D. 2, Regular Session of 2018;
- (2) Amending the representative from the Department of Health to be an individual designated by the Director of Health, rather than an individual from the Department of Health's Communicable Disease and Public Health Nursing Division;
- (3) Naming the Hawaii Medical Service Association as the representative from the local health industry; 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 concurs with the intent and purpose of S.C.R. No. 135, 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. 135, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Ito, Mizuno, Tokioka).

**SCRep. 2000-18 Consumer Protection & Commerce on S.C.R. No. 137**

The purpose of this measure is to request the Insurance Commissioner to convene an Insurance Modernization Working Group to explore and propose specific legislation to update and modernize Hawaii's property, casualty, and life insurance laws.

State Farm Mutual Automobile Insurance Company and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure. The Hawaii Association for Justice 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 concurs with the intent and purpose of S.C.R. No. 137, S.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 (Ito, Mizuno, Tokioka).

**SCRep. 2001-18 Energy & Environmental Protection on S.C.R. No. 91**

The purpose of this measure is to request the Department of Business, Economic Development, and Tourism to evaluate how renewable fuels can play a role in achieving the Hawaii Clean Energy Initiative's goal of one hundred percent renewable energy by 2045 and report to the Legislature prior to the 2019 Regular Session.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Ulupono Initiative, and an individual supported this measure. The Department of Business, Economic Development and Tourism and Life of the Land 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 S.C.R. No. 91, 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, 3 (Lee, Yamane, McDermott).

**SCRep. 2002-18 Energy & Environmental Protection on S.C.R. No. 188**

The purpose of this measure is to request the Mayors of the State's counties to submit a plan detailing how each county intends to meet its pledge of eliminating fossil fuels from ground transportation by 2045 to the Legislature prior to the 2019 Regular Session.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Tesla, Inc., and an individual supported this measure. Hawaiian Electric Company, Inc., Maui Electric Company, Ltd., Hawaii Electric Light Company, Inc., and Life of the Land 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 S.C.R. No. 188, 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, 3 (Lee, Yamane, McDermott).

**SCRep. 2003-18 Energy & Environmental Protection on S.C.R. No. 68**

The purpose of this measure is to request the Environmental Council to submit a report on the process of revising environmental impact statement rules, title 11, chapter 200, Hawaii Administrative Rules, to the Legislature prior to the 2019 Regular Session.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i and an individual 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 S.C.R. No. 68 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 (Lee, Yamane, McDermott).

**SCRep. 2004-18 Public Safety on S.C.R. No. 26**

The purpose of this measure is to ensure all persons receive emergency alert messages by requesting the Federal Communications Commission to establish regulations to require all cellular phones to receive emergency alerts without an option to opt out of receiving emergency alert messages and without any added costs to service plans.

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. 26 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 (DeCoite, Ing).

**SCRep. 2005-18 Public Safety on S.C.R. No. 52**

The purpose of this measure is to request the Hawaii Emergency Management Agency (HIEMA) to develop a list of first responders, including a network of organizations contracted to immediately provide food, beverages, and ice to citizens during a natural disaster. This measure also requests that HIEMA submit its findings and recommendations, together with the list of organizations and any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2019.

The Disability and Communication Access Board 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 S.C.R. No. 52 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, Ing).

**SCRep. 2006-18 Public Safety/Veterans, Military, & International Affairs, & Culture and the Arts on S.C.R. No. 161**

The purpose of this measure is to enhance the State's ability to prepare for future disasters before they occur and in the event of a major natural disaster. More specifically, this measure requests that:

- (1) The Governor and the Director of the Hawaii Emergency Management Agency (HIEMA) apply for the Flood Mitigation Assistance Grant Program and the Pre-Disaster Mitigation Grant Program; and
- (2) HIEMA develop an Enhanced Mitigation Plan for approval by the Federal Emergency Management Agency.

As affirmed by the records of votes of the members of your Committees on Public Safety 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. 161 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Public Safety: Ayes, 6. Noes, none. Excused, 1 (DeCoite).  
Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 7. Noes, none. Excused, 3 (Fukumoto, Ohno, Ward).

**SCRep. 2007-18 Public Safety/Veterans, Military, & International Affairs, & Culture and the Arts on S.C.R. No. 108**

The purpose of this measure is to urge the Hawaii Emergency Management Agency to work with the Federal Communications Commission, the Federal Emergency Management Agency, and the National Weather Service to make necessary updates to ensure that textual and audible information from the Emergency Alert System are matched and synchronized during television broadcasts so that all members of the public have access to timely, accurate, and life-saving information.

The Disability and Communication Access Board supported this measure.

As affirmed by the records of votes of the members of your Committees on Public Safety 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. 108, S.D. 1, and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Public Safety: Ayes, 6. Noes, none. Excused, 1 (DeCoite).  
Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 7. Noes, none. Excused, 3 (Fukumoto, Ohno, Ward).

**SCRep. 2008-18 Labor & Public Employment on S.C.R. No. 22**

The purpose of this measure is to request the Director of Finance to establish a working group to:

- (1) Identify barriers to improving the State's hiring processes; and
- (2) Submit a report of its findings and recommendations, including any proposed legislation, to the Legislature prior to the 2019 Regular Session.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. The Department of Human Resources Development and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO testified in support of the intent of this measure. The Department of Labor and Industrial Relations provided comments on 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. 22, 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, 1 (Ichiyama).

**SCRep. 2009-18 Labor & Public Employment on S.C.R. No. 154**

The purpose of this measure is to request:

- (1) The Department of Labor and Industrial Relations to convene a workplace safety working group; and
- (2) The working group to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature prior to the 2019 Regular Session, that includes human resource policy recommendations that address harassment and violence in the workplace and that identify ways in which stakeholders can work together to create additional layers of protection for employers to ensure safety for employees and invitees.

The Hawaii State AFL-CIO; International Brotherhood of Electrical Workers Local Union 1260, AFL-CIO; Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i; and The Chamber of Commerce Hawaii testified in support of this measure. The Department of Labor and Industrial Relations provided comments on this measure.

Your Committee has amended this measure by:

- (1) Requesting the Department of the Attorney General, rather than the Department of Labor and Industrial Relations, to convene a workplace safety working group;
- (2) Changing its title to read: "REQUESTING THE DEPARTMENT OF THE ATTORNEY GENERAL TO CONVENE A WORKPLACE SAFETY WORKING GROUP.";
- (3) Including the Attorney General, or the Attorney General's designee, as a member of the working group;
- (4) Requesting that a certified copy of this measure be transmitted to the Attorney General; 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 Labor & Public Employment that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 154, 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. 154, S.D. 1, H.D. 1.

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

**SCRep. 2010-18 Labor & Public Employment on S.C.R. No. 158**

The purpose of this measure is to request:

- (1) The Governor and the Legislature to convene a joint task force to identify ways to:
  - (A) Collect uncollected revenues;
  - (B) Generate revenue by enacting tax measures that have minimal impact on families with low- and moderate-incomes; and
  - (C) Reduce costs by re-describing positions and eliminating unnecessary vacancies in various state departments and agencies; and
- (2) The Governor to share the Governor's six-year financial plan with the Legislature no later than 20 days prior to the convening of each regular session.

The Department of Taxation provided comments on 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. 158 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 (Ichiyama).

**SCRep. 2011-18 Labor & Public Employment on S.C.R. No. 192**

The purpose of this measure is to request the Department of Accounting and General Services, Department of Budget and Fiscal Services of the City and County of Honolulu, and Departments of Finance of the Counties of Hawaii, Kauai, and Maui to eliminate the payroll lag delaying the disbursement of the initial paycheck of all temporary and emergency State and county employees.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. The Department of Accounting and General Services and Department of Education opposed 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. 192 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 (Ichiyama).

**SCRep. 2012-18 Transportation on S.C.R. No. 176**

The purpose of this measure is to ensure the safety of pedestrians by requesting the Highways Division of the Department of Transportation to:

- (1) Assess the dangers of pedestrian use of the shoulder on the portion of Haleakala Highway between Upper Kimo Drive and Ainakula Road;

- (2) Examine the effectiveness of potential pedestrian safety countermeasures; and
- (3) Submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2019.

The Department of Transportation and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i 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 S.C.R. No. 176 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 (San Buenaventura, McDermott).

**SCRep. 2013-18 Transportation on S.C.R. No. 185**

The purpose of this measure is to urge statewide support of traffic safety legislation to reduce motor vehicle fatalities and injuries.

The Department of Transportation and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure.

Your Committee has amended this measure by:

- (1) Deleting reference to establishing a universal helmet law that requires all motorcycle, moped, and bicycle riders to wear a helmet while riding on public roadways to reduce a rider's chance of traumatic brain injury or paralysis after an accident;
- (2) Deleting reference to prohibiting persons from riding in the cargo area of a pickup truck to reduce preventable fatalities and injuries; and
- (3) Making technical, nonsubstantive amendments for the purposes of style, clarity, and consistency.

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 S.C.R. No. 185, 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. 185, S.D. 1, H.D. 1.

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

**SCRep. 2014-18 Transportation on S.C.R. No. 191**

The purpose of this measure is to urge all counties of the State of Hawaii to create a special license plate decal, similar to the special decal of the City and County of Honolulu honoring "Hawaii Says NO MORE Week," to raise funds and donate some of the proceeds to end domestic violence and sexual abuse in the respective county.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure. The Department of Customer Services of the City and County of Honolulu provided comments 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 S.C.R. No. 191 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. 2015-18 Transportation on S.C.R. No. 143**

The purpose of this measure is to request the Department of Business, Economic Development, and Tourism and Applied Research Laboratory at the University of Hawaii to convene a Hawaii Unmanned Aircraft Systems Working Group to advise and inform the Legislature, legislative committees, public agencies, city and county councils, and the public on developments and risks of unmanned aircraft systems (UAS) usage, as well as the direction of national and local efforts to address UAS issues, and to provide information for policy decisions regarding UAS.

The Department of Transportation; Department of Business, Economic Development and Tourism; and University of Hawai'i 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 S.C.R. No. 143, 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, 1 (McDermott).



**SCRep. 2016-18 Economic Development & Business/Veterans, Military, & International Affairs, & Culture and the Arts on S.C.R. No. 21**

The purpose of this measure is to endorse, adopt, and urge the several counties to endorse and use the United Nations Seventeen Sustainable Development Goals as components of a framework for addressing and assessing Hawaii's efforts toward social justice and sustainability.

Your committees received testimony in support from The Nature Conservancy, Planned Parenthood Votes Northwest and Hawaii, the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii, and two individuals.

As affirmed by the records of votes of the members of your Committees on Economic Development & Business 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. 21 and recommend that it 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, Ichiyama).

Veterans, Military, & International Affairs, & Culture and the Arts: Ayes, 7. Noes, none. Excused, 3 (Tokioka, Woodson, Ward).

**SCRep. 2017-18 Veterans, Military, & International Affairs, & Culture and the Arts/Economic Development & Business on S.C.R. No. 121**

The purpose of this measure is to request the Hawaii Sister-State Committee and Department of Business, Economic Development, and Tourism to evaluate the Sister-State Program and make recommendations for improvements.

Your committees received testimony in support from the Hawaii State Department of Business, Economic Development, and Tourism, and the Oahu County Committee on Legislative Priorities of the Democratic Party of Hawaii.

As affirmed by the records of votes of the members of your Committees on Veterans, Military, & International Affairs, & Culture and the Arts and Economic Development & Business that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 121, S.D. 1, 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, 3 (Tokioka, Woodson, Ward).

Economic Development & Business: Ayes, 7. Noes, none. Excused, none.

**SCRep. 2018-18 Tourism/Transportation on S.C.R. No. 183**

The purpose of this measure is to address community concerns about noise and improve operator and visitor safety by urging appropriate federal and state agencies to develop, update, and introduce policies related to helicopter air tours by, among other things:

- (1) Urging state and federal agencies to work with community stakeholders and the local helicopter tour industry to update air tour flight paths to include a proposed off-shore route, among other things; and
- (2) Urging Hawaii air tour operators to operate helicopters within specified times before and after sunrise and sunset.

The Mayor of the County of Hawai'i, Hawaii Island Coalition Malama Pono, and several concerned individuals supported this measure.

Your Committees have amended this measure by:

- (1) Urging the appropriate government agencies in updating air tour flight paths to include a variety of recommended routes, rather than only a proposed off-shore route;
- (2) Clarifying the operational time periods before and after sunrise and sunset for Hawaii helicopter air tour operators by referencing the Honolulu website of the United States Naval Observatory; 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 Tourism and Transportation that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 183, as amended herein, and recommend that it be referred to your Committee on Judiciary, in the form attached hereto as S.C.R. No. 183, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Tourism: Ayes, 6. Noes, none. Excused, 3 (Fukumoto, LoPresti, Woodson).

Transportation: Ayes, 5. Noes, none. Excused, 2 (Hashem, McDermott).

**SCRep. 2019-18 Water & Land on S.C.R. No. 133**

The purpose of this measure is to authorize the Board of Land and Natural Resources to issue a term lease covering a portion of state submerged lands at Kahalu'u, North Kona, Island of Hawai'i, for educational, cultural, and historic site preservation purposes.

The Department of Land and Natural Resources and Kamehameha Schools 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 concurs with the intent and purpose of S.C.R. No. 133, 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, 1 (Thielen). Excused, 2 (Lee, McKelvey).

**SCRep. 2020-18 Water & Land on S.C.R. No. 181**

The purpose of this measure is to request the Chairperson of the Board of Land and Natural Resources to rename the Mauna Kea Recreation Area as the Gilbert Kahele Recreation Area to recognize and honor the distinguished public service of the late Senator Kahele, who devoted his career to advocacy on behalf of the people and the 'aina of Hawai'i Island.

The Department of Land and Natural Resources, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Ho'omanopono Political Action Committee 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 concurs with the intent and purpose of S.C.R. No. 181 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, 2 (Lee, McKelvey).

**SCRep. 2021-18 Water & Land on S.C.R. No. 2**

The purpose of this measure is to authorize the issuance of a term, non-exclusive easement covering a portion of state submerged lands at Waianae, Oahu by the Board of Land and Natural Resources for the existing seawall, steps, and landscaped area and for use, repair, and maintenance of the existing improvements constructed thereon.

The Department of Land and Natural Resources and several concerned individuals supported this measure. Ho'omanopono Political Action Committee opposed 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. 2, 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, 1 (Thielen). Excused, 2 (Lee, McKelvey).

**SCRep. 2022-18 Water & Land on S.C.R. No. 18**

The purpose of this measure is to authorize the issuance of a term, non-exclusive easement covering a portion of state submerged lands at Waikiki, Honolulu, Oahu by the Board of Land and Natural Resources for the existing pier and seawall, and for use, repair, and maintenance of the existing improvements constructed thereon.

The Department of Land and Natural Resources 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 concurs with the intent and purpose of S.C.R. No. 18, 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, 1 (Thielen). Excused, 2 (Lee, McKelvey).

**SCRep. 2023-18 Water & Land on S.C.R. No. 19**

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 property in Kahala, Honolulu, Oahu, for the seawall and steps, and for use, repair, and maintenance of the existing improvements constructed thereon.

The Department of Land and Natural Resources 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 concurs with the intent and purpose of S.C.R. No. 19, 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, 1 (Thielen). Excused, 2 (Lee, McKelvey).

**SCRep. 2024-18 Water & Land on S.C.R. No. 95**

The purpose of this measure is to:

- (1) Support the purchase, preservation, and restoration of agricultural and conservation lands in Maunawili Valley; and
- (2) Urge Hawaii's congressional delegation and state and county entities to acquire and protect important ancient and historic sites and trails and waters in Maunawili Valley.

The Department of Land and Natural Resources, Department of Agriculture, Office of Planning, Slow Food in Hawaii, Hui Maunawili-Kawainui, The Trust for Public Land, Hika'alani, Hawaiian Civic Club of Honolulu, Kailua Hawaiian Civic Club, Halau Mohala 'Ilima, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Ho'omanapono Political Action Committee, and many individuals 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 concurs with the intent and purpose of S.C.R. No. 95, 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, 2 (Lee, McKelvey).

**SCRep. 2025-18 Water & Land/Ocean, Marine Resources, & Hawaiian Affairs on S.C.R. No. 39**

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 at Heeia, Koolaupoko, Oahu, for the existing seawall and landscaped area and for use, repair, and maintenance of the existing improvements constructed thereon.

The Department of Land and Natural Resources and two individuals supported this measure.

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 S.C.R. No. 39, S.D. 1, and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Water & Land: Ayes, 5. Noes, 1 (Thielen). Excused, 2 (Lee, McKelvey).  
Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 3. Noes, 1 (Thielen). Excused, 3 (DeCoite, Gates, Say).

**SCRep. 2026-18 Water & Land/Ocean, Marine Resources, & Hawaiian Affairs on S.C.R. No. 45**

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 property located in Puamana, Lahaina, Maui, for the use, maintenance, repair, and removal of the existing seawall structures, concrete groin, and revetment footings of a historic swimming pool.

The Department of Land and Natural Resources supported this measure.

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 S.C.R. No. 45, S.D. 1, and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Water & Land: Ayes, 5. Noes, 1 (Thielen). Excused, 2 (Lee, McKelvey).  
Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 3. Noes, 1 (Thielen). Excused, 3 (DeCoite, Gates, Say).

**SCRep. 2027-18 Water & Land/Ocean, Marine Resources, & Hawaiian Affairs on S.C.R. No. 79**

The purpose of this measure is to authorize the Board of Land and Natural Resources to issue a term, non-exclusive easement and immediate right of entry covering a portion of state land fronting property located in Kaanapali, Lahaina, Maui, for the existing beach walk, trench drain, sign, and public beach shower, and for the use, maintenance, repair, replacement, and removal of the existing improvements.

The Department of Land and Natural Resources and Chris Hart & Partners, Inc., on behalf of the landowner, supported this measure.

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 S.C.R. No. 79, S.D. 1, and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.  
Water & Land: Ayes, 5. Noes, 1 (Thielen). Excused, 2 (Lee, McKelvey).  
Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 3. Noes, 1 (Thielen). Excused, 3 (DeCoite, Gates, Say).

**SCRep. 2028-18 Water & Land/Ocean, Marine Resources, & Hawaiian Affairs on S.C.R. No. 80**

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 property located in Spreckelsville, Wailuku, Maui, for the existing seawall and boulder revetment and for the use, repair, and maintenance of the existing improvements.

The Department of Land and Natural Resources supported this measure.

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 S.C.R. No. 80, S.D. 1, and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 5. Noes, 1 (Thielen). Excused, 2 (Lee, McKelvey).

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 3. Noes, 1 (Thielen). Excused, 3 (DeCoite, Gates, Say).

**SCRep. 2029-18 Water & Land/Ocean, Marine Resources, & Hawaiian Affairs on S.C.R. No. 49**

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 property located in Honokowai, Lahaina, Maui, for the use, maintenance, repair, and removal of an existing seawall.

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 Water & Land and Ocean, Marine Resources, & Hawaiian Affairs that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 49, S.D. 1, and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 5. Noes, 1 (Thielen). Excused, 2 (Lee, McKelvey).

Ocean, Marine Resources, & Hawaiian Affairs: Ayes, 3. Noes, 1 (Thielen). Excused, 3 (DeCoite, Gates, Say).

**SCRep. 2030-18 Ocean, Marine Resources, & Hawaiian Affairs on S.C.R. No. 73**

The purpose of this measure is to request the United States Congress to make permanent the authority of the Native Hawaiian Health Care Improvement Act, which is a program that provides comprehensive health promotion and disease prevention services for the Hawaiian people, with all the funding resources necessary to effect this policy.

The John A. Burns School of Medicine at the University of Hawai'i, Hawaiian Civic Club of Honolulu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Ho'omanapono Political Action Committee testified in support 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 Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 73, 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, 2 (DeCoite, Say).

**SCRep. 2031-18 Agriculture on S.C.R. No. 167**

The purpose of this measure is to address the administrative rules of the Department of Agriculture Plant Quarantine Branch (Branch) relating to the import permit process that do not reflect the current agricultural status of Hawaii and do not incorporate modern scientific research by requesting the Board of Agriculture to submit a report to the Legislature, prior to the convening of the Regular Session of 2019, that recommends any required legislation to change the import permit process, after reviewing and updating the import permit process that at least considers:

- (1) Updating the Branch's rules to reflect current industry conditions and needs;
- (2) Adopting the proposed risk-based import framework for aquaculture and expanding it to all import categories;
- (3) Developing best management practices applicable for all agriculture industries for integration into permit conditions; and
- (4) Updating the import permit lists using risk assessments to remove existing species or add new species.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. The Department of Agriculture submitted comments.

Your Committee respectfully requests that your Committee on Finance, should it deliberate further on this measure, consider the concerns raised by the Department of Agriculture relating to the accuracy of the statements in this measure, as expressed in its written testimony, and to take any action it deems appropriate.

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. 167, 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, 2 (DeCoite, Say).

**SCRep. 2032-18 Agriculture on S.C.R. No. 59**

The purpose of this measure is to address the limited resources available to the Agribusiness Development Corporation (ADC) in its task to provide assistance to a diverse population of farmers by:

- (1) Urging ADC to establish a Farm Apprentice Program (Program) that creates an efficient, effective, and replicable framework or model to manage farming operations through a sublease structure in which a lead farmer is responsible for the actions of the farmer's lessees, that ensures compliance with best practice programs and optimal production, and that develops sublessees to become lead farmers; and
- (2) Urging the University of Hawaii College of Tropical Agriculture and Human Resources to support the lead and lessee farmers in the Program with extension services that focus on technical and workforce development issues, including outreach and training.

The Department of Agriculture, University of Hawaii at Manoa College of Tropical Agriculture and Human Resources, ADC, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure.

Your Committee has amended this measure by:

- (1) Changing its title to read: "URGING THE DEPARTMENT OF AGRICULTURE TO START A FARM APPRENTICESHIP PROGRAM";
- (2) Urging the Department of Agriculture, rather than the ADC, to establish and carry out the functions of the Program; and
- (3) Requesting that the University of Hawaii at Hilo College of Agriculture, Forestry and Natural Resource Management, Pacific Basin Agricultural Research Center, and ADC support the Program and directing transmittal of copies of this measure to those agencies, and to the Chairperson of the Board of Agriculture.

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. 59, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.C.R. No. 59, H.D. 1.

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

**SCRep. 2033-18 Agriculture/Labor & Public Employment on S.C.R. No. 145**

The purpose of this measure is to address the significant labor shortage in the coffee industry, especially the shortage of harvest labor that exacerbates the coffee berry borer situation, by requesting the Department of Agriculture, in collaboration with the Department of Labor and Industrial Relations, to convene an Agriculture Labor Task Force to:

- (1) Research ways to address the immediate workforce shortage and improve the availability of affordable housing for laborers, in alignment with the goals of the K-12 Agriculture Workforce Development Pipeline Initiative; and
- (2) Submit a report to the Legislature on its findings and recommendations, including proposed legislation, prior to the convening of the Regular Session of 2020.

The University of Hawaii College of Tropical Agriculture and Human Resources, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Hawai'i Farm Bureau supported this measure. The Department of Labor and Industrial Relations opposed this measure. The Department of Agriculture commented on this measure.

Your Committees respectfully request that your Committee on Finance, should it deliberate on this measure further, consider the concerns of the Department of Labor and Industrial Relations relating to funding, staffing, and other resources to convene a task force, as expressed in its testimony on this measure and take any action it deems appropriate.

As affirmed by the records of votes of the members of your Committees on Agriculture and Labor & Public Employment 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.  
Agriculture: Ayes, 4, Noes, none. Excused, 3 (DeCoite, Say, Thielen).  
Labor & Public Employment: Ayes, 6. Noes, none. Excused, 1 (Keohokalole).

**SCRep. 2034-18 Labor & Public Employment on S.C.R. No. 54**

The purpose of this measure is to request the Auditor to:

- (1) Conduct a study to assess the impact of medical bill review costs on the State's workers' compensation system; and
- (2) Submit a preliminary report on the progress of the study and its findings to the Legislature by January 1, 2019.

Work Injury Medical Association of Hawaii and two concerned individuals supported this measure. The Office of the Auditor and Department of Labor and Industrial Relations offered 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 S.C.R. No. 54, 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 (Ichiyama, Keohokalole, Matsumoto).

**SCRep. 2035-18 Education on H.R. No. 91**

The purpose of this measure is to teach students lessons on disaster preparedness by requesting the Department of Education to supply each public school student who is enrolled in kindergarten through grade six with a Meal, Ready-to-Eat, or MRE, that is to be consumed only if a natural disaster or other emergency incident occurs.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Association of Hawaiian Civic Clubs, and an individual testified in support of this measure. The Department of Education provided comments 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. 91 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, 4 (Woodson, Ing, McKelvey, Quinlan).

**SCRep. 2036-18 Education on S.C.R. No. 13**

The purpose of this measure is to request the Department of Education (DOE) to:

- (1) Convene a working group to review afterschool programs in Hawaii's public schools;
- (2) Establish an Afterschool Program Advisory Council within DOE's Community Engagement Office to support the work of the working group's findings and recommendations; and
- (3) On behalf of the working group, submit the working group's findings and recommendations, including any proposed legislation, to the Legislature no later than 20 days prior to the 2019 Regular Session.

The DOE, Hawaii Youth Services Network, Hui for Excellence in Education, Hawai'i Afterschool Alliance, Boys & Girls Club of Hawaii, Pioneering Healthier Communities of Honolulu, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and several 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 S.C.R. No. 13, S.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, 4 (Woodson, Ing, McKelvey, Quinlan).

**SCRep. 2037-18 Education on S.C.R. No. 25**

The purpose of this measure is to request the Department of Education to provide a report to the Legislature on the status of physical education in public schools in the State and to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than 20 days prior to the 2019 Regular Session.

The American Heart Association, Hawai'i Public Health Institute, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Pioneering Healthier Community Leadership Committee, and two individuals supported this measure. The Department of Education and Department of Health provided comments 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 S.C.R. No. 25 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, 4 (Woodson, Ing, McKelvey, Quinlan).

**SCRep. 2038-18 Education on S.C.R. No. 69**

The purpose of this measure is to urge:

- (1) School administrators, teachers, parents, and students to be educated about the potential health effects of heavy backpacks and to take proactive measures to avoid injury;
- (2) Schools to work with their parent-teacher associations to assess the extent to which students use overweight backpacks and to promote strategies that lessen the weight of student backpacks; and

- (3) The Board of Education to develop policies and procedures to allow licensed chiropractors to conduct interval scoliosis examinations on children in schools.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i supported this measure. The Department of Education provided comments on this measure.

Upon consideration, your Committee has amended this measure by deleting the provision that urges the Board of Education to develop policies and procedures to allow licensed chiropractors to conduct interval scoliosis examinations on children in schools.

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 S.C.R. No. 69, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.C.R. No. 69, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 7. Noes, none. Excused, 4 (Woodson, Ing, McKelvey, Quinlan).

**SCRep. 2039-18 Education on S.C.R. No. 86**

The purpose of this measure is to direct students who will be living in the Koa Ridge development to a middle school with sufficient capacity to accept additional students by requesting the Board of Education to redistrict these students to the Pearl City-Waipahu complex area.

The Department of Education provided comments 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 S.C.R. No. 86 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, 4 (Woodson, Ing, McKelvey, Quinlan).

**SCRep. 2040-18 Education on S.C.R. No. 92**

The purpose of this measure is to request the Department of Education to:

- (1) Review its financial records from the past five years, specifically its revenue from federal grants, including titled, discretionary, and formula-based grants; and
- (2) Submit a report of its findings and recommendations on unused, lapsed federal grant revenue for public education, including any proposed legislation, to the Legislature prior to the 2019 Regular Session.

The Native Hawaiian Education Council, Kanu o ka 'Aina Learning 'Ohana, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, KALO, and two individuals testified in support of this measure. The Department of Education provided comments on this measure.

Your Committee has amended this measure by making technical, nonsubstantive amendments for clarify, 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 concurs with the intent and purpose of S.C.R. No. 92, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.C.R. No. 92, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 7. Noes, none. Excused, 4 (Woodson, Ing, McKelvey, Quinlan).

**SCRep. 2041-18 Education on S.C.R. No. 159**

The purpose of this measure is to request the Department of Education to:

- (1) Convene a Computer Science Task Force (Task Force) to review computer science programs in public schools in the State;
- (2) Establish partnerships among educational institutions, industries, and businesses to improve computer science programs; and
- (3) On behalf of the Task Force, submit the findings and recommendations of the task force, including any proposed legislation, to the Legislature no later than 20 days prior to the 2019 Regular Session.

The Department of Education, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and an individual testified in support of this measure. The Office of Information Practices provided comments 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 S.C.R. No. 159 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, 4 (Woodson, Ing, McKelvey, Quinlan).

**SCRep. 2042-18 Education on S.C.R. No. 160**

The purpose of this measure is to request the Department of Education to:

- (1) Explore student aid options for students who attend a Department of Education community school for adults and opt to enroll and complete the competency-based community school diploma program to earn a Hawaii adult community school diploma; and
- (2) Work with the University of Hawaii to identify alternatives for student aid.

The Department of Education and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support 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 concurs with the intent and purpose of S.C.R. No. 160 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, 4 (Woodson, Ing, McKelvey, Quinlan).

**SCRep. 2043-18 Education on S.C.R. No. 194**

The purpose of this measure is to request and urge the Department of Education to:

- (1) Ensure that all public school students, including public charter school students, have equal access to appropriate food services; and
- (2) Immediately provide school breakfasts and lunches to charter school students who qualify at no additional expense to the charter school or students.

The Native Hawaiian Education Council, Association of Hawaiian Civic Clubs, Hawaii Public Charter Schools Network, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Kanu o ka 'Aina Learning 'Ohana, Hawaii State Teachers Association, and two individuals supported this measure. The Department of Education and State Public Charter School Commission provided comments 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 S.C.R. No. 194, S.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, 4 (Woodson, Ing, McKelvey, Quinlan).

**SCRep. 2044-18 Education on S.C.R. No. 81**

The purpose of this measure is to request the convening of a working group by August 1, 2018, to examine how the Department of Education can maximize Medicaid reimbursement for support services offered to eligible students during school hours.

The Department of Education and Hawaii State Teachers Association testified in support of this measure.

Your Committee has amended this measure by:

- (1) Requesting the working group to submit a report of its findings and recommendations and any other actions taken pursuant to this measure to the Legislature no later than 20 days before the convening of the 2019 Regular Session; 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 Education that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 81, 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. 81, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 7. Noes, none. Excused, 4 (Woodson, Ing, McKelvey, Quinlan).

**SCRep. 2045-18 Education on S.C.R. No. 64**

The purpose of this measure is to request federal funding to provide school resource officers in every intermediate and high school in the State that requests it.

The Department of Education and an individual testified in support of this measure. The American Civil Liberties Union of Hawai'i and Hawaii Youth Services Network opposed this measure.

Your Committee has amended this measure by:

- (1) Clarifying that this measure requests federal funding to provide school resource officers in every middle or intermediate school and high school in the State that requests school resource officers; and



- (2) Amending its title to read: "REQUESTING FEDERAL FUNDING TO PROVIDE SCHOOL RESOURCE OFFICERS IN EVERY MIDDLE OR INTERMEDIATE SCHOOL AND HIGH SCHOOL IN THE STATE THAT REQUESTS SCHOOL RESOURCE OFFICERS."

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 S.C.R. No. 64, 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. 64, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 7. Noes, none. Excused, 4 (Woodson, Ing, McKelvey, Quinlan).

**SCRep. 2046-18 Education on S.C.R. No. 65**

The purpose of this measure is to request the Honolulu Police Department to:

- (1) Report on the costs of funding on-campus school resource officers, including manpower, the number of officers necessary, and any other costs required for such officers to be stationed in intermediate and high schools on Oahu; and
- (2) Submit a report to the Legislature no later than 20 days prior to the convening of the 2019 Regular Session.

The Department of Education and an individual supported this measure. The American Civil Liberties Union of Hawai'i opposed 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 S.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, 7. Noes, none. Excused, 4 (Woodson, Ing, McKelvey, Quinlan).

**SCRep. 2047-18 Health & Human Services on S.C.R. No. 156**

The purpose of this measure is to request the Department of Health to:

- (1) Review existing research on the impact of screen time and media consumption on children's and adolescents' physical activity, nutrition, and obesity and policies implemented in other jurisdictions to address this issue; and
- (2) Submit a report of their findings and recommendations to the Legislature including:
  - (A) Key points from existing research;
  - (B) A list of policies that other states and countries have instituted and an assessment of the appropriateness for Hawaii, as well as any novel policy ideas; and
  - (C) A summary of findings and recommendations from a future convening of nutrition and physical activity stakeholders discussing national recommendations.

The Department of Health, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and several concerned individuals provided testimony in support of this measure.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 156, 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, 1 (Tupola).

**SCRep. 2048-18 Health & Human Services on S.C.R. No. 11**

The purpose of this measure is to:

- (1) Urge the Department of Education, Department of Health, Department of Human Services, and Judiciary to permanently establish the Hawaii Interagency State Youth Network of Care (HISYNC);
- (2) Urge the various state entities to participate in HISYNC and the Hawaii Interagency Local Youth Network of Care (HILYNC);
- (3) Urge additional child-serving agencies that are not currently members of HISYNC to participate in HISYNC's interagency forum and send local representatives to each of the regional HILYNC committees; and
- (4) Urge HISYNC to coordinate the complex landscape of the child-serving system.

The Department of Health, Department of Education, Hawaii Youth Services Network, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i testified in support of this measure.

Your Committee has amended this measure by changing the title to read, "URGING THE DEPARTMENT OF EDUCATION, DEPARTMENT OF HEALTH, DEPARTMENT OF HUMAN SERVICES, AND JUDICIARY TO PERMANENTLY ESTABLISH AND PARTICIPATE IN THE HAWAII INTERAGENCY STATE YOUTH NETWORK OF CARE (HISYNC) TO BETTER SERVE YOUTH AND FAMILIES WITH COMPLEX NEEDS IN THE STATE."

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 11, 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. 11, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 2049-18 Health & Human Services on S.C.R. No. 149**

The purpose of this measure is to request the Executive Office on Aging and the University of Hawaii Center on Aging to convene a working group to review the provision of in-home care services in Hawaii, make recommendations that will improve the quality of care, and include its review and recommendations in a report to the Legislature.

The Policy Advisory Board for Elder Affairs, Caring Across Generations, AARP Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and a few concerned individuals submitted testimony in support of this measure. The Executive Office on Aging provided comments.

Your Committee has amended this measure by:

- (1) Amending the title to read, "REQUESTING THE EXECUTIVE OFFICE ON AGING AND THE UNIVERSITY OF HAWAII CENTER ON AGING TO CONVENE A WORKING GROUP TO REVIEW IN-HOME CARE SERVICES AND MAKE RECOMMENDATIONS TO IMPROVE THE QUALITY OF CARE AND URGING THE DEPARTMENT OF HEALTH TO ADOPT ADMINISTRATIVE RULES TO PROTECT CONSUMERS.";
- (2) Specifying that care provided by home care agencies, home health agencies, and care provided by emerging aging in place care models that are providing home care or home health care services in the community are to be described within the in-home care services working group review and report;
- (3) Urging the Department of Health to adopt administrative rules for home health care agencies by October 1, 2018;
- (4) Urging the Department of Health to report to the Legislature upon adopting the administrative rules; and
- (5) Making other 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 Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 149, 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. 149, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 2050-18 Judiciary on S.C.R. No. 116**

The purpose and intent of this measure is to request the Legislative Reference Bureau to submit a report to the Legislature detailing:

- (1) All current state gun control laws, including restrictions on ownership, modifications, and accessories; penalties for illegal use or possession; and the processes required for obtaining and dispossessing individuals of various types of firearms;
- (2) Data on violent crime in Hawaii, including the number of instances involving a firearm, the number of deaths attributed to a firearm, and the number of firearms deaths caused by an accident or accidental discharge of a firearm;
- (3) Aggregate data on the number of registered firearm owners in the State and the total number of legally permitted firearms; and
- (4) A comparison of state statutes, rules, and regulations to existing federal statutes, rules, and regulations where parallel comparisons are available.

The Oahu County Committee on Legislative Priorities for the Democratic Party of Hawaii, and two individuals testified in support of this measure. One individual testified in opposition to this measure. The Legislative Reference Bureau commented 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 S.C.R. No. 116, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, 3 (Brower, Lee, McDermott).

**SCRep. 2051-18      Judiciary on S.C.R. No. 186**

The purpose of this measure is for the Office of the Mayor, County of Hawaii, to study the feasibility of creating an oversight authority for subdivisions in the County of Hawaii that would have the power to:

- (1) Validate homeowner associations if none are stated in subdivision deeds for those subdivisions with private roads;
- (2) Audit or validate disputed assessments imposed by such homeowner associations; and
- (3) resolve disputes on such matters between property owners and their respective homeowner associations.

For the purposes of a public hearing on this measure, your Committee circulated SCR186, S.D.1, H.D.1 PROPOSED (Proposed Draft), and notified the public that it would be accepting testimony on the Proposed Draft.

Two 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 Judiciary that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 186, S.D. 1, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 186, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 5. Noes, none. Excused, 3 (Brower, Lee, McDermott).

**SCRep. 2052-18      Health & Human Services on S.C.R. No. 142**

The purpose of this measure is to designate the first week of December as Cancer Screen Week and encourage residents of Hawaii to seek appropriate cancer screenings.

The Department of Health, Hawai'i Primary Care Association, Kōkua Mau, St. Francis Healthcare System of Hawaii, Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, and Hawai'i Care Choices submitted testimony in support of this measure. American Cancer Society Cancer Action Network and several concerned individuals provided comments.

Your Committee has amended this measure by deleting its contents and inserting new language that:

- (1) Amends the title to read, "REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A WORKING GROUP TO EXAMINE PALLIATIVE CARE SERVICES AND DEVELOP RECOMMENDATIONS TO EXPAND PALLIATIVE CARE SERVICES IN HAWAII";
- (2) Requests that the Department of Health convene a working group, with the assistance of Kokua Mau and the American Cancer Society Cancer Action Network, to examine the current state of palliative care services available in Hawaii and develop recommendations to expand palliative care services in the State; and
- (3) Requests the working group to submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2019.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 142, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 142, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

**SCRep. 2053-18      Ocean, Marine Resources, & Hawaiian Affairs on S.C.R. No. 74**

The purpose of this measure is to request Papa Ola Lōkahi to conduct an assessment of the social, financial, and cultural impact of providing coverage for Native Hawaiian culture-based practices, as well as Native Hawaiian healing practices provided by practitioners certified by a kupuna council convened by Papa Ola Lōkahi, that have been shown to be effective in managing weight, cardiovascular health, diabetes, and other chronic diseases.

The Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i, Hawaiian Civic Club of Honolulu, Ho'omanapono Political Action Committee, and a concerned individual testified in support 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 Ocean, Marine Resources, & Hawaiian Affairs 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, 5. Noes, none. Excused, 2 (DeCoite, Say).

**SCRep. 2054-18 Finance on S.C.R. No. 11**

The purpose of this measure is to urge the Department of Education, Department of Health, Department of Human Services, and Judiciary to permanently establish and participate in the Hawaii Interagency State Youth Network of Care (HISYNC) to better serve youth and families with complex needs 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 S.C.R. No. 11, S.D. 1, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2055-18 Finance on S.C.R. No. 22**

The purpose of this measure is to request the establishment of a working group to identify barriers to improving the state's hiring processes.

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, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2056-18 Finance on S.C.R. No. 27**

The purpose of this measure is to request the Auditor to conduct a Sunrise Review of the licensure and regulation of home inspectors.

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, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2057-18 Finance on S.C.R. No. 2**

The purpose of this measure is to authorize the issuance of a term, non-exclusive easement covering a portion of state submerged lands at Waianae, Oahu, for the existing seawall, steps, and landscaped area 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. 2, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2058-18 Finance on S.C.R. No. 18**

The purpose of this measure is to authorize the issuance of a term, non-exclusive easement covering a portion of state submerged lands at Waikiki, Honolulu, Oahu, for the existing pier and seawall 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. 18, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2059-18 Finance on S.C.R. No. 19**

The purpose of this measure is to authorize the amendment of a term, non-exclusive easement covering a portion of state submerged lands at Kahala, Honolulu, Oahu, for the seawall and steps, 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. 19, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2060-18 Finance on S.C.R. No. 39**

The purpose of this measure is to authorize the issuance of a term, non-exclusive easement covering a portion of state submerged lands at Heeia, Koolaupoko, Oahu, for the existing seawall and landscaped area 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. 39, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2061-18 Finance on S.C.R. No. 14**

The purpose of this measure is to approve the sale of the leased fee interest in 2949 Ala Ilima Street, No. 204, Honolulu, 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. 14, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2062-18 Finance on S.C.R. No. 15**

The purpose of this measure is to approve the sale of the leased fee interest in 41-1373 Haunaukoi 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. 15, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2063-18 Finance on S.C.R. No. 16**

The purpose of this measure is to approve the dedication of Leali'i Parkway, Lahaina, Hawaii, to the County of Maui.

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. 16, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2064-18 Finance on S.C.R. No. 45**

The purpose of this measure is to authorize the issuance of a non-exclusive easement, as amended, covering a portion of state submerged lands at Puamana, Lahaina, Maui, for various seawall structures, a concrete groin, and revetment footings of a historic swimming pool.

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. 45, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2065-18 Finance on S.C.R. No. 49**

The purpose of this measure is to authorize the issuance of a term, non-exclusive easement covering a portion of state submerged lands at Honokawai, Lahaina, Maui, for seawall 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 S.C.R. No. 49, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2066-18 Finance on S.C.R. No. 79**

The purpose of this measure is to authorize the issuance of a term, non-exclusive easement and issuance of immediate right of entry covering a portion of state land at Kaanapali, Lahaina, Maui, for beach walk, trench drain, sign, and public beach shower 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 S.C.R. No. 79, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2067-18 Finance on S.C.R. No. 80**

The purpose of this measure is to authorize the issuance of a term, non-exclusive easement covering a portion of state submerged lands at Spreckelsville, Wailuku, Maui, for the existing seawall and boulder revetment 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. 80, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2068-18 Finance on S.C.R. No. 95**

The purpose of this measure is to support the purchase, preservation, and restoration of agricultural and conservation lands in Maunawili Valley, O'ahu, and urge various federal, state, and county entities to acquire and protect important ancient and historic sites and trails and waters in Maunawili Valley.

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. 95, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2069-18 Finance on S.C.R. No. 48**

The purpose of this measure is to request the Department of Hawaiian Home Lands to provide multi-family, high-density development in transient-oriented development zones and tiny homes for 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. 48, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2070-18 Finance on S.C.R. No. 64**

The purpose of this measure is to request federal funding to provide school resource officers in every middle or intermediate school and high school in the state that requests school resource officers.

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. 64, S.D. 1, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2071-18 Finance on S.C.R. No. 81**

The purpose of this measure is to request the establishment of a working group to examine how the Department of Education can maximize Medicaid reimbursement for support services offered to eligible students during school hours.

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. 81, S.D. 1, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2072-18 Finance on S.C.R. No. 121**

The purpose of this measure is to request the Hawaii Sister-State Committee and Department of Business, Economic Development, and Tourism to evaluate the Sister-State Program and make recommendations to improve the capacity and sustainability of the efforts to promote mutually beneficial international relationships.

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, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2073-18 Finance on S.C.R. No. 40**

The purpose of this measure is to request the State of Hawaii Department of Defense to convene an Emergency Management Agency review task force.

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. 40, S.D. 1, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2074-18 Finance on S.C.R. No. 161**

The purpose of this measure is to urge the Governor and Director of the Hawaii Emergency Management Agency to improve Hawaii's emergency preparedness and hazard mitigation measures.

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. 161 and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2075-18 Finance on S.C.R. No. 133**

The purpose of this measure is to authorize the issuance of a term lease covering a portion of state submerged lands at Kahalu'u, North Kona, Island of Hawai'i.

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. 133, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2076-18 Finance on S.C.R. No. 149**

The purpose of this measure is to request the Executive Office on Aging and the University of Hawaii Center on Aging to convene a working group to review in-home care services and make recommendations to improve the quality of care and urging the Department of Health to adopt administrative rules to protect consumers.

Your committee has amended this measure by making technical, clarifying 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 S.C.R. No. 149, S.D. 1, H.D. 1, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 149, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.  
Ayes, 12. Noes, none. Excused, 3 (Fukumoto, Tupola, Ward).

**SCRep. 2077-18 Health & Human Services on S.C.R. No. 83**

The purpose of this measure is to urge the Executive Office on Aging to conduct a study on the impacts of an aging population on state benefits and services and long-term care in Hawaii and submit a report to the 2019 Legislature.

Hawai'i Advocates for Consumer Rights, Kupuna Caucus of the Democratic Party of Hawai'i, and Oahu County Committee on Legislative Priorities of the Democratic Party of Hawai'i submitted testimony in support of this measure.

Your Committee has amended this measure by deleting its contents and:

- (1) Amending its title to read, "REQUESTING THE AUDITOR TO ASSESS BOTH THE SOCIAL AND FINANCIAL EFFECTS OF PROPOSED MANDATED HEALTH INSURANCE COVERAGE THAT REQUIRES INSURERS, HOSPITAL AND MEDICAL SERVICES PLANS, AND HEALTH MAINTENANCE ORGANIZATIONS TO PROVIDE COVERAGE FOR MEDICAL PROCEDURES TO ELIMINATE OR PROVIDE MAXIMUM FEASIBLE TREATMENT OF PORT-WINE STAINS."; and

- (2) Inserting new language that:
- (A) Requests that the Auditor evaluate the social and financial effects of proposed mandated health insurance coverage pursuant to H.B. No. 1705, H.D.1, Regular Session of 2018, that would require insurers, hospital and medical services plans, and health maintenance organizations to provide coverage for medical procedures to eliminate or provide maximum feasible treatment for port-wine stains; and
  - (B) Requests that the Auditor submit a report of findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2019.

As affirmed by the record of votes of the members of your Committee on Health & Human Services that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 83, S.D. 1, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 83, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.  
Ayes, 4. Noes, none. Excused, 1 (Belatti).



**Conf. Com. Rep. 1-18 on S.B. No. 192**

The purpose of this measure is to manage state finances.

More specifically, the measure:

- (1) Deposits settlement moneys received in 2018 that relate to compliance with the Tobacco Master Settlement Agreement from calendar years 2004 to 2017 into the emergency and budget reserve fund;
- (2) Authorizes the Director of Finance to transfer moneys in the natural area reserve fund that are in excess of the needs of that reserve fund into the general fund;
- (3) Provides that moneys in the tobacco settlement special fund that are in excess of the needs of that special fund shall provide revenue to the Hawaii tobacco prevention and control trust fund and the university revenue-undertakings fund; and
- (4) Specifies that moneys in the tobacco settlement special fund that are in excess of the needs of that special fund are to be used to supplant any losses that result from any discount or reduction taken against regular master settlement agreement payments received by the State between calendar years 2018 and 2022.

Your Committee on Conference finds that depositing and authorizing the transfer and utilization of revenues as described above is prudent and in the best interest of the State.

Your Committee on Conference also finds that an extraordinary weather event of torrential rains caused widespread flooding and serious damage in the County of Kauai and portions of the City and County of Honolulu in April 2018. On the island of Kauai, the rains caused extensive damage to the slopes adjacent to Kuhio Highway, and impacted the communities of Wainiha, Haena, and other regions. In the City and County of Honolulu, the rains caused serious damage in Waimanalo and East Honolulu. At this point, it is unclear if other areas of the State have been severely impacted as well.

Your Committee on Conference further finds that the severe, sudden, and extraordinary weather event caused damage, losses, and suffering that affected the health, welfare, and living conditions of a substantial number of persons, and is of such a nature as to warrant rehabilitative assistance from the State.

Your Committee on Conference has amended this measure by appropriating moneys to the Department of Defense for disaster relief efforts in the County of Kauai and other areas of the State that have been adversely impacted by the extraordinary weather event that occurred in April 2018.

More specifically, the measure appropriates moneys to protect the health, safety, and welfare of the people, and provide relief from disaster damages, losses, and suffering, as follows:

- (1) \$100,000,000 to be expended in the County of Kauai; and
- (2) \$25,000,000 to be expended in areas of the State other than Kauai.

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. 192, 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. 192, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Cullen, Morikawa, Nakamura and Ward.  
Managers on the part of the House.  
Ayes, 5. Noes, none. Excused, none.

Senators Dela Cruz, Keith-Agaran and Galuteria.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 2-18 on S.B. No. 508**

The purpose of this measure is to change the percentage deducted and withheld from the disposition of Hawaii real property by nonresidents from five percent of the amount realized to an unspecified percentage.

Your Committee on Conference finds that section 235-68, Hawaii Revised Statutes, requires a withholding of income tax on the disposition of real property held by nonresidents. This withholding is sometimes referred to as "HARPTA", an acronym for Hawaii Real Property Tax Act. Your Committee on Conference further finds that this section was enacted to provide a means for the State to collect capital gains taxes from absentee property owners.

Your Committee on Conference has amended this measure by changing the withholding rate from an unspecified percentage to 7.25 percent.

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. 508, 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. 508, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Cullen, Yamashita and Tupola.  
 Managers on the part of the House.  
 Ayes, 3. Noes, none. Excused, 1 (Tupola).

Senators Dela Cruz, Keith-Agaran and Galuteria.  
 Managers on the part of the Senate.  
 Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 3-18 on H.B. No. 1900**

**PART I. OVERVIEW**

Your Committee on Conference has approved a Conference Draft of the executive budget that is less than the operating budget request submitted by the Administration. The Conference Draft appropriates \$14,438,080,109 in all funds, inclusive of \$7,512,285,586 in general funds for fiscal year 2018-2019.

The Administration's initial budget submittal to the Legislature added \$21,256,787 in general funds for fiscal year 2018-2019. Since submitting the initial budget to the Legislature in December, the Administration also submitted various Governor's Messages that adjusted its initial request by adding \$45,146,065 in general funds for fiscal year 2018-2019.

The net change of the appropriations in this measure, as amended by your Committee on Conference, results in an executive budget for fiscal biennium 2017-2019 as follows:

	Fiscal Year 2017-2018		Fiscal Year 2018-2019	
	All Funds	General Funds	All Funds	General Funds
Executive Budget Act 49, SLH 2017	\$14,110,569,014	\$7,248,455,293	\$14,308,859,860	\$7,421,597,622
Executive Request (Including Governor's Messages #7, #8, #11 and #12)	\$0	\$0	\$122,073,349	\$66,402,852
Net Change of Conference Draft	\$0	\$0	\$129,220,249	\$90,687,964
Total Appropriation	\$14,110,569,014	\$7,248,455,293	\$14,438,080,109	\$7,512,285,586

**PART II. OPERATING BUDGET HIGHLIGHTS**

The Conference Draft of the executive budget includes the following major adjustments:

Agriculture

- (1) Adding \$800,000 in general funds for invasive and hazardous plant mitigation; and
- (2) Adding 2.00 permanent positions and \$162,500 in general funds for the Farm-to-State Food Program;

Accounting and General Services

- (1) Adding \$100,000 in general funds for salary increases for Office of Information Practices personnel;
- (2) Adding 75.00 permanent positions, 3.00 temporary positions, and \$5,663,887 in general funds for capital improvement project staff costs;
- (3) Adding 2.00 permanent positions and \$228,972 in general funds for salary increases for State Procurement Office personnel; and
- (4) Adding \$500,000 in general funds for a comprehensive review and analysis of the Hawaii Public Procurement Code;

Attorney General

- (1) Adding \$2,000,000 in general funds for the litigation fund;

Business, Economic Development and Tourism

- (1) Adding \$150,000 in general funds for the unmanned aerial systems program;
- (2) Adding \$150,000 in general funds for the Pacific International Space Center for Explorations System;
- (3) Adding \$1,500,000 in general funds for the Excelerator Program; and

- (4) Adding \$1,050,000 in general funds for community-based economic development for elderly transportation services and the kupuna community care network;

Budget and Finance

- (1) Reducing \$15,126,328 for debt service payments;
- (2) Reducing \$42,475,735 for retirement benefit payments; and
- (3) Reducing \$23,765,824 for health premium payments;

Commerce and Consumer Affairs

- (1) Adding \$7,920,000 in trust funds for Institutional Network Cable Television; and
- (2) Adding 1.00 permanent position and \$170,058 in special funds for Business Registration and Securities Regulation;

Defense

- (1) Adding 1.00 temporary position and \$95,000 in general funds for the Hawaii State Fusion Center;
- (2) Adding \$1,446,200 in general funds for repairs and maintenance, statewide; and
- (3) Adding \$200,000 in general funds for Hawaii State Veterans Cemetery;

Education

*Regular Education*

- (1) Adding \$1,500,864 in general funds for the Office of Hawaiian Education;
- (2) Adding \$2,147,282 in general funds for the Hawaii Keiki Program;
- (3) Adding \$500,000 in general funds for the Early College High School Initiative;
- (4) Adding 1.00 permanent position and \$4,500,000 in general funds for Alternative Learning Centers;
- (5) Adding 2.00 permanent positions and \$183,818 in general funds for World Languages and Health Education;
- (6) Adding \$850,000 in general funds for Title IX compliance training;
- (7) Adding \$1,100,000 in general funds for alternative teacher route programs;
- (8) Adding \$1,080,184 in general funds for the Office of Strategy, Innovation and Performance;
- (9) Adding \$850,000 in general funds for travel costs for athletic teams;
- (10) Adding 66.00 permanent positions and \$4,783,896 in general funds for capital improvement project staff costs;
- (11) Adding 6.00 permanent positions and \$533,868 in general funds for Workforce Innovation and Opportunity Act and Adult Education and Family Literacy Act staffing;

*Libraries*

- (12) Adding \$500,000 in general funds for repair and maintenance projects;
- (13) Adding \$500,000 in general funds for books and materials;

*Charter Schools*

- (14) Adding \$142,000 in general funds for national board certified teachers;
- (15) Adding \$2,182,338 in general funds for per pupil adjustment costs;

*Early Learning*

- (16) Adding \$20,000 in general funds for the Professional Learning System; and
- (17) Adding 2.00 permanent positions and \$133,618 in general funds for the Executive Office on Early Learning and Early Learning Advisory Board;

Health

- (1) Adding \$800,000 in general funds for outreach and counseling services for chronically homeless individuals and families with severe substance abuse disorders;
- (2) Adding \$500,000 in general funds for chronic disease prevention and health promotion;
- (3) Adding \$2,871,420 in general funds for emergency medical services;
- (4) Adding \$4,500,000 in general funds for three new ambulances for the County of Kauai, County of Hawaii, and City and County of Honolulu;

*Executive Office on Aging*

- (5) Adding \$1,700,000 in general funds for Aging and Disability Resource Centers statewide;
- (6) Adding \$3,877,063 in general funds for Kupuna Care; and
- (7) Adding \$1,200,000 in general funds for the Kupuna Caregiver Fund;

*Hawaii Health Systems Corporation*

- (1) Adding \$11,230,969 in general funds for an operating subsidy;
- (2) Adding \$1,500,000 in general funds for the Hilo Medical Center Cardiac Unit; and
- (3) Adding \$28,000,000 in general funds for an operating subsidy for the Hawaii Health Systems Corporation – Maui Health System;

Human Resources Development

- (1) Adding \$101,080 in general funds for the Learning Management and Self-Directed Learning Library;

Human Services

- (1) Adding \$15,000,000 in general funds for Homeless Programs and Services;
- (2) Adding \$240,000 in general funds for Juvenile Justice Programs; and
- (3) Adding \$5,250,000 in general funds for the Kauhale On-Line Eligibility Assistance (KOLEA) System;

Labor and Industrial Relations

- (1) Adding 2.00 permanent positions and \$145,000 in general funds for the Hawaii Labor Relations Board;

Land and Natural Resources

- (1) Adding \$500,000 in general funds for mangrove remediation to address flood control issues;
- (2) Adding \$800,000 in general funds for Rapid Ohia Death response;
- (3) Adding 2.00 permanent positions and \$500,928 in general funds for the Division of Conservation and Resources Enforcement Training Academy;
- (4) Adding 9.00 permanent positions and \$283,969 in general funds for the State Historic Preservation Division; and
- (5) Adding 10.00 permanent positions and \$188,820 in general funds for State Parks Administration and Operations;

Public Safety

- (1) Adding \$5,000,000 in general funds for continued housing of inmates at the Saguaro Correctional Center;
- (2) Adding \$1,944,923 in general funds to address the Medicaid payment shortfall; and
- (3) Adding 1.00 permanent position and \$85,670 in general funds for the Sheriff Division, Kona Unit;

Taxation

- (1) Transferring in 6.00 temporary positions and \$900,000 in general funds for the Tax System Modernization Project; and
- (2) Adding 5.00 temporary positions and \$215,425 in special funds for the Special Enforcement Section;

Transportation

*Airports*

- (1) Adding \$10,994,788 in special funds for ten Wiki Wiki shuttle buses;
- (2) Adding 12.00 permanent positions and \$3,414,352 in special funds for Airport Rescue Fire Fighting at Lihue Airport;
- (3) Adding \$39,000,000 in special funds for the Consolidated Rental Car Facility Tram and Shuttle Service;

*Highways*

- (4) Adding \$1,980,600 in special funds for the Highways Financial Management System, Phase III;
- (5) Adding \$11,500,000 in general funds for special maintenance; and

*Administration*

- (6) Adding \$250,000 in special funds and \$250,000 in federal funds for safety oversight of the rail transit fixed guideway system.

University of Hawaii

- (1) Adding 5.00 permanent positions and \$300,000 in general funds for the student success initiative for the University of Hawaii at Manoa;
- (2) Adding 11.00 permanent positions and \$960,000 in general funds for the College of Tropical Agriculture and Human Resources;
- (3) Adding \$300,000 in general funds for rat lungworm research;
- (4) Adding 2.00 permanent positions and \$200,000 in general funds for the Hawaii Ant Lab;
- (5) Adding 8.00 permanent positions and \$501,000 in general funds for health, safety, and campus development for the University of Hawaii, West Oahu;
- (6) Adding 6.20 permanent positions and \$515,000 in general funds for the Health Sciences Academy;
- (7) Adding 8.00 permanent positions and \$750,000 in general funds for the student success initiative for the University of Hawaii community colleges; and
- (8) Adding 10.00 permanent positions and \$1,250,372 in general funds for online learning courses.

**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 to strengthen communities.

Your Committee on Conference has provided a total of \$1,027,951,000 for fiscal year 2017-2018 and \$735,455 for fiscal year 2018-2019 for projects funded by general obligation bond funds and \$4,657,524,000 for fiscal biennium 2017-2019 for projects funded by all other means of financing. In comparison, the Administration's proposed capital improvement program biennium budget, as amended pursuant to Governor's Messages, provided a total of \$1,027,951,000 for fiscal year 2017-2018 and \$694,143,000 for fiscal year 2018-2019 for projects funded by general obligation bonds and \$4,508,180,000 for fiscal biennium 2017-2019 for projects funded by all other means of financing.

Highlights of the capital improvements projects' budget for the biennium include:

Department of Agriculture

- \$2,750,000 for Agricultural Infrastructure Improvements, statewide
- \$4,500,000 for East Maui Water Systems
- \$4,700,000 for Agricultural Land, Oahu
- \$3,600,000 for Kekaha Ditch Irrigation System Modification, Kauai
- \$4,000,000 for Waiahole Water System Improvements, Oahu

Department of Accounting and General Services

- \$5,050,000 for Health and Safety, Information and Communication Services, statewide

Department of Business, Economic Development, and Tourism

- \$6,500,000 for First Responders Technology Campus and Cyber Security Data Center, Oahu
- \$4,900,000 for Improvements and Upgrades to Seawater System, Hawaii

Department of Education

The Administration proposed \$175,082,000 for fiscal year 2018-2019 for education facilities. Instead, your Committee on Conference has provided a total of \$350,356,000 for fiscal year 2018-2019 for education facilities including:

- \$14,350,000 for Science, Technology, Engineering and Math (STEM) Facilities, Improvements and Renovations, statewide

- \$13,000,000 for East Kapolei Middle School, Oahu
- \$10,000,000 for Pohukaina Elementary School, Oahu
- \$40,000,000 for Kihei High School, Maui
- \$10,000,000 for Gender Equity Facilities, Improvements and Renovations, statewide
- \$20,500 for Waipahu Intermediate School, Oahu

Department of Hawaiian Home Lands

- \$4,000,000 for Molokai Veterans Center, Molokai
- \$2,000,000 for Waianae Coast Parallel Route, Oahu

Department of Human Services

- \$21,500,000 for Public Housing Development, Improvements, and Renovations, statewide
- \$4,500,000 for Mayor Wright Homes On-Site Infrastructure Improvements

Department of Land and Natural Resources

- \$6,506,000 for Watershed Protection and Initiatives, statewide
- \$1,680,000 for Kawaiinui Marsh Cleanup Environmental Degradation and Restoration of Native Wildlife Habitat

Department of Public Safety

- \$40,000,000 for Women's Community Correctional Center (WCCC), Oahu

Department of Taxation

- \$16,546,000 for Tax System Modernization

Department of Transportation

- \$2,000,000 for Paakea Road Condemnation

University of Hawaii

- \$700,000 for University of Hawaii At Manoa Sinclair Library Renovation
- \$3,000,000 for University of Hawaii At Hilo, Hale Alahonua Air Conditioning Improvements
- \$5,000,000 for University of Hawaii West Oahu, Campus Center Extension
- \$3,000,000 for Community College Systems Multi-Agency Facility, Oahu
- \$200,000 for University of Hawaii John A. Burns School of Medicine

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 \$20,000,000 in general obligation bond funds in fiscal year 2018-2019 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. 1900, 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. 1900, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Cachola, Cullen, DeCoite, Fukumoto, Gates, Holt, Keohokalole, Kobayashi, Lowen, Nakamura, Todd, Yamashita, Tupola and Ward.

Managers on the part of the House.

Ayes, 14. Noes, none. Excused, 1 (Yamashita).

Senators Dela Cruz, English, Galuteria, Harimoto, Inouye, K. Kahele, Keith-Agaran, Kidani, Riviere, Shimabukuro and Wakai.

Managers on the part of the Senate.

Ayes, 9. Noes, none. Excused, 2 (Harimoto, Riviere).

**Conf. Com. Rep. 4-18 on H.B. No. 2145**

The purpose and intent of this measure is to:

- (1) Allow the synchronization of plan participants' medications;

- (2) Require plans, policies, contracts, or agreements that are offered by health insurers, mutual benefit societies, and health maintenance organizations and provide prescription drug benefits to apply prorated daily cost-sharing rates for prescriptions dispensed by network pharmacies for less than a thirty-day supply; and
- (3) Require that network pharmacies identify an anchor prescription to which all other prescriptions may be synced for the purposes of medication synchronization.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to July, 1 2018;
- (2) Removing the repeal date of July 1, 2023; and
- (3) Making technical, nonsubstantive amendments for the purpose of clarity, consistency, and style.

The intent of your Committee on Conference is to benefit residents who are taking more than one prescription medication. Your Committee on Conference requests that the Department of Commerce and Consumer Affairs Board of Pharmacy review this measure to ascertain whether it results in higher costs to consumers and businesses and recommend additional legislation no later than 20 days prior to the convening of the 2020 Legislative Session.

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. 2145, 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. 2145, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Takumi, Kobayashi and Tupola.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Baker, Espero and Ihara.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Ihara).

#### **Conf. Com. Rep. 5-18 on S.B. No. 2821**

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 as of December 31, 2017.

Your Committee on Conference finds that close conformance of state tax laws to the Internal Revenue Code is normally recommended to ease the administration of state taxes. However, your Committee on Conference believes that, in light of multiple changes that have recently come into effect at the federal level, it is appropriate that state tax laws not conform to a number of provisions of the Internal Revenue Code.

Your Committee on Conference has amended this measure by:

- (1) Deleting provisions that would make sections 162(f) (with respect to allowance of deductions for restitution or compliance with law payments), 529 (with respect to qualified tuition programs), and 529A (with respect to qualified ABLE programs) of the Internal Revenue Code inoperative for state income tax purposes;
- (2) Disallowing deductions, under section 162(f)(2), (3), and (4) of the Internal Revenue Code, for the payment of fines or penalties;
- (3) Disallowing the use of distributions from qualified tuition programs, under section 529 of the Internal Revenue Code, for elementary and secondary education;
- (4) Clarifying that, for generation-skipping transfer tax purposes, the applicable rate shall be determined using section 2642 of the Internal Revenue Code, as amended as of December 21, 2017;
- (5) Correcting a citation to the Hawaii Revised Statutes; and
- (6) 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 S.B. No. 2821, 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. 2821, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Cullen and Ward.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, none.

Senators Dela Cruz, Keith-Agaran and Galuteria.  
Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 6-18 on S.B. No. 2803**

The purpose of this measure is to:

- (1) Update boiler and elevator safety laws by making housekeeping amendments to delete obsolete language;
- (2) Rename the boiler and elevator special fund as the boiler and elevator revolving fund; and
- (3) 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 on Conference finds that current state law contains various definitions of elevators and kindred equipment that are either no longer a part of applicable standards; transitioned to the jurisdiction of other work groups; excluded from the American Society of Mechanical Engineers A17.1, Safety Code for Elevators and Escalators; or non-existent in Hawaii; therefore, it is necessary to update the state laws to comply with the national standards.

Your Committee on Conference has amended this measure by 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. 2803, 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. 2803, 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 Tokuda, Keith-Agaran and S. Chang.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 7-18 on S.B. No. 2361**

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 for their excluded counterparts.

Your Committee on Conference finds that on April 5, 2018, the State received notification of an arbitration award concerning the Hawaii Government Employees Association, collective bargaining unit (14). An agreement with the Hawaii Government Employees Association regarding Employer-Union Trust Fund contributions was previously reached and funded by Act 28, Session Laws of Hawaii 2017.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Inserting specific amounts for collective bargaining cost items, salary increases, and other cost adjustments for public employees in collective bargaining unit (14) and for their excluded counterparts for fiscal biennium 2017-2019, pursuant to the arbitration award;
- (2) Changing the effective date to upon 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. 2361, 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. 2361, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Luke, Cullen, Holt and Matsumoto.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, 1 (Matsumoto).

Senators Tokuda, Keith-Agaran and S. Chang.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (S. Chang).

**Conf. Com. Rep. 8-18 on H.B. No. 1652**

The purpose of this measure is to:

- (1) Abolish certain non-general funds and transfer the unencumbered balances to the general fund;



- (2) Establish end of the fiscal year carryover balances for various non-general funds within the Department of Labor and Industrial Relations and the Department of Commerce and Consumer Affairs; and
- (3) Increase the deduction for central services expenses from five to seven percent.

Your Committee on Conference has amended this measure by:

- (1) Abolishing only the following funds recommended by the Auditor in Auditor's Report No. 17-10:
  - (A) Est/adm license and permit tobacco and cigarette special fund;
  - (B) IRS refund intercept trust account;
  - (C) Special enforcement section collections trust account; and
  - (D) Taxes payable to counties - fuel trust accounts;
- (2) Removing the establishment of end of the fiscal year carryover balances for various non-general funds within the Department of Labor and Industrial Relations and the Department of Commerce and Consumer Affairs;
- (3) Reinstating the five percent deduction for central services expenses; 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 H.B. No. 1652, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1652, S.D. 2, 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 Keith-Agaran, Galuteria, Baker and Riviere.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, 1 (Galuteria).

#### **Conf. Com. Rep. 9-18 on H.B. No. 2081**

The purpose of this measure is to address the exponential growth in the number of rose-ringed parakeets that pose a significant threat to local economies, the environment, and human health and safety by appropriating an unspecified sum to the Department of Land and Natural Resources (DLNR) to assist and fund the National Wildlife Research Center of the United States Department of Agriculture (Research Center) to continue its efforts to manage the population of rose-ringed parakeets on the island of Kauai.

Your Committee on Conference has amended this measure by:

- (1) Appropriating \$284,011 to DLNR to assist and fund the Research Center in its efforts to manage the population of rose-ringed parakeets on the island of Kauai;
- (2) Changing its effective date to July 1, 2018; 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. 2081, 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. 2081, H.D. 1, S.D. 2, 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, 3. Noes, none. Excused, none.

Senators K. Rhoads, Gabbard and Riviere.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 10-18 on H.B. No. 2305**

The purpose of this measure is to assist coffee growers through the Pesticide Subsidy Program (Program), which offsets the costs of purchasing certain pesticides known to be effective against the destructive coffee berry borer beetle, by extending the sunset date of the Program manager position and the manager position's civil service and collective bargaining exemptions to June 30, 2022.

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. 2305, 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. 2305, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Creagan, Johanson, DeCoite, Holt, Lowen and Thielen.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, 2 (Johanson, Lowen).

Senators Gabbard, English and Ruderman.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Ruderman).

**Conf. Com. Rep. 11-18 on H.B. No. 2208**

The purpose of this measure is to:

- (1) Require that association health plan policies comply with the laws of the State regardless of the sponsoring association's domicile; and
- (2) Enable certain voluntary employer associations and sponsoring associations to qualify for authorization to transact insurance in the State.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that all association health plans issued by a voluntary association of employers authorized to do so by the United States Department of Labor and operative in the State shall comply with all applicable state laws regardless of the characteristics and tax status of the voluntary association or employers;
- (2) Clarifying that all voluntary associations of employers that issue health plans operative within the State shall be eligible for and required to hold a certificate of authority from the Insurance Division;
- (3) Requiring the Insurance Commissioner to adopt or amend any forms as necessary for implementation of this measure by no later than January 1, 2019;
- (4) Specifying that the compliance requirements for association health plans and voluntary associations of employers shall become effective on January 1, 2019; 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. 2208, 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. 2208, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Takumi, Ichiyama and Tupola.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Baker, Ruderman and Tokuda.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Ruderman).

**Conf. Com. Rep. 12-18 on S.B. No. 2407**

The purpose of this measure is to convene the Medical Cannabis Study Group to examine the legal complexities surrounding the medical use of cannabis in Hawaii.

Your Committee on Conference finds that the medical use of cannabis may be effective at treating opioid use and substance use disorders by reducing the amount of opioid medication needed to provide effective pain relief. While your Committee on Conference recognizes the importance of proceeding with due deliberation when possible, the serious public health concerns posed by opioid use disorders and substance use disorders demand a commensurate, proactive response. Your Committee on Conference finds that the S.D. 1 version of this measure, which was previously passed by the Senate,

permits immediate action to address opioid use and substance use disorders by allowing these disorders, along with withdrawal symptoms resulting from treatment of those conditions, to be treated with the medical use of cannabis.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Reverting to the S.D. 1 version, which amends the definition of "debilitating medical condition", as used in the medical use of cannabis law, to include opioid use disorders, substance use disorders, and withdrawal symptoms resulting from the treatment of those conditions; and
- (2) 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 S.B. No. 2407, 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. 2407, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, San Buenaventura, Takumi and Tupola.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Tupola).

Senators Baker, Espero and Nishihara.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Nishihara).

#### **Conf. Com. Rep. 13-18 on S.B. No. 2488**

The purpose of this measure is to establish the medical cannabis insurance reimbursement working group to address reimbursement by health insurance for medical cannabis for qualifying patients.

Your Committee on Conference finds that Act 230, Session Laws of Hawaii 2016, established a legislative oversight group, which is responsible for developing and recommending legislation to improve the state medical cannabis dispensary system to ensure that qualifying patients have safe and legal access to cannabis. Due to the complexity of the issues surrounding health insurance reimbursement for medical cannabis, your Committee on Conference further finds that the establishment of a separate, more narrowly focused working group, dedicated to tackling the difficult issues raised by health insurance reimbursement for medical cannabis, and to be assisted by the Legislative Research Bureau, is necessary.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that the Legislative Research Bureau shall provide assistance to the working group, including research and drafting assistance; and
- (2) 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 S.B. No. 2488, 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. 2488, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Takumi, Kobayashi and Tupola.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Takumi).

Senators Baker, English and Espero.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

#### **Conf. Com. Rep. 14-18 on S.B. No. 202**

The purpose of this measure is to:

- (1) Establish specific quorum and voting requirements for service area boards on mental health and substance abuse; and
- (2) Specify that service area boards on mental health and substance abuse shall fall within the Department of Health for administrative purposes.

Your Committee on Conference finds that it is important that service area boards on mental health and substance abuse are able to deliberate and make decisions on issues affecting each county. Your Committee on Conference further finds that many of the service area boards face challenges holding meetings due to lack of quorum and that defining quorum based on the number of currently appointed members, instead of based on the number of members to which each board is entitled, will better enable service area boards to meet quorum requirements.

Your Committee on Conference has amended this measure by inserting an effective date of 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. 202, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 202, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, San Buenaventura and Tupola.  
Managers on the part of the House.  
Ayes, 2. Noes, none. Excused, 1 (Tupola).

Senators Baker, S. Chang and Nishihara.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 15-18 on S.B. No. 203**

The purpose of this measure is to:

- (1) Establish specific membership, quorum, and voting requirements for the State Council on Mental Health; and
- (2) Specify that the State Council on Mental Health shall fall within the Department of Health for administrative purposes.

Your Committee on Conference finds that the State Council on Mental Health must be able to deliberate and make decisions on issues affecting persons in the community who live with mental illness. Your Committee on Conference further finds that the Council was unable to meet twice during fiscal year 2017 due to lack of quorum. Your Committee on Conference further finds that defining quorum based on the number of currently appointed members, instead of based on the number of members to which the Council is entitled, will better enable the Council to meet quorum requirements.

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 S.B. No. 203, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 203, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, San Buenaventura and Tupola.  
Managers on the part of the House.  
Ayes, 2. Noes, none. Excused, 1 (Tupola).

Senators Baker, S. Chang and Nishihara.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 16-18 on S.B. No. 2247**

The purpose of this measure is to authorize pharmacists to prescribe and dispense opioid antagonists to:

- (1) An individual who is a risk for an opioid overdose; or
- (2) A family member or caregiver of an individual who is at risk of an opioid overdose,

regardless of whether the individual has evidence of a previous prescription for an opioid antagonist from a practitioner authorized to prescribe opioids and without the need for a written, approved collaborative agreement.

Your Committee on Conference finds that the nationwide opioid epidemic continues to result in an alarming number of opioid overdose related deaths. Your Committee on Conference further finds that these deaths are often preventable via timely administration of an opioid antagonist, such as naloxone. Your Committee on Conference also finds that pharmacists are well-situated to provide education about and access to opioid antagonists. Your Committee on Conference also notes that this measure addresses objectives outlined in the Hawaii Opioid Action Plan pertaining to prevention and pharmacy-based interventions.

Your Committee on Conference has amended this measure by:

- (1) Reverting to language used in the S.D. 1 version to allow opioid antagonists to be prescribed and dispensed in the name of the individual who is to be treated or an "Opioid Antagonist Recipient" or "OAR";
- (2) Making it effective upon approval; and
- (3) Removing the sunset date.

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. 2247, 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. 2247, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Takumi, Ichiyama and Tupola.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Tupola).

Senators Baker, S. Chang and Tokuda.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 17-18 on S.B. No. 2258**

The purpose of this measure is to:

- (1) Clarify that the licensing requirements for hearing aid dealers and fitters shall not apply to audiologists licensed pursuant to chapter 468E, Hawaii Revised Statutes; and
- (2) Clarify that to be eligible for licensure as an audiologist, a person shall not be required to also be licensed as a hearing aid dealer and fitter under chapter 451A, Hawaii Revised Statutes.

Your Committee on Conference finds that under existing law, audiologists must be licensed as an audiologist under chapter 468E, Hawaii Revised Statutes, and as a hearing aid dealer and fitter under chapter 451A, Hawaii Revised Statutes. However, this dual licensure requirement is redundant and burdensome for audiologists, as licensed audiologists must complete a rigorous academic study and clinical training that far exceeds the education and training requirements for hearing aid dealers and fitters and pass a licensure examination that tests items that are equivalent to or higher than the test items on the hearing aid dealers and fitters licensure examination.

Your Committee on Conference further finds that because audiologist licensing requirements surpass the requirements for licensure as a hearing aid dealer and fitter, not requiring audiologists to hold a second license as a hearing aid dealer and fitter will not result in consumer harm. This measure therefore clarifies that licensed audiologists are not required to also be licensed as a hearing aid dealer and fitter to practice in the State.

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. 2258, 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. 2258, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Ohno, Takumi, Ito and Tupola.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, 1 (Ito).

Senators Baker, S. Chang and Tokuda.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (S. Chang).

**Conf. Com. Rep. 18-18 on S.B. No. 2799**

The purpose of this measure is to clarify the scope of practice for licensed dental hygienists practicing in a public health setting.

Your Committee on Conference finds that oral health is a critical component of a person's general health and well-being. Poor oral health can adversely affect a person's overall health and negatively impact a person's ability to eat, speak, learn, work, and communicate. Improving oral health in the State involves many key strategies, including preventative dental care, which emphasizes the importance of ongoing hygiene procedures and daily practices to prevent tooth decay and other dental diseases and conditions.

Your Committee on Conference further finds that this measure increases accessibility of preventative dental care by expanding the public health settings in which dental hygienists may provide care and broadening the services that can be performed by licensed dental hygienists in public health settings, while also holding the supervising licensed dentist responsible for procedures performed by the dental hygienist. This measure therefore reduces barriers to oral health care and supports and promotes expanded access to dental services for underserved and vulnerable populations in public health settings.

Your Committee on Conference has amended this measure by changing its 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. 2799, 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. 2799, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Ohno, Kobayashi, Tokioka and Tupola.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 2 (Tokioka, Tupola).

Senators Baker, S. Chang and Tokuda.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Tokuda).

**Conf. Com. Rep. 19-18 on S.B. No. 2340**

The purpose of this measure is to ensure certain benefits under the federal Patient Protection and Affordable Care Act of 2010 (Affordable Care Act) are preserved under Hawaii law, including:

- (1) Extending dependent coverage for adult children up to twenty-six years of age;
- (2) Prohibiting health insurance entities from imposing a preexisting condition exclusion; and
- (3) Prohibiting health insurance entities from using an individual's gender to determine premiums or contributions.

Your Committee on Conference finds that the Affordable Care Act has resulted in an estimated 20,000,000 Americans gaining health insurance coverage, while nationwide, the rate of uninsured Americans has decreased by nearly forty percent or more for every income group. Your Committee on Conference further finds that in addition to expanding coverage and improving medical care among young adults and low-income adults, the Affordable Care Act also established important protections for all Americans, in particular women and individuals with pre-existing conditions.

However, your Committee on Conference notes that the future of the Affordable Care Act remains uncertain. This measure therefore ensures that certain benefits established by the Affordable Care Act, and which may not otherwise be available under the Hawaii Prepaid Health Care Act, including extending dependent coverage for adult children up to twenty-six years of age, preventing denial of coverage for preexisting conditions, and prohibiting health insurance entities from using a person's gender when determining premiums or contributions, remain available for Hawaii residents.

Your Committee on Conference has amended this measure by:

- (1) Removing as unnecessary language that would have provided an exclusion for limited benefit health insurance, as existing law already specifies that the benefits extended by this measure do not apply to limited benefit health insurance;
- (2) Changing its effective date to upon 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. 2340, 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. 2340, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Ichiyama, Kobayashi and Tupola.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Tupola).

Senators Baker, English and Tokuda.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 20-18 on H.B. No. 2033**

The purpose of this measure is to authorize service of summons on nonresident property owners for actions involving the real property owned by the nonresident through a summons mailed to the mailing address on record with the real property tax office in the county in which the property is located.

Your Committee on Conference has amended this measure by changing its 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 H.B. No. 2033, 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. 2033, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, San Buenaventura and McDermott.  
Managers on the part of the House.  
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Taniguchi, Kim and K. Rhoads.  
Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (K. Rhoads).

**Conf. Com. Rep. 21-18 on H.B. No. 1602**

The purpose of this measure is to require:

- (1) The inclusion of a label warning of the risks of addiction and overdose on the packaging of any opioid drug dispensed by a health care professional or pharmacist; and
- (2) A health care professional or pharmacist to include the warning in an acknowledgment signed by the patient or person receiving the opioid drug for the patient.

Your Committee on Conference has amended this measure by:

- (1) Placing the new section in Chapter 329, Uniform Controlled Substances Act, instead of Chapter 329E, Overdose Prevention and Emergency Response Act;
- (2) Changing the proposed warning to read, "Caution: Opioid. Risk of overdose and addiction.";
- (3) Removing the requirement for health care professionals and pharmacists to provide a written acknowledgment signed by the health care professional or pharmacist, and the patient or person receiving the opioid drug for the patient, prior to dispensing of the opioid drug;
- (4) Changing the effective date to upon approval; provided that the warning label requirement is implemented commencing August 1, 2018; and
- (5) Making technical, nonsubstantive amendments for the purpose 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. 1602, 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. 1602, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Takumi, Learmont and Tupola.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Baker, Ruderman and Tokuda.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Ruderman).

**Conf. Com. Rep. 22-18 on H.B. No. 1716**

The purpose and intent of this measure is to:

- (1) Establish a Youth Commission within the Office of Youth Services to advise the Governor and Legislature on policies affecting youth in the State; and
- (2) Appropriate funds to the Office of Youth Services to staff and administer the Youth Commission.

Your Committee on Conference has amended this measure by:

- (1) Specifying an appropriation amount of \$81,416 for fiscal year 2018-2019 for one staff position and administrative expenses of the Youth Commission; and
- (2) 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 H.B. No. 1716, 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. 1716, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Kobayashi, Learmont and Tupola.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Tupola).

Senators Green, Shimabukuro and S. Chang.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (S. Chang).

**Conf. Com. Rep. 23-18 on H.B. No. 2106**

The purpose of this measure is to require the Environmental Council to adopt and maintain rules requiring that environmental assessments and environmental impact statements include consideration of sea level rise based upon the best available scientific data regarding sea level rise.

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. 2106, 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. 2106, H.D. 3, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lee, Ing, Lowen, Gates, Quinlan and Tupola.  
Managers on the part of the House.  
Ayes, 5. Noes, none. Excused, 1 (Quinlan).

Senators Gabbard, K. Rhoads and English.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 24-18 on H.B. No. 694**

The purpose and intent of this measure is to:

- (1) Establish and appropriate funds for the Health Analytics Program, including four full-time equivalent (4.0 FTE) positions, within the Med-QUEST Division of the Department of Human Services; and
- (2) Authorize the Health Analytics Program to maintain healthcare related data, including an all-payers medical claims database, and an encompassing data center to collect and analyze healthcare data for the benefit of consumers, providers, purchasers, and policy-makers.

Your Committee on Conference has amended this measure by:

- (1) Specifying a general fund appropriation of \$703,980 for the establishment and operation of the Health Analytics Program, including 1.2 full-time equivalent (FTE) positions, within the Med-QUEST Division of the Department of Human Services;
- (2) Specifying a federal fund appropriation of \$495,120 for the Health Analytics Program, including a 0.8 FTE position within the Med-QUEST Division of the Department of Human Services;
- (3) Changing the effective date to July 1, 2018; and
- (4) 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. 694, 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. 694, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Kobayashi, Learmont and Tupola.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Tupola).

Senators Green, Shimabukuro, S. Chang and Wakai.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, 1 (Wakai).

**Conf. Com. Rep. 25-18 on H.B. No. 2694**

The purpose of this measure is to require the Department of Health to furnish certified copies of birth certificates to homeless individuals free of charge, provided that the individual's homeless status is verified by a homeless service provider.

Your Committee on Conference has amended this measure by changing the effective date to be 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. 2694, 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. 2694, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Kobayashi, Gates and Tupola.



Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Tupola).

Senators Green, Baker, Shimabukuro and Espero.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, 1 (Espero).

**Conf. Com. Rep. 26-18 on H.B. No. 2144**

The purpose of this measure is to require the Department of Public Safety to inform inmates who have one year or less remaining before their parole or release date of the availability of assistance in securing or verifying Medicaid eligibility.

Your Committee on Conference has amended this measure by 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 H.B. No. 2144, 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. 2144, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Takayama, Kobayashi and Tupola.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Tupola).

Senators Nishihara, Green and Galuteria.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Green).

**Conf. Com. Rep. 27-18 on H.B. No. 2169**

The purpose of this measure is to appropriate funds to the Department of Health to support youth suicide early intervention, prevention, and education initiatives in Maui County.

Your Committee on Conference has amended this measure by:

- (1) Specifying the appropriation amount to be \$25,000; and
- (2) Changing its 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 H.B. No. 2169, 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. 2169, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Kobayashi, Learmont and Tupola.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Tupola).

Senators Baker, Kidani and Nishihara.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 28-18 on S.B. No. 2519**

The purpose of this measure is to authorize the Agribusiness Development Corporation to enter into contracts with private businesses to remove select municipal solid waste, glass, and food and green waste from the waste stream for use in other business sectors, including agriculture, construction, and energy production.

Your Committee on Conference finds that as the State's economy continues to grow, it is critical that innovative processes are applied to the recycling sector to reduce the pressure on the State's environment and to capture as much value as possible to support local business sectors. The Agribusiness Development Corporation, in its role of developing agriculture initiatives, is uniquely positioned to implement existing and emerging technology toward the goal of optimizing value from waste streams for agricultural uses. Your Committee on Conference finds that reducing solid waste and reusing municipal solid waste, glass, and food and green waste is something all sectors of the government should be championing.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to upon 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. 2519, 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. 2519, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lee, Creagan, Cullen, Lowen and Matsumoto.  
Managers on the part of the House.  
Ayes, 5. Noes, none. Excused, none.

Senators Gabbard, Keith-Agaran and Nishihara.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 29-18 on S.B. No. 2766**

The purpose of this measure is to reduce and control the unfunded liability of the Employee's Retirement System (ERS) and to prevent future retirement contribution increases by clarifying that accidental death and service-related disability benefits are limited to members who are employed in a position in which all contributions were made as required by the laws relating to the ERS.

Your Committee on Conference finds that as a trust fund, ERS assets are for the exclusive benefit of its members and beneficiaries. The Supreme Court of Hawaii issued a memorandum of opinion on July 10, 2017, on an appeal of a decision by the ERS Medical Board. The Court found that section 88-21, Hawaii Revised Statutes, defines "service" to include any "service as an employee paid by the State or county", and found additional language that indicates that "connected" service includes non-ERS-membership state or county service, as long as the member makes ERS contributions during the non-ERS-membership state or county service. Separately defined is "membership service" as "all service rendered by a member for which the member had made the required contributions to the system". The Court made the distinction between "service" and "membership service" and noted that section 88-79, Hawaii Revised Statutes, provides for "service-connected disability retirement" and not "membership service-connected disability retirement". Based on this opinion, it may be construed that "service" includes persons working in governmental functions paid by the State or a county who are not members of the ERS. This measure clarifies that benefits related to service-connected disability and accidental death benefits are limited to members who are beneficiaries of the trust.

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. 2766, 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. 2766, 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 Tokuda, Keith-Agaran and S. Chang.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (S. Chang).

**Conf. Com. Rep. 30-18 on S.B. No. 2767**

The purpose of this measure is to repeal certain provisions relating to a member's purchase of additional service credits by pre-tax contributions to ensure that the Employees' Retirement System maintains its status as a tax-qualified retirement plan under the Internal Revenue Code.

Your Committee on Conference finds that the Employees' Retirement System is intended to be a tax-qualified retirement plan under section 401(a) of the Internal Revenue Code. Your Committee on Conference also finds that Act 86, Session Laws of Hawaii 2015, prospectively changes the cost to purchase membership service after June 30, 2020. However, the Employees' Retirement System tax counsel has concluded that the change in purchase cost allows for greater pre-tax retirement contributions than had been approved by the Internal Revenue Service. Your Committee on Conference further finds that this measure makes amendments necessary to maintain the tax-qualified status of the Employees' Retirement System.

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. 2767, 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. 2767, 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 Tokuda, Keith-Agaran and S. Chang.  
Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (S. Chang).

**Conf. Com. Rep. 31-18 on S.B. No. 2487**

The purpose of this measure is to:

- (1) Amend the definition of "quality assurance committee" to make it consistent throughout the Hawaii Revised Statutes (HRS) for the purpose of liability protection; and
- (2) Allow for the establishment of a quality assurance committee outside of a single health plan or hospital.

Your Committee on Conference finds that while quality assurance committees are an important and established part of the healthcare delivery system, the term "quality assurance committee" has two separate, inconsistent definitions in the HRS. One definition applies to chapter 624, HRS, relating to depositions and discovery, while the other definition applies to chapter 663, HRS, relating to tort actions. Further, quality assurance committees established under chapter 624, HRS, may be established outside of a single health plan or hospital, whereas quality assurance committees established under chapter 663, HRS, may not. Your Committee on Conference finds that this measure will correct this inconsistency and provide quality assurance committees established under chapters 624 and 663, HRS, with the same confidentiality and liability protections.

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 S.B. No. 2487, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2487, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Takumi, Cullen and Tupola.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Tupola).

Senators Baker, Green and S. Chang.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 32-18 on S.B. No. 2945**

The purpose of this measure is to eliminate the requirement that the applicant for a liquor license or renewal of a license, or in the case of transfer of a liquor license, both the transferor and the transferee, produce either a tax clearance certificate from the Internal Revenue Service or proof of entering into an installment plan agreement with the Internal Revenue Service.

Your Committee on Conference finds that under existing law, all liquor license applicants and those renewing their licenses are required to submit tax clearances from the Hawaii Department of Taxation and the Internal Revenue Service. Your Committee on Conference further finds that the Internal Revenue Service has faced increasing budgetary and resource challenges over the past few years, which has resulted in the decrease of Internal Revenue Service offices, personnel, and operating hours in Hawaii. Consequently, liquor licensees and applicants throughout the State have experienced increasing difficulties obtaining the necessary tax clearance from the Internal Revenue Service, with some licensees experiencing breaks in service due to the inability of the Internal Revenue Service to accommodate required face-to-face appointments with licensees. This measure therefore removes the requirement for liquor licensees and applicants and transferors or transferees to obtain a tax clearance from the Internal Revenue Service, which will eliminate the undue hardships, costs, and delays currently experienced by many liquor licensees and applicants.

Your Committee on Conference has amended this measure by changing its 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. 2945, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2945, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, Luke, Cullen and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Baker, S. Chang and Nishihara.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Nishihara).

**Conf. Com. Rep. 33-18 on S.B. No. 208**

The purpose of this measure is to:

- (1) Adopt the National Conference of Insurance Legislators' Model Unclaimed Life Insurance Benefits Act, which requires life insurers to conduct database searches using the federal Social Security Administration's Death Master File or similar database to determine whether an insured has died;
- (2) Require life insurers to use good faith efforts to locate any beneficiaries to a policy, contract, or retained asset account; and
- (3) Authorize the Insurance Commissioner to use discretion to limit, exempt, or phase-in compliance with requirements under certain circumstances.

Your Committee on Conference finds that the National Conference of Insurance Legislators' Model Unclaimed Life Insurance Benefits Act provides a foundation for insurers to use the Social Security Administration Death Master File to obtain notice of death of an insured in the absence of a claim and search for beneficiaries within ninety days. Your Committee on Conference further finds that this measure establishes requirements, based on a national standard of consumer protection, for locating life insurance beneficiaries and enables timely compliance by all life insurers for consumers in the State.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that failure to meet any requirements with such frequency as to constitute a general business practice shall constitute an unfair or deceptive act or practice under Article 13 of the Insurance Code, rather than making a single violation an unfair or deceptive act or practice; and
- (2) 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. 208, 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. 208, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, Luke, Cullen and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Baker, Espero and Nishihara.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Nishihara).

#### **Conf. Com. Rep. 34-18 on S.B. No. 2490**

The purpose of this measure is to:

- (1) Specify certain recall reimbursement or repair requirements for manufacturers where a stop-sale order has been issued;
- (2) Authorize a license holder to engage in business at motor vehicle dealer locations that are affiliated by common ownership under the same license;
- (3) Clarify when certain manufacturers' or distributors' sales or service performance standards shall be deemed unreasonable, arbitrary, or unfair; and
- (4) Prohibit a manufacturer or distributor from requiring a dealer to perform certain construction or renovations to the dealer's facilities; purchase items for a dealership facility in certain circumstances; or provide certain consumer and proprietary data, unless certain conditions are met.

Your Committee on Conference finds that this measure modernizes the State's motor vehicle industry licensing laws by: specifying recall reimbursement or repair requirements for manufacturers where a stop-sale order has been issued; allowing a licensed motor vehicle dealer to engage in business at multiple locations affiliated by common ownership within the same county; and clarifying the rights and obligations of dealers, manufacturers, and distributors with respect to improvements and upgrades on dealers' facilities, dealers' sales and service performance standards, and access to dealers' consumer and proprietary data.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that the applicability of certain recall reimbursement and repair requirements includes those used vehicles taken into the used vehicle inventory of a dealer as a result of a consumer trade-in incident to the purchase of a certified pre-owned used vehicle;
- (2) Specifying that for purposes of determining eligibility for recall repairs, a manufacturer may direct the manner and method in which a dealer demonstrates the inventory status of an affected used motor vehicle; provided that the manner and method and information requested is not unduly burdensome;
- (3) Clarifying the requirements associated with improvements to a dealer's facilities, including:
  - (A) Clarifying the obligations of a manufacturer or distributor when a dealer chooses not to make facility improvements or technological upgrades, rather than specifying when a dealer is not eligible for facility-related incentives or benefits;

- (B) Clarifying the term "substantial alteration";
- (C) Clarifying the requirements for an incentive program under which a dealer completes a facility construction, renovation, or substantial alteration; and
- (D) Clarifying when dealer eligibility for facility-related incentives does not apply;
- (4) Clarifying performance standard requirements when determining a dealer's compliance with a franchise agreement;
- (5) Specifying that a manufacturer or distributor is permitted to require a dealer to provide consumer data and propriety data that pertains to analytics or for reasonable marketing purposes for the benefit of the providing dealer;
- (6) Changing its effective date to July 1, 2018; 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. 2490, 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. 2490, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Aquino, Takumi, Cullen and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Baker, Nishihara and Tokuda.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

#### **Conf. Com. Rep. 35-18 on S.B. No. 2783**

The purpose of this measure is to align the Hawaii Public Housing Authority's prohibition on smoking law with the smoke-free policy of the United States Department of Housing and Urban Development (HUD). Specifically, this measure increases, from twenty to twenty-five feet:

- (1) The smoke-free zone around certain areas and buildings, including administrative office buildings, of any public housing project, elder or elderly housing, or state low-income housing project; and
- (2) The minimum setback for designated smoking areas.

Your Committee on Conference finds that secondhand smoke contains more than seven thousand chemicals, hundreds of which are toxic, and approximately seventy of which can cause cancer, and that exposure to thirdhand smoke, which is residual nicotine and other chemicals left on indoor surfaces by tobacco smoke, may also pose health threats, especially to infants and young children who may mouth and touch affected objects and surfaces. Your Committee on Conference finds that, accordingly, HUD instituted its final rule, effective February 3, 2017, requiring public housing agencies to implement a smoke-free policy by July 30, 2018, that establishes a twenty-five foot smoke-free radius around public housing units and administrative office buildings. Your Committee on Conference finds that this measure may help protect residents of public housing and others in the vicinity of public housing administrative buildings from secondhand and thirdhand smoke and will bring Hawaii statutes into conformity with HUD's smoke-free policy.

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 S.B. No. 2783, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2783, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Brower, San Buenaventura, Takayama and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Thielen).

Senators Baker, Espero, S. Chang, Ihara and Tokuda.  
Managers on the part of the Senate.  
Ayes, 5. Noes, none. Excused, none.

#### **Conf. Com. Rep. 36-18 on S.B. No. 2567**

The purpose of this measure is to:

- (1) Establish a Cesspool Conversion Working Group (Working Group) within the Department of Health (DOH) to develop a comprehensive plan for cesspool conversion statewide by 2050;

- (2) Commission and appropriate funds for the University of Hawaii (UH) Water Resources Research Center, in cooperation with DOH, to perform a statewide study of sewage contamination in nearshore marine areas; and
- (3) Appropriate funds to DOH to conduct research or gather technical assistance on other issues as identified by the Working Group in completing its comprehensive cesspool conversion plan.

Your Committee on Conference finds that drinking water, public recreation, and the precious coral reefs, on which Hawaii's economy, shoreline, recreation, fisheries, and native species depend, has been impaired by cesspool pollution and are in imminent damage of further damage. Your Committee on Conference further finds that costs, terrain, and other geologic and geographic factors complicate the upgrading or conversion of cesspools in many areas of the State. Your Committee on Conference therefore finds that it is best to convene a Working Group representative of various stakeholders to address this complex issue.

Your Committee on Conference has amended this measure by:

- (1) Clarifying the objectives of the Working Group;
- (2) Deleting the fifteen-year time frame the Working Group would have considered in making recommendations for the DOH to ensure cesspool conversions;
- (3) Revising the membership of the Working Group;
- (4) Allowing the Working Group to contract for services to establish a cesspool conversion plan and exempting the contract from the Hawaii Public Procurement Code;
- (5) Updating the preamble;
- (6) Inserting an appropriation amount of \$500,000 for the UH Water Resources Research Center, in cooperation with DOH, to perform a statewide study of sewage contamination in nearshore marine areas;
- (7) Inserting an appropriation amount of \$1,000,000 for the DOH to conduct research or gather technical assistance on other issues as identified by the Working Group in completing its comprehensive cesspool conversion plan;
- (8) Changing the effective date to July 1, 2018; 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. 2567, 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. 2567, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lee, Mizuno, Lowen, Keohokalole and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 2 (Mizuno, McDermott).

Senators Gabbard, Baker, English and Riviere.  
Managers on the part of the Senate.  
Ayes, 4. Noes, none. Excused, none.

#### **Conf. Com. Rep. 37-18 on H.B. No. 2748**

The purpose of this measure is to require, and appropriate funds to, the Hawaii Housing Finance and Development Corporation to study housing waitlists in the State and in each county to gain a better understanding of the current and future demand for and supply of affordable housing suitable for individuals with access and functional needs.

Your Committee on Conference finds that the State needs a comprehensive housing measure that takes a momentous step forward in addressing the statewide affordable rental housing crisis. Your Committee further finds that increasing the available funding in the Rental Housing Revolving Fund and Dwelling Unit Revolving Fund, expanding the general excise tax exemption for the construction of affordable rental units, and studying the current and future needs for rental housing are policies to proactively address Hawaii's housing crisis.

In addition, your Committee finds that:

- (1) The Rental Housing Revolving Fund provides equity gap low-interest loans or grants to qualified owners and developers for the development, pre-development, construction, acquisition, or preservation of affordable rental housing. The appropriation contained in this measure will more than double the Revolving Fund's capacity to provide low-income and working families with quality affordable housing;
- (2) The Dwelling Unit Revolving Fund provides interim construction financing of affordable housing projects, including construction of community facilities and necessary infrastructure to support housing development, and mitigates the cost to the State of housing development;

- (3) An expansion of the general excise tax exemption for construction of affordable rental units will spur the creation of more affordable housing and is expected to result in the construction of 24,000 new affordable rental units; and
- (4) An assessment of housing needs for persons with low or no income and functional barriers to successfully maintain stable housing will allow policy makers to make informed policy decisions in the creation of appropriate affordable housing and provision of supportive services.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Appropriating \$200,000,000 into the Rental Housing Revolving Fund;
- (2) Appropriating \$10,000,000 into the Dwelling Unit Revolving Fund;
- (3) Increasing the aggregate available amount of the general excise tax exemption for costs of developing affordable rental housing from \$7,000,000 per year to \$30,000,000 per year, and extending availability of the exemption for an additional eight years to 2030; and
- (4) Appropriating \$50,000 to the Hawaii Housing Finance and Development Corporation to prepare an assessment of housing needs for persons with significant access and functional barriers and available supportive services.

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. 2748, 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. 2748, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Brower, Mizuno, Nakamura, Gates, Hashem, Todd and McDermott.

Managers on the part of the House.

Ayes, 6. Noes, none. Excused, 1 (McDermott).

Senators Dela Cruz, Baker and Espero.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

#### **Conf. Com. Rep. 38-18 on H.B. No. 2359**

The purpose of this measure is to:

- (1) Specify the areas in a public housing project, elder or elderly housing, or state low-income housing project that are closed to the public and signage requirements for these areas; and
- (2) Clarify that a person commits criminal trespass in the second degree if the person enters or remains:
  - (A) Unlawfully in areas of a housing project that are closed to the public; or
  - (B) In violation of a written warning or request to leave the housing project.

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. 2359, 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. 2359, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Brower, Nishimoto, Hashem and McDermott.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Espero, Taniguchi and K. Rhoads.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

#### **Conf. Com. Rep. 39-18 on H.B. No. 1876**

The purpose of this measure is to allow motor vehicle insurers to satisfy the requirement that insurers provide a complete sales and claims office in the State by allowing the insurer's licensed producer to establish and maintain a sales and claims office on every island the insurer does business.

Your Committee has amended this measure by:

- (1) Clarifying that licensed producers of a motor vehicle insurer that establish and maintain an office in every county, rather than on every island, the insurer does business meet the requirement for an insurer to provide a complete sales and claims office in the State; and

- (2) Changing its 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 H.B. No. 1876, 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. 1876, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, Cullen, Ichiyama and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Baker, Espero and Ihara.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 40-18 on H.B. No. 1874**

The purpose of this measure is to encourage alternative dispute resolution by, temporarily, until June 30, 2023:

- (1) Expanding the scope of the Condominium Education Trust Fund to cover voluntary binding arbitration; and  
(2) Amending the conditions that mandate mediation and exceptions to mandatory mediation for condominium related disputes.

Your Committee on Conference has amended this measure by:

- (1) Changing its effective date to January 2, 2019;  
(2) Specifying that sections 514B-71(a), 514B-72(a), and 514B-161, Hawaii Revised Statutes, shall be reenacted in the form in which they read on January 1, 2019, upon this measure's repeal on June 30, 2023; 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. 1874, 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. 1874, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, Cullen, Ichiyama and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Baker, Kidani and Nishihara.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 41-18 on H.B. No. 1873**

The purpose of this measure is to clarify the effect of a payment plan to resolve a nonjudicial foreclosure, including payment obligations, mediation requirements, and triggers for further default. This measure further clarifies the procedures for disputing common expense assessments and disputing penalties or fines, late fees, legal fees, lien filing fees, or other charges.

Your Committee on Conference has amended this measure by:

- (1) Inserting a sunset date of June 30, 2020; 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. 1873, 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. 1873, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, Nishimoto, Ichiyama and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Baker, Ihara and Ruderman.  
Managers on the part of the Senate.



Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 42-18 on H.B. No. 1621**

The purpose of this measure is to increase consumer protections by:

- (1) Prohibiting a merchant from charging a purchaser any fee, including a processing fee or an administrative fee, to repair, replace, or refund damaged or defective goods; and
- (2) Requiring restaurant franchisees to disclose their non-participation in promotions or discounts under a national advertising campaign of the franchise and prohibiting franchisors from limiting or restricting these disclosures.

Your Committee has amended this measure by:

- (1) Specifying that the mandate for disclosure of non-participation in a national advertising campaign only applies to high turnover restaurants that are part of a national chain and feature full sit-down table service by waitstaff;
- (2) Specifying that "high turnover restaurant" does not include a fast food restaurant;
- (3) Inserting a sunset date of July 1, 2023 for the mandate for disclosure of non-participation in a national advertising campaign by high turnover restaurants; 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. 1621, 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. 1621, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, Ichiyama and McDermott.  
Managers on the part of the House.  
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Baker, S. Chang and Tokuda.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (S. Chang).

**Conf. Com. Rep. 43-18 on H.B. No. 2003**

The purpose of this measure is to clarify that an individual who is subject to driver's license revocation as a penalty for driving while intoxicated may obtain a permit to drive a vehicle that does not have an ignition interlock device solely for purposes of employment based on the actual work hours during which the individual is required to drive, instead of on the length of the individual's scheduled work shift.

Your Committee on Conference has amended this measure by changing its 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 H.B. No. 2003, 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. 2003, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Aquino, San Buenaventura, Quinlan and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Inouye, Taniguchi, Espero and Kim.  
Managers on the part of the Senate.  
Ayes, 4. Noes, none. Excused, none.

**Conf. Com. Rep. 44-18 on H.B. No. 2328**

The purpose of this measure is to make certain clarifying amendments to Hawaii's affordable housing law. Specifically, the measure clarifies:

- (1) The terms and applicability of the Hawaii Housing Finance and Development Corporation's (HHFDC) authority to exercise or transfer to a qualified nonprofit housing trust the first option to purchase affordable housing units developed with HHFDC's financing or assistance; and
- (2) That Act 159, Session Laws of Hawaii 2017, does not affect rights, duties, and obligations that have matured through a signed contract or disclosure by way of a preliminary offering statement filed with the Real Estate Commission before the Act's effective date.

Your Committee on Conference has amended this measure to make 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. 2328, 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. 2328, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Brower, Nakamura, Hashem and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Espero, Shimabukuro and Ruderman.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Ruderman).

#### **Conf. Com. Rep. 45-18 on H.B. No. 2182**

The purpose of this measure is to repeal the Carbon Farming Task Force established by Act 33, Session Laws of Hawaii 2017, and permanently establish the Greenhouse Gas Sequestration Task Force, which will examine opportunities to utilize carbon sequestration to protect public health and help align the State's clean energy and carbon sequestration goals with the State's climate goals.

Your Committee on Conference has amended this measure by:

- (1) Requiring the Greenhouse Gas Sequestration Task Force to:
  - (A) Additionally identify appropriate criteria to measure increases in agricultural and aquacultural product yield and quality attributable to greenhouse gas sequestration and improvements in soil health; and
  - (B) Include in its preliminary report to the Legislature types of agricultural and aquacultural practices, public land and marine use policies, and on-farm managing practices and types of incentives, grants, research, and assistance that result in tangible economic benefits to agricultural and aquacultural operations;
- (2) Statutorily establishing a statewide target to sequester more atmospheric carbon and greenhouse gases than emitted within the State as quickly as practicable but no later than 2045, and requiring the Hawaii Climate Change Mitigation and Adaptation Commission to endeavor to achieve the target;
- (3) Requiring that after January 1, 2020, agency plans, decisions, and strategies shall give consideration on their impact on the State's ability to achieve the statewide zero emissions target, weighed appropriately against their primary purpose;
- (4) Inserting an appropriation amount of \$150,000 for fiscal year 2018-2019 to fund the Greenhouse Gas Sequestration Task Force and its related efforts;
- (5) Changing its 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 H.B. No. 2182, 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. 2182, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lee, Lowen, Gates and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Gabbard, Inouye and English.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

#### **Conf. Com. Rep. 46-18 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.

Your Committee on Conference has amended this measure by:

- (1) Changing the amount of the special purpose revenue bond authorization to \$4,800,000; and
- (2) Changing its 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 H.B. No. 634, 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. 634, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lee, Yamane, Lowen, Kong and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 2 (Yamane, McDermott).

Senators Inouye, K. Rhoads and English.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 47-18 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 Nuuanu Reservoir #4 to meet state dam safety standards, as part of the Nuuanu Hydroelectricity Project.

Your Committee on Conference has amended this measure by:

- (1) Changing the amount of the special purpose revenue bond authorization to \$6,400,000; and
- (2) Changing its 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 H.B. No. 635, 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. 635, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lee, Yamane, Lowen, Kong and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 2 (Yamane, McDermott).

Senators Inouye, K. Rhoads and English.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 48-18 on H.B. No. 2025**

The purpose of this measure is to:

- (1) Authorize the Department of Education (DOE) to issue grants and appropriate funds to establish a Composting Grant Pilot Project in DOE schools; and
- (2) Authorize the establishment of a Composting Grant Pilot Project Working Group to develop guidelines and provide oversight for campus composting in conjunction with the Department of Health.

Your Committee on Conference has amended this measure by:

- (1) Specifying that \$300,000 be appropriated to establish and implement the Composting Grant Pilot Project; and
- (2) Changing its 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 H.B. No. 2025, 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. 2025, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lee, Woodson, Lowen and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Kidani, Gabbard and K. Kahele.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 49-18 on S.B. No. 2298**

The purpose of this measure is to incentivize volunteer preceptors who offer professional instruction, training, and supervision to students and residents seeking careers as healthcare providers by:

- (1) Providing a tax credit to volunteer preceptors; and
- (2) Establishing a Preceptor Credit Assurance Committee to develop and implement the allocation and distribution of certifications for the tax credit.

Your Committee on Conference finds that there is a shortage of primary care providers in the State which will be exacerbated by the projected retirements of current physicians, advanced practice registered nurses, and pharmacists. Your Committee on Conference further finds that although students are interested in pursuing careers in the healthcare service industry in Hawaii, in-state educational institutions are constrained by the lack of clinical education sites in Hawaii and the limited supply of qualified primary care preceptors. Your Committee on Conference further finds that one way to encourage participation of preceptors is to offer a tax credit for professionals who serve as preceptors.

However, your Committee on Conference also notes that the costs of this program may be high and uncertain. Accordingly, your Committee on Conference finds it prudent to offer the tax credit only to those primary care practitioners serving as preceptors for advanced practice registered nursing students, medical students, and pharmacy students at this time, limit the annual aggregate amount of tax credits that may be awarded to \$1,500,000, evaluate the effectiveness and cost of the tax credit, and then determine whether the tax credit should be expanded to preceptors for other valuable health care professions.

Your Committee on Conference has amended this measure by:

- (1) Reverting to the S.D. 2 version, which:
  - (A) Provides to healthcare professionals who volunteer as preceptors for advanced practice registered nursing students, medical students, and pharmacy students a tax credit of \$1,000 per rotation, up to a maximum of \$5,000 per taxable year, with an annual aggregate tax credit cap of \$2,000,000;
  - (B) Creates a Preceptor Credit Assurance Committee within the Department of Health to implement the tax credit program and certify the tax credit; and
  - (C) Requires the Department of Health to evaluate the efficacy of the tax credit and submit a report to the Legislature no later than June 30, 2024; and
- (2) Further amending this measure by:
  - (A) Deleting the requirement that eligible students be residents of Hawaii and deleting the definition of "resident of Hawaii";
  - (B) Amending the definition of "primary care"; and
  - (C) Decreasing the annual aggregate amount of tax credits that may be certified in a taxable year to \$1,500,000.

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. 2298, S.D. 2, H.D. 3, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2298, S.D. 2, H.D. 3, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Takumi, Luke, Kobayashi and Tupola.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

Senators Baker, English, Nishihara, Ruderman and Tokuda.  
Managers on the part of the Senate.  
Ayes, 5. Noes, none. Excused, none.

**Conf. Com. Rep. 50-18 on S.B. No. 2053**

The purpose of this measure is to make permanent the regulation of athletic trainers under chapter 436H, Hawaii Revised Statutes.

Your Committee on Conference finds that athletic trainers are health care professionals who specialize in the prevention, assessment, treatment, and rehabilitation of injuries and illnesses of athletes. Your Committee on Conference notes that the existing regulatory scheme for athletic trainers is scheduled to sunset on June 30, 2018. A recent report from the Office of the Auditor found that the services an athletic trainer provides may affect the health and safety of athletes, while the proficiencies required by the current regulatory scheme are reasonably necessary to protect athletes under an athletic trainer's care. The Auditor's report also found that the current regulation of athletic trainers does not impose unreasonable restrictions on individuals entering the profession and recommends that the current registration requirement for athletic trainers be extended. This measure therefore makes permanent the regulation of athletic trainers in the interest of public health and safety.

Your Committee on Conference has amended this measure by changing its effective date to June 29, 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. 2053, 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. 2053, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ohno, Takumi, Cullen, Ito and Ward.  
Managers on the part of the House.  
Ayes, 5. Noes, none. Excused, none.

Senators Baker, Nishihara and Ruderman.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 51-18 on S.B. No. 134**

The purpose of this measure is to promote positive health practices and protect University of Hawaii students, employees, and visitors from exposure to secondhand smoke and other potentially harmful substances by prohibiting smoking, including the use of electronic smoking devices, and tobacco use on all University of Hawaii premises.

Your Committee on Conference finds that creating tobacco-free campuses, including prohibitions on the use of electronic smoking devices, is a growing trend in the United States. Your Committee on Conference further finds that establishing a tobacco-free policy on University of Hawaii premises will demonstrate Hawaii's continued commitment to healthy living and learning.

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. 134, 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. 134, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, McKelvey, Nishimoto and Tupola.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Baker, K. Kahele, Taniguchi, Nishihara and Tokuda.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, 2 (Nishihara, Tokuda).

**Conf. Com. Rep. 52-18 on H.B. No. 2373**

The purpose of this measure is to:

- (1) Authorize the Department of Health (Department) to disclose certain vital statistics records to Department program employees for approved research purposes with the approval of the Department's Institutional Review Committee; and
- (2) Establish conditions under which those records may be disclosed with and without informed consent of a person who is the subject of a record.

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 H.B. No. 2373, 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. 2373, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, San Buenaventura and Tupola.  
Managers on the part of the House.  
Ayes, 2. Noes, none. Excused, 1 (Tupola).

Senators Baker, Taniguchi, Ihara and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 4. Noes, none. Excused, none.

**Conf. Com. Rep. 53-18 on H.B. No. 2362**

The purpose of this measure is to exempt Department of Human Services' Administrative Appeals Hearing Officer positions from civil service requirements.

Your Committee on Conference has amended this measure by:

- (1) Inserting an effective date of July 1, 2018; and
- (2) Making technical, nonsubstantive amendments for 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. 2362, 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. 2362, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Johanson, Kobayashi, Holt and Tupola.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

Senators Green, Tokuda, Shimabukuro and Ihara.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, 1 (Tokuda).

**Conf. Com. Rep. 54-18 on H.B. No. 2204**

The purpose of this bill is to require the Department of Human Services, beginning no later than January 1, 2019, to:

- (1) Convene a task force to revise and restructure the welfare payment structure to incentivize qualifying welfare recipients to advance in their careers while retaining their beneficiary status; and
- (2) Reestablish the Exit and Retention Bonus Program to encourage welfare recipients to transition back into the workforce.

Upon consideration, your Committee on Conference has amended this measure by:

- (1) Deleting provisions requiring the Department of Human Services to convene the task force to revise and restructure the welfare payment structure;
- (2) Removing the time frame in which the Department of Human Services is required to reestablish the Exit and Retention Bonus Program;
- (3) Specifying an appropriation amount of \$400,000 for fiscal year 2018-2019 to reestablish the Exit and Retention Bonus Program;
- (4) Changing its effective date to July 1, 2018; 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. 2204, 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. 2204, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Johanson, Kobayashi, Ichiyama and Tupola.  
Managers on the part of the House.  
Ayes, 5. Noes, none. Excused, none.

Senators Green, Tokuda, Shimabukuro and Ihara.  
Managers on the part of the Senate.  
Ayes, 4. Noes, none. Excused, none.

**Conf. Com. Rep. 55-18 on S.B. No. 2087**

The purpose of this measure is to provide civil liability exemptions for:

- (1) Any person who in good faith and without remuneration or expectation of remuneration attempts to rescue a person by using a rescue tube; and
- (2) Owners or operators of any premises, property, or facility adjacent to navigable waters where a rescue tube is located.

Your Committee on Conference finds that promoting the adoption and use of simple, life-saving devices, such as rescue tubes, is essential to protecting public health and welfare. Your Committee on Conference also finds that the strategic placement of rescue tubes throughout the State has led to countless rescues of drowning victims. Your Committee on Conference further finds that rescue tubes are a cost effective and valuable piece of life-saving equipment that are easy for ordinary citizens to use in assisting victims in need. Accordingly, your Committee on Conference finds that the widespread use of these devices should be encouraged. Therefore, your Committee on Conference finds that the State's Good Samaritan Law should be amended to provide

liability protection for owners and operators of a premises, property, or facility adjacent to navigable waters where rescue tubes are located and for citizens who might use these devices to assist in a life-threatening situation.

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. 2087, 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. 2087, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ing, Nishimoto, Takayama and Tupola.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Nishihara, K. Rhoads and Taniguchi.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

#### **Conf. Com. Rep. 56-18 on H.B. No. 1850**

The purpose of this measure is to amend the offense of promoting pornography for minors by:

- (1) Clarifying that the exemption for guardians only applies to a legal guardian of a minor; and
- (2) Deleting the exemption for other persons in loco parentis to a minor.

Your Committee on Conference has amended this measure by changing its 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 H.B. No. 1850, 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. 1850, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, none.

Senators Taniguchi, Gabbard and K. Rhoads.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

#### **Conf. Com. Rep. 57-18 on H.B. No. 1852**

The purpose of this measure is to amend the definition of "pornographic for minors" by clarifying that a material or performance does not have to appeal specifically to the minor's prurient interest in order to be found pornographic for minors.

Your Committee on Conference has amended this measure by changing its 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 H.B. No. 1852, 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. 1852, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, none.

Senators Taniguchi, Gabbard and K. Rhoads.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Gabbard).

#### **Conf. Com. Rep. 58-18 on H.B. No. 2133**

The purpose of this measure is to specify that citizen administrative 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 filed as a notarized or sworn written statement.

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 H.B. No. 2133, 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. 2133, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, none.

Senators Nishihara, Taniguchi, K. Rhoads and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 4. Noes, none. Excused, none.

**Conf. Com. Rep. 59-18 on H.B. No. 2134**

The purpose of this measure is to amend the offense of violation of privacy in the first degree to:

- (1) Prohibit threats to disclose an image or video;
- (2) Specifically include disclosures that are acts of revenge or retribution; and
- (3) Require that any recording or image that is the subject of the offense be sealed and remain confidential.

Your Committee on Conference has amended this measure by:

- (1) Changing its effective date to July 1, 2018; 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. 2134, 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. 2134, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, none.

Senators Taniguchi, Gabbard, K. Rhoads and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, 1 (Gabbard).

**Conf. Com. Rep. 60-18 on H.B. No. 2247**

The purpose of this measure is to clarify that campaign advertisements broadcast, televised, circulated, published, distributed, or otherwise communicated by electronic or digital means are subject to campaign finance disclosure requirements.

Your Committee on Conference has amended this measure by:

- (1) Changing its effective date to July 1, 2018; 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. 2247, 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. 2247, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Morikawa, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Taniguchi, Kim and K. Rhoads.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.



**Conf. Com. Rep. 61-18 on H.B. No. 2318**

The purpose of this measure is to exempt certain records maintained by the Department of Hawaiian Home Lands and containing the personal information of beneficiaries from public inspection and permit the Department of Hawaiian Home Lands to hold an executive meeting closed to the public to discuss those records.

Your Committee on Conference has amended this measure by changing its 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 H.B. No. 2318, 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. 2318, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, none.

Senators Taniguchi, Gabbard and K. Rhoads.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 62-18 on S.B. No. 2861**

The purpose of this measure is to:

- (1) Require the Department of Public Safety to establish performance indicators or measures to be incorporated in reports that evaluate the outcomes of program components as required in Act 8, Special Session Laws of Hawaii 2007, which codified chapter 353G, Hawaii Revised Statutes, the Community Safety Act; and
- (2) Require the Department of Public Safety to submit annual reports of the established performance indicators, criminal offender treatment programs, and programs established pursuant to the Community Safety Act.

Your Committee on Conference finds that effective rehabilitation of incarcerated persons is essential for operating an effective corrections system. To that end, the Legislature passed Act 8, Special Session Laws of Hawaii 2007, which codified chapter 353G, Hawaii Revised Statutes, the Criminal Offender Treatment Act, which established a comprehensive offender reentry system under the purview of the Department of Public Safety. Part of that Act required that the Department submit annual reports relating to the implementation, progress, and effectiveness of the various program components specified in the Act. However, the annual reports submitted by the Department are not required to include information relating to rehabilitation program outcomes. To ensure the effectiveness of and make improvements to the Department's rehabilitation and reentry programs, it is important to track specific performance indicators and evaluate specific data relating to participation in the programs.

Your Committee on Conference has amended this measure by:

- (1) Requiring the Department of Public Safety to submit a report, including all of the key performance indicators provided under chapter 353G, Hawaii Revised Statutes, to the Legislature no later than the first day of December each year, beginning with the period ending on November 30, 2018;
- (2) Changing the effective date to upon approval; 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. 2861, 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. 2861, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takayama, Gates, Say and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Thielen).

Senators Nishihara, Galuteria and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 63-18 on S.B. No. 2738**

The purpose and intent of this measure is to require county police departments and the Department of Transportation to sanitize unclaimed electronic devices, in accordance with recognized standards and guidelines, before providing the unclaimed property to finders or disposing of the property by public auction or other means.

Your Committee on Conference finds that protecting individuals' sensitive personal information is important for maintaining public safety. The many personal electronic devices that individuals use may contain copious amounts of a device owner's personal information. When these devices are lost, the personal information contained therein is potentially accessible by others, thereby putting the owner at risk. Under existing law, some local and state agencies are required to return unclaimed property to the finder of that property after forty-five days. However, existing laws do not require the applicable local or state agency to take steps to protect any personal information contained within found electronic devices before returning them to a finder or disposing of the devices through public auction or other means. Therefore, your Committee on Conference finds that state law needs to be updated to keep pace with technology and reflect the need to protect personal information on unclaimed electronic devices.

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. 2738, 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. 2738, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, Nishimoto, Cullen, Morikawa and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 2 (Morikawa, McDermott).

Senators Nishihara, Inouye and English.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

#### **Conf. Com. Rep. 64-18 on S.B. No. 2297**

The purpose of this measure is to extend the sunset date of Act 65, Session Laws of Hawaii 2013 (Act 65), which provides a limited exemption to the licensing requirements for certain individuals in situations when an electric utility must retain qualified individuals to work with high voltage (six hundred volts or higher) who are not licensed in the State but are otherwise deemed qualified by the electric utility.

Your Committee on Conference finds that in the event of a catastrophic occurrence requiring electrical workers who possess the level of skill required for high voltage work, Hawaii must import workers from the mainland since there are not enough electricians, splicers, and linemen in the State who are experienced and qualified to work with high voltage and who could respond in the event of a catastrophic occurrence or complex maintenance work affecting an electric utility. Your Committee on Conference further finds that Act 65 provides a limited exemption to the licensing requirements for certain individuals in situations when an electric utility must retain qualified individuals to work with high voltage (six hundred volts or higher) who are not licensed in the State but are otherwise deemed qualified by the electric utility; however, Act 65 sunsets on June 30, 2018. This measure extends the sunset date of Act 65 for five years, to June 30, 2023.

Your Committee on Conference has amended this measure by:

- (1) Replacing its contents with the contents of H.B. 1880, H.D. 3, S.D. 2, Regular Session of 2018, which was previously passed by both the House of Representatives and the Senate and which is substantially similar, except for the addition of language that requires the Board of Electricians and Plumbers to submit reports to the Legislature regarding high voltage electrical contractors;
- (2) Changing the effective date to June 29, 2018; 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. 2297, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2297, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Ohno, Takumi, Ichiyama, Ito and Ward.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, 2 (Ito, Ward).

Senators Tokuda, Inouye and Baker.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

#### **Conf. Com. Rep. 65-18 on S.B. No. 2851**

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 on Conference amended this measure by:

- (1) Changing the effective date from July 1, 2035, to upon approval; and

- (2) Making a technical nonsubstantive change 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. 2851, 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. 2851, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, none.

Senators K. Rhoads, Kim and Taniguchi.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Kim).

**Conf. Com. Rep. 66-18 on S.B. No. 2436**

The purpose of this measure is to:

- (1) Require voluntary surrender of firearms and ammunition, upon disqualification from ownership, possession, or control, within seven business days of disqualification; and
- (2) Shorten the time period after failing to voluntarily surrender or dispose of all firearms and ammunition upon disqualification, after which the chief of police may seize all firearms and ammunition, from thirty days to seven business days.

Your Committee on Conference finds that removing firearms from those who are prohibited from having them is of utmost importance to protect the public. Currently, the law allows individuals who are disqualified from ownership, possession, or control of firearms and ammunition to keep those firearms and ammunition up to thirty days if they fail to voluntarily surrender them. Your Committee on Conference finds that this lengthy time period creates a significant risk to the public and should be shortened so that firearms and ammunition are quickly removed from those individuals who should not be possessing them.

Your Committee on Conference has amended this measure by:

- (1) Changing the time period in which a person is required to voluntarily surrender firearms and ammunition, upon disqualification from ownership, possession, or control, from within seven business days of disqualification to within seven days of disqualification;
- (2) Changing the time period after failing to voluntarily surrender or dispose of all firearms and ammunition upon disqualification, after which the chief of police may seize all firearms and ammunition, from seven business days to seven days; and
- (3) 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. 2436, 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. 2436, S.D. 2, H.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 Nishihara, Taniguchi and K. Rhoads.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 67-18 on H.B. No. 1906**

The purpose of this measure is to include intentionally or knowingly causing bodily injury to:

- (1) A person who is engaged in the performance of duty at a health care facility as defined in section 323D-2, Hawaii Revised Statutes (HRS); or
- (2) A person who is engaged in providing home health care services as defined in section 431:10H-201, HRS,

in the acts punishable as assault in the second degree, a Class C felony offense.

Your Committee on Conference has amended this measure by:

- (1) Deleting its purpose section;

- (2) Amending the definition of "a person who is engaged in the performance of duty at a health care facility" to:
  - (A) Include additional persons who provide patient or health care services; and
  - (B) Exclude administrators, students, volunteers, and any other workers who support the functions of the health care facility;
- (3) Include intentionally or knowingly causing bodily injury to a person providing case management services through a mutual benefit society in a hospital, practitioner's office, or individual's home as an act subject to the offense of assault in the second degree;
- (4) Changing its effective date to upon its approval; 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. 1906, 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. 1906, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Mizuno, Nishimoto, Keohokalole and Matsumoto.  
Managers on the part of the House.  
Ayes, 5. Noes, none. Excused, none.

Senators Baker, Taniguchi, Gabbard and Ihara.  
Managers on the part of the Senate.  
Ayes, 4. Noes, none. Excused, none.

#### **Conf. Com. Rep. 68-18 on H.B. No. 2341**

The purpose of this measure is to amend Act 263, Session Laws of Hawaii 2016 (Act 263), which established procedures for direct payment of Employees' Retirement System (ERS) benefits to a spouse or former spouse of an ERS beneficiary pursuant to a court order that allocates marital property, by:

- (1) Clarifying that Act 263 applies to the spouse or former spouse of a former ERS member with vested benefit status;
- (2) Amending the method of calculating and paying benefits to the spouse or former spouse from payment of an annuity based on the actuarial value of the member's or retirant's benefit to payment of a monthly amount based on the actual monthly payment to the retirant and the terms of the domestic relations order and specifying disposition of the benefit amount upon the death of either party;
- (3) Postponing the implementation of Act 263 from July 1, 2018, to July 1, 2020; and
- (4) Appropriating funds for fiscal year 2018-2019 for the planning and expenditures necessary to implement this measure.

Your Committee on Conference has amended this measure by:

- (1) Deleting the appropriation provision; 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. 2341, 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. 2341, 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 Tokuda, Taniguchi and Keith-Agaran.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

#### **Conf. Com. Rep. 69-18 on H.B. No. 1768**

The purpose of this measure is to permit the public inspection and duplication of salary ranges within \$15,000 increments, rather than exact compensation amounts, for legislative employees and members of all public employee bargaining units.

Your Committee on Conference has amended this measure by:

- (1) Specifying that the \$15,000 range applies only to the disclosure of compensation for legislative employees;

- (2) Deleting the application of salary range disclosure to all public employee bargaining units and preserving the current statutory application to bargaining unit (8) only;
- (3) Clarifying that "legislative employees" include legislative officers and legislative service agency directors, officers, and employees;
- (4) Changing its effective date to upon its approval; and
- (5) 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. 1768, 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. 1768, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Nishimoto, Yamashita and Ward.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Tokuda, Taniguchi, English, Keith-Agaran and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 5; Ayes with Reservations (Taniguchi). Noes, none. Excused, none.

**Conf. Com. Rep. 70-18 on H.B. No. 1520**

The purpose of this measure is to provide consumer protections regarding limited-duration health insurance by:

- (1) Prohibiting an insurer from renewing or re-enrolling an individual in a limited-duration health insurance policy or contract if the individual was eligible to purchase health insurance through the federal health insurance marketplace during an open enrollment period or special enrollment period; and
- (2) Specifying that limited-duration health insurance shall be subject to the same provisions of the Insurance Code as applicable to limited benefit health insurance.

Your Committee on Conference has amended this measure by:

- (1) Including a proviso that any short-term, limited-duration health insurance coverage policy that is issued in the State shall include an expiration date in the contract that is less than 91 days;
- (2) Specifying that a short-term, limited-duration health insurance policy is for a limited duration of less than 91 days;
- (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. 1520, 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. 1520, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Kobayashi 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 (Ihara).

**Conf. Com. Rep. 71-18 on H.B. No. 2416**

The purpose of this measure is to clarify how intangible property is treated under the State's general excise and use tax laws by clarifying that:

- (1) Intangible property used outside the State shall be exempt from the general excise tax; and
- (2) Intangible property acquired from an unlicensed seller and used in the State is subject to the use tax at a rate of four percent of the value of the property.

Your Committee on Conference has amended this measure by making it effective upon its approval and applicable to taxable years beginning after December 31, 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. 2416, 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. 2416, 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, 3. Noes, none. Excused, none.

Senators Keith-Agaran, English and Riviere.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 72-18 on S.B. No. 2013**

The purpose of this measure is to require the Director of Transportation to adopt rules allowing an individual who has a letter from a licensed primary care provider certifying that a severe disability causes the individual to be homebound to renew a state identification card by means other than an in-person appearance.

Your Committee on Conference finds that it might be impossible for some individuals to renew their identification card because a severe disability prevents them from renewing their card in person. These individuals should not be denied identification cards solely because of their severe disability. Thus, providing an alternative to renewing identification cards in-person, if a primary care provider certifies that the person has a severe disability, is prudent under the circumstances.

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 S.B. No. 2013, 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. 2013, S.D. 1, H.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, 3. Noes, none. Excused, 1 (McDermott).

Senators Inouye, Green and Shimabukuro.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 73-18 on S.B. No. 2745**

The purpose of this measure is to amend the definition of "confidential personal information" for purposes related to offenses against property rights. Specifically, this measure:

- (1) Conforms the definition to the Hawaii Supreme Court's decision in *State v. Pacquing*, 139 Haw. 302 (2016), which excised portions of the definition to eliminate unconstitutionally vague provisions under the offense of unauthorized possession of confidential personal information;
- (2) Specifies other types of confidential personal information; and
- (3) Clarifies when a password constitutes confidential personal information.

Your Committee on Conference finds that the Court in *State v. Pacquing*, held that certain provisions in the definition of "confidential personal information" are unconstitutionally vague. This measure will amend the definition of "confidential personal information" to eliminate those vague provisions.

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. 2745, 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. 2745, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, none.

Senators Taniguchi, K. Rhoads and L. Thielen.  
Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 74-18 on S.B. No. 2992**

The purpose of this measure is to:

- (1) Exempt signs and banners from certain election law disclaimer requirements relating to advertisements; and
- (2) Require signs and banners advocating the passage or defeat of an issue or question on the ballot to contain the name and address of the candidate, candidate committee, or noncandidate committee paying for the sign or banner.

Your Committee on Conference finds that signs and banners are a common component of political campaigns, including organized advertising by candidates, committees, or grassroots political activities. Due to the size and manner of construction of some signs and banners, especially for those signs and banners that are handmade, it creates a potentially untenable situation when considering the disclosures required under campaign finance law.

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. 2992, 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. 2992, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, none.

Senators Taniguchi, Kim and K. Rhoads.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Kim).

**Conf. Com. Rep. 75-18 on S.B. No. 2146**

The purpose of this measure is to allow an election officer who is required to issue a public notice in a statewide or county publication to satisfy the publication requirement by submitting the notice to the publication and conspicuously posting the notice on the website associated with the election officer.

Your Committee on Conference finds that timely filing of public notice relating to elections is important to keep the public well-informed and that unusual situations, such as vacancies in close proximity to the candidate filing deadline that add a contest to the ballot and extend the candidate filing deadline, should be brought to the attention of the public as soon as possible. The Office of Elections cannot guarantee compliance by an outside entity once the Office provides a proclamation or other public notice, so requiring the Office to post the notice on the Office's website will ensure that the Office can meet election deadlines regardless of the actions of outside entities.

Your Committee on Conference has amended this measure by 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. 2146, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2146, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, none.

Senators Taniguchi, Gabbard and K. Rhoads.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Gabbard).

**Conf. Com. Rep. 76-18 on S.B. No. 2180**

The purpose of this measure is to clarify that defendants may be convicted of lesser included offenses in cases filed via complaint.

Your Committee on Conference finds that as a matter of law, all felony cases can be initiated for prosecution via felony complaint or indictment and, in specific types of felony charges, cases can be initiated via information. The method of initiating a case is frequently chosen based on the specific facts of the individual case. Your Committee on Conference further finds that "lesser included offenses" are crimes in which the lesser offense contains all the elements of a greater offense with the caveat that the greater offense contains one or more additional elements to be proven beyond a reasonable doubt. Under existing Hawaii law, a defendant may be convicted of a lesser included offense in felony cases initiated through indictment or information, but not through felony complaint. Your Committee on Conference finds that authorizing judges and juries to consider lesser included offenses in cases initiated through felony complaint will increase consistency in felony case prosecution.

As such, your Committee on Conference has amended this measure by:

- (1) Limiting the types of cases filed via complaint in which a defendant may be convicted of lesser included offenses to only felony cases; and
- (2) 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. 2180, 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. 2180, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, none.

Senators Taniguchi, K. Rhoads and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 77-18 on S.B. No. 2461**

The purpose of this measure is to:

- (1) Establish a civil penalty for knowingly misrepresenting an animal as a service animal; and
- (2) Conform Hawaii law with the definition of "service animal" under the Americans with Disabilities Act of 1990.

Your Committee on Conference finds that fraudulent misrepresentation of pets and untrained animals as service animals is widespread and harmful to persons who legitimately rely on service animals. Currently, the law does not provide necessary legal consequences for misrepresenting a pet or other untrained animal as a service animal. Establishing penalties for such misrepresentation could function as a deterrent.

Your Committee on Conference has amended this measure by:

- (1) Specifying the civil penalties for knowingly misrepresenting an animal as a service animal as not less than \$100 and not more than \$250 for the first violation, and not less than \$500 for each additional violation; and
- (2) Changing the effective date to January 1, 2019.

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. 2461, 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. 2461, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, none.

Senators Taniguchi, Gabbard and K. Rhoads.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 78-18 on S.B. No. 2582**

The purpose of this measure is to authorize the courts to impose an extended term of imprisonment for an offender who is convicted of negligent homicide in the first degree and did not remain at the scene of the crime and render reasonable assistance to an injured person.

Your Committee on Conference finds that Hawaii is above the national average for persons who report driving after drinking too much, as well as the rate of deaths for all ages due to crashes involving a drunk driver. There has also recently been an increase in fatal automotive crashes in which the offending driver has failed to render aid after the crash. Such circumstances result in additional extreme distress for family and friends of the victim. This measure will provide for extended terms of imprisonment as a deterrent to driving while under the influence and for the failure of offending drivers to render aid in the event of a collision.

Your Committee on Conference has amended this measure by 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. 2582, 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. 2582, S.D. 1, H.D. 1, C.D. 1.



Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Aquino, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Taniguchi, Gabbard and K. Rhoads.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Gabbard).

**Conf. Com. Rep. 79-18 on H.B. No. 2589**

The purpose of this measure is to authorize the Department of Transportation to designate shoulder lanes upon which motorcycles are allowed to drive under certain conditions.

Your Committee on Conference has amended this measure by changing the repeal date from June 30, 2020, to December 31, 2020.

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. 2589, 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. 2589, H.D. 2, S.D. 1, 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, Taniguchi, Espero and Gabbard.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, 1 (Gabbard).

**Conf. Com. Rep. 80-18 on H.B. No. 2442**

The purpose of this measure is to:

- (1) Require the counties to take into custody any abandoned vehicle on a public road within a certain time after abandonment;
- (2) Amend the requirement that the appropriate county shall provide written notice to the registered owner of an abandoned vehicle to apply only to abandoned vehicles that have been reported stolen;
- (3) Amend the conditions for a county determination that an abandoned vehicle constitutes a derelict vehicle; and
- (4) Repeal the requirement that abandoned vehicles be disposed of by public auction.

Your Committee on Conference has amended this measure by:

- (1) Removing language requiring the Department of Transportation to adopt rules to carry out the removal and disposition of abandoned vehicles;
- (2) Specifying that the counties are required to take into custody any abandoned vehicle on a public road within ten business days;
- (3) Allowing, rather than requiring, the disposition of abandoned vehicles by public auction;
- (4) Deleting language that would have limited the application of the requirement to provide written notice to the registered owner only if the abandoned vehicle had been reported stolen;
- (5) Amending the conditions that determine whether a vehicle is a derelict vehicle to include removal of any part;
- (6) Changing its effective date to upon approval; 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. 2442, 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. 2442, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Aquino, Nishimoto, Gates and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Inouye, Nishihara, Taniguchi and Shimabukuro.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, 1 (Nishihara).

**Conf. Com. Rep. 81-18 on H.B. No. 2215**

The purpose of this measure is to establish a bicycle overtaking safety pilot program in a county consisting of two inhabited islands, which requires a three-foot minimum safe passing distance when a motorist passes and overtakes a bicyclist.

Your Committee on Conference has amended this measure by:

- (1) Converting the pilot program into a statewide statutory mandate that requires a driver of a vehicle passing and overtaking a bicycle proceeding in the same direction to allow at least three feet of separation between the right side of the driver's vehicle and the left side of the bicyclist; and
- (2) Changing its 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 H.B. No. 2215, 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. 2215, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Aquino, Nishimoto, Hashem and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Inouye, Taniguchi, Shimabukuro and K. Rhoads.  
Managers on the part of the Senate.  
Ayes, 4. Noes, none. Excused, none.

**Conf. Com. Rep. 82-18 on S.B. No. 2153**

The purpose of this measure is to repeal the requirement that candidate committee organizational reports include the name and address of each contributor who contributed an aggregate amount of more than \$100 to the candidate committee since the last election.

Your Committee on Conference finds that candidate committee organizational reports contain directory-type information related to the composition of the committee. Each candidate committee is already required to disclose their contributions in periodic disclosure reports as required by the Hawaii Revised Statutes. Removing the requirement that candidate committees redundantly disclose their contributions in the organizational report will make the organizational reports more efficient without sacrificing the public's access to contribution information.

Your Committee on Conference has amended this measure by 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. 2153, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2153, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, none.

Senators Taniguchi, Gabbard and K. Rhoads.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Gabbard).

**Conf. Com. Rep. 83-18 on S.B. No. 2154**

The purpose of this measure is to repeal the requirement that noncandidate committee organizational reports include information regarding contributors and contributions.

Your Committee on Conference finds that noncandidate committee organizational reports contain directory-type information related to the composition of the committee. Noncandidate committees are already required to disclose their contributions in periodic disclosure reports as required by the Hawaii Revised Statutes. Removing the requirement that noncandidate committees redundantly disclose their contributions in the organizational report will make the organizational reports more efficient without sacrificing the public's access to contribution information.

Your Committee on Conference has amended this measure by 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. 2154, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2154, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, none.

Senators Taniguchi, Gabbard and K. Rhoads.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Gabbard).

**Conf. Com. Rep. 84-18 on S.B. No. 2174**

The purpose of this measure is to:

- (1) Authorize specified courts to issue material witness orders in cases initiated through felony complaint; and
- (2) Include the family courts in the authorization to issue material witness orders.

Your Committee on Conference finds that a felony criminal case can be initiated through felony complaint, indictment, or information. In some cases, it is advantageous to the prosecution to initiate the case through felony information because a preliminary hearing will follow the complaint. A preliminary hearing allows the State to have sworn testimony from witnesses that may, in certain circumstances, be used at trial if a witness suddenly becomes unavailable prior to trial. Preliminary hearings also give defendants the opportunity to confront witnesses against them and defendants' attorneys the opportunity to cross-examine witnesses. Although courts are authorized to issue material witness orders in cases initiated through indictment or information, courts cannot issue material witness orders in cases initiated through felony complaint. Authorizing courts to issue material witness orders in cases initiated through felony complaint would allow the prosecution and defense in such cases to more effectively assist the court in reaching just and well-supported decisions.

Your Committee on Conference has amended this measure by 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. 2174, 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. 2174, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 2. Noes, none. Excused, 1 (San Buenaventura).

Senators Taniguchi, K. Rhoads and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 85-18 on S.B. No. 2691**

The purpose of this measure is to allow boards, under the State's Sunshine Law, to provide a copy of the public notice of a meeting to the Office of the Lieutenant Governor or appropriate county clerk's office via electronic mail.

Your Committee on Conference finds that email is a common form of communication that is expedient and efficient and is widely used by public agencies and boards throughout the State. Allowing boards to provide required notice of public meetings via email will increase efficiency by reducing administrative costs.

Your Committee on Conference has amended this measure by 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. 2691, 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. 2691, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, San Buenaventura, Holt and Matsumoto.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Matsumoto).

Senators Taniguchi, Kim and K. Rhoads.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (K. Rhoads).

**Conf. Com. Rep. 86-18 on S.B. No. 2719**

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 legal entity that is also civilly liable, until April 24, 2020.

Your Committee on Conference finds that child sexual abuse is a serious and ongoing threat to the safety, health, and wellbeing of children and young people. Survivors of child sexual abuse frequently suffer profound consequences throughout adulthood, and many do not disclose their abuse until later in life. Children who are the targets of sexual abuse can blame themselves or be prevented from reporting the abuse due to intense feelings of fear, disbelief, anger, helplessness, betrayal, and anxiety; incapacity to understand what happened or express their complaint due to their stage of cognitive development; or be afraid of retaliation or the potential negative impact on their family if the abuser was a family member or an individual in a position of influence or power. This measure will allow victims additional time to file a civil cause of action by extending the statute of limitations for certain claims.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to July 1, 2018; 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. 2719, 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. 2719, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Morikawa, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Taniguchi, K. Rhoads and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 87-18 on S.B. No. 2742**

The purpose of this measure is to resolve inconsistencies in the processing of expungements and public dissemination of criminal history record information related to cases in which the defendant is acquitted or charges are dismissed by reason of physical or mental disease, disorder, or defect of the defendant and for defendants who are involuntarily hospitalized.

Your Committee on Conference finds that the Hawaii Criminal Justice Data Center is responsible for the collection, storage, and dissemination of criminal history record information in such a manner as to balance the right of the public and press to be informed, the right to privacy of individuals, and the responsibility of law enforcement agencies to prevent crimes and detect and apprehend criminals. This measure will resolve inconsistencies in existing law governing the retention and dissemination of criminal history record information in cases in which a person has been acquitted or charges have been dismissed by reason of physical or mental disease, disorder, or defect, and for circumstances under which a person is involuntarily hospitalized.

Your Committee on Conference has amended this measure by 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. 2742, 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. 2742, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, none.

Senators Taniguchi, K. Rhoads and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 88-18 on S.B. No. 2699**

The purpose of this measure is to specify that resort fees, which are any mandatory charges or surcharges imposed for the use of a transient accommodation's property, services, or amenities, are included in the gross rental proceeds amount upon which the transient accommodations tax is calculated.

Your Committee on Conference finds that this measure clarifies the treatment of resort fees for purposes of assessing the transient accommodations tax.

Your Committee on Conference amended this measure by:

- (1) Amending the definition of "resort fee" to include fees, whether or not they are mandatory; and

- (2) Requiring the Department of Taxation to adopt rules pursuant to chapter 91, Hawaii Revised Statutes, to further define the definitions added or amended by this measure; provided that the Department shall not be prevented from levying, assessing, or collecting taxes resulting from the imposition of resort fees prior to the adoption of these rules.

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. 2699, 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. 2699, S.D. 2, H.D. 1, C.D. 1

Signed by the Chairs on behalf of the Committee.

Representatives Onishi, Luke, Cullen, Fukumoto and Thielen.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, 1 (Fukumoto).

Senators Dela Cruz, Keith-Agaran and Riviere.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 89-18 on S.B. No. 1208**

The purpose of this measure is to assist an agricultural enterprise by authorizing the issuance of special purpose revenue bonds not to exceed an unspecified amount to assist Twin Bridge Farms, Inc., in the purchase of agricultural lands to be used for agricultural production.

Your Committee on Conference finds that the Governor has pledged to double local food production by 2020. Your Committee on Conference further finds that in order to achieve this goal, the State needs to support the growth of its local farming and ranching industries. In furtherance of the State's food production goals, your Committee on Conference finds it important to assist Twin Bridge Farms, Inc., a local farm known for producing high quality products, in purchasing additional lands to increase the farm's food production. The issuance of special purpose revenue bonds pursuant to this measure is in the public interest and constitutes assistance to agricultural enterprises under part X of chapter 39A, Hawaii Revised Statutes.

Your Committee on Conference has amended this measure by:

- (1) Authorizing the issuance of special purpose revenue bonds in an amount not to exceed \$9,000,000 to assist Twin Bridge Farms, Inc.; and
- (2) 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. 1208, 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. 1208, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Creagan, Cullen, Quinlan and Thielen.  
Managers on the part of the House.  
Ayes, 4; Ayes with Reservations (Thielen). Noes, none. Excused, none.

Senators Gabbard, K. Rhoads and Keith-Agaran.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 90-18 on S.B. No. 3002**

The purpose of this measure is to:

- (1) Authorize the State Librarian to designate one or more public library employees to be notaries public; and
- (2) Allow designated employees to perform as notaries public in government service for fees that will be deposited into the library fee for enhanced services special fund.

Your Committee on Conference finds that the Hawaii State Public Library System staff have received requests for notary services, particularly in rural areas of the State. Authorizing the State Librarian to designate one or more public library employees to be notaries public and allowing public libraries to charge a fee for performing notary services will help assist in providing this much needed service to the public and provide a new source of revenues for the library fee for enhanced services special fund.

Your Committee on Conference has amended this measure by 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. 3002, 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. 3002, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Cullen and Matsumoto.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, none.

Senators Kidani, Espero and K. Kahele.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Espero).

**Conf. Com. Rep. 91-18 on S.B. No. 2919**

The purpose of this measure is to:

- (1) Establish a pilot program to generate revenue through the lease of public library lands to meet the mission of the public libraries;
- (2) Establish the library facilities fund for deposit of revenues generated by lease or other disposition of library lands, to be expended for state library programs; and
- (3) Require the Board of Education to submit a report on the pilot program to the Legislature.

Your Committee on Conference finds that public libraries provide an invaluable service to the community. However, there is a need to examine new and innovative methods of generating funds to support the mission of the public libraries. Consequently, generating funds through the lease of public library lands may provide a viable source of funding for the public libraries. Accordingly, it is appropriate to establish a pilot program to generate revenue through the lease of public library lands to meet the mission of the public libraries to be facilitated by the State Librarian, Board of Education, and any other appropriate agencies.

Your Committee on Conference has amended this measure by:

- (1) Deleting language that would have appropriated funds for the public library lands pilot program and the hiring of experts in land development issues;
- (2) Changing the effective date to July 1, 2018; 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. 2919, 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. 2919, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Yamane, Cullen, Hashem and Tupola.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 2 (Yamane, Tupola).

Senators Kidani, K. Rhoads and Shimabukuro.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (K. Rhoads).

**Conf. Com. Rep. 92-18 on S.B. No. 2051**

The purpose of this measure is to permit individual Department of Education schools and career pathways, academies, or programs operated within a Department of Education school to engage in commercial enterprises, including the sale of goods produced by or for an individual school, career pathway, academy, or program.

Your Committee on Conference finds that, in preparation for entering the workforce, it is essential that career development is incorporated into education. Career and technical education programs in public schools support hands-on learning experiences for students and provide students an opportunity to apply content skills and knowledge in entrepreneurial and relevant ways. Allowing public school career development programs to market products and services and deposit funds back into the program will help keep these programs sustainable, while providing students with valuable opportunities.

Your Committee on Conference has amended this measure by 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. 2051, 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. 2051, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Cullen, Gates, Kong and Matsumoto.  
Managers on the part of the House.  
Ayes, 5. Noes, none. Excused, none.

Senators Kidani, Shimabukuro and Espero.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Espero).

**Conf. Com. Rep. 93-18 on S.B. No. 2858**

The purpose of this measure is to:

- (1) Require the design of all state buildings constructed on or after July 1, 2018, to include a shelter room or area that is capable of protecting individuals from Category 3 hurricanes; and
- (2) Require the new construction to be consistent with standards issued in the Report of Recommended Statewide Public Hurricane Shelter Criteria, Hurricane Shelter Criteria Committee, State Civil Defense, June 24, 2014.

Your Committee on Conference finds that ensuring that state buildings are capable of withstanding extreme weather-related events and emergencies is essential for maintaining public welfare. Your Committee on Conference further finds that public schools are particularly vulnerable to the effects of weather-related events and emergencies and situated in areas easily accessible by community members and would therefore be the ideal initial sites for enhanced building design and construction. Accordingly, your Committee on Conference finds that the State should consider relevant hurricane resistant criteria when designing and constructing new public schools for the capability of providing shelter refuge.

Your Committee on Conference has amended this measure by:

- (1) Removing language requiring the design of all state buildings constructed on or after July 1, 2018, to include a shelter room or area that is capable of protecting individuals from Category 3 hurricanes and that the new construction be consistent with standards issued in the Report of Recommended Statewide Public Hurricane Shelter Criteria, Hurricane Shelter Criteria Committee, State Civil Defense, June 24, 2014;
- (2) Inserting language to require the State to consider hurricane resistant criteria when designing and constructing new public schools for the capability of providing shelter refuge; and
- (3) 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. 2858, 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. 2858, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takayama, Gates, Yamashita and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Thielen).

Senators Nishihara, Shimabukuro and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 94-18 on S.B. No. 2556**

The purpose of this measure is to prepare for the implementation of the Department of Agriculture's (DOA) industrial hemp pilot program by establishing the industrial hemp special fund for the deposit of monies, including fees collected by the DOA, and expenditure of funds for pilot program purposes, including hiring of employees, specialists, and consultants.

Your Committee on Conference finds that the DOA industrial hemp pilot program is progressing toward implementation; however, a special fund is necessary for deposit of fees collected through the program and to support the program, including the hiring of employees, specialists, and consultants necessary to complete projects. Your Committee on Conference further finds that part II of chapter 141, Hawaii Revised Statutes, authorizes the DOA to collect various fees and assess fines related to the industrial hemp pilot program. Requiring the DOA to deposit the fees into a special fund will promote transparency, help track revenues of the program, and guide the DOA in adjusting the fee amounts to ensure that the program is financially self-sustaining.

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. 2556, 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. 2556, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Creagan, DeCoite, Cachola and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Cachola).

Senators Gabbard, Riviere and Ruderman.

Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 95-18 on S.B. No. 2244**

The purpose of this measure is to establish safety mechanisms within the workers' compensation system, similar to other areas of state law, to deter opioid abuse by:

- (1) Requiring health care providers in the workers' compensation system who are authorized to prescribe opioids to adopt and maintain written policies for informed consent to opioid therapy in circumstances that carry elevated risk of dependency; and
- (2) Establishing limits for concurrent opioid and benzodiazepine prescriptions in the workers' compensation system.

Your Committee on Conference finds that a nationwide drug epidemic, associated with prescription pain relieving drugs, is causing alarming rates of addiction, overdose, and death. Your Committee on Conference further finds that a number of states have also taken steps through their workers' compensation systems to stem over prescription of opioids to injured workers. Your Committee on Conference observes that existing law contains provisions similar to those encompassed by this measure for opioid prescriptions issued outside of the workers' compensation regime. Accordingly, your Committee on Conference finds that this measure will similarly reduce unnecessary opioid prescriptions to injured workers and limit opioid overdoses, as well as offer the same protections to patients in the State's workers' compensation system as to those outside of the system.

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. 2244, 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. 2244, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Mizuno, Takumi, Luke, Ichiyama and Matsumoto.  
Managers on the part of the House.  
Ayes, 5. Noes, none. Excused, 1 (Mizuno).

Senators Tokuda, Baker and Ihara.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 96-18 on S.B. No. 2801**

The purpose of this measure is to enhance the ability of the Department of Labor and Industrial Relations (DLIR) to enforce the State's labor laws by:

- (1) Establishing the labor law enforcement special fund to provide for sufficient operating costs to collect penalties and fees assessed by DLIR for violations of labor laws;
- (2) Establishing an attorney position and a legal assistant position within the Department of the Attorney General to represent DLIR in collecting penalties and fees for violations of labor law; and
- (3) Appropriating funds to carry out the purposes of this measure.

Your Committee on Conference finds that this measure aims to improve compliance with labor laws by helping ensure that penalties for violations are collected by DLIR. Your Committee on Conference further finds that it is necessary to provide for sufficient operating costs to collect fees for violations of labor laws. The establishment of a special fund, and the establishment and hiring of an attorney and a legal assistant within the Department of the Attorney General, will provide the needed resources and allow the State to more effectively collect penalties and enforce the State's labor laws.

Your Committee on Conference has amended this measure by:

- (1) Inserting an appropriation amount of \$98,163 into and out of the labor law enforcement special fund for the attorney and legal assistant positions within the Department of the Attorney General; and
- (2) 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. 2801, 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. 2801, 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 Tokuda, Taniguchi and Keith-Agaran.  
 Managers on the part of the Senate.  
 Ayes, 2. Noes, none. Excused, 1 (Taniguchi).

**Conf. Com. Rep. 97-18 on S.B. No. 3000**

The purpose of this measure is to:

- (1) Establish the research and development program to optimize research and development preformed in the State; and
- (2) Establish the research and development special fund and appropriate funds for the research and development program.

Your Committee on Conference finds that research and development preformed in the State is vital for the continued growth of Hawaii's economy. Your Committee on Conference believes that supporting research and development will encourage innovation in various sectors throughout the State and has potential to attract businesses from around the world to Hawaii. Your Committee on Conference believes that creating a research and development research program in the State will assist small businesses with product development, technology transfer, and commercialization and create more high-paying jobs, resulting in highly skilled workers remaining in or coming to Hawaii and contributing to the economy.

Your Committee on Conference has amended this measure by:

- (1) Inserting a cap of \$300,000 for grants to be provided for critical product development that allows qualified businesses to achieve significant product development and technical milestones;
- (2) Requiring a company to employ fifteen or more employees to be considered a "Hawaii-based small business";
- (3) Inserting an appropriation amount of \$1,000,000 into and out of the research and development special fund to be used for the research and development program; 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. 3000, 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. 3000, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Evans, Keohokalole and Ward.  
 Managers on the part of the House.  
 Ayes, 3. Noes, none. Excused, none.

Senators Wakai, Kidani and L. Thielen.  
 Managers on the part of the Senate.  
 Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 98-18 on S.B. No. 2150**

The purpose of this measure is to appropriate supplemental funds for the operating and capital improvement budget of the Judiciary for fiscal years (FY) 2017-2018 and 2018-2019.

The Judiciary submitted a supplemental budget that totaled:

	<u>FY 2018</u>	<u>FY 2019</u>
General Funds	\$163,038,964	\$164,665,936
All Means of Financing	\$175,679,611	\$177,306,583

The Judiciary submitted a capital improvement budget that totaled:

	<u>FY 2018</u>	<u>FY 2019</u>
General Funds	\$7,750,000	\$20,480,000

Your Committee on Conference has amended the supplemental budget to appropriate:

	<u>FY 2018</u>	<u>FY 2019</u>
General Funds	\$163,038,964	\$163,995,179
All Means of Financing	\$175,679,611	\$176,635,826

Your Committee on Conference has further amended this budget to appropriate the following in capital improvement funds:

	<u>FY 2018</u>	<u>FY 2019</u>
General Funds	\$7,750,000	\$8,500,000

CAPITAL BUDGET

Your Committee on Conference recognizes the need to address health and safety at the Kauai Judiciary Complex. Therefore, your Committee appropriates \$1,100,000 for fiscal year 2018-2019 in general obligation bond funds to reroof and repair leaks at the Kauai Judiciary Complex, Kauai.

Your Committee on Conference also appropriates \$5,800,000 for fiscal year 2018-2019 in general obligation bond funds to provide furnishings and equipment for the Kona Judiciary Complex, Hawaii.

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. 2150, 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. 2150, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Luke, Cullen, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 5. Noes, none. Excused, none.

Senators Taniguchi, Dela Cruz and K. Rhoads.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 99-18 on S.B. No. 2581**

The purpose of this measure is to:

- (1) Increase the number of members on the King Kamehameha Celebration Commission from thirteen to fifteen;
- (2) Amend the membership of the Commission and the requirements for organizations to be represented on the Commission; and
- (3) Establish the position, duties, and salary of the Executive Director of the Commission, who shall be appointed by the Commission.

Your Committee on Conference finds that the King Kamehameha Celebration Commission works to uphold the legacy of King Kamehameha by working with various organizations that commemorate and preserve the history of Hawaii. Your Committee on Conference further finds that increasing the number of members on the Commission to include the Daughters of Hawaii and a representative from the island of Lānaʻi will allow the Commission to better fulfill its duty to commemorate and celebrate a significant figure in Hawaiian history. Your Committee on Conference recognizes the importance and depth of the work the Commission does and believes that an Executive Director would provide greater administrative guidance to the Commission in its operations.

Your Committee on Conference has amended this measure by:

- (1) Deleting language that mandated the Commission to establish the salary of the Executive Director and set a limit for the salary; 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 S.B. No. 2581, 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. 2581, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives LoPresti, Ing, Fukumoto, Ito and Ward.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 2 (Fukumoto, Ito).

Senators Shimabukuro, Taniguchi and English.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 100-18 on H.B. No. 2610**

The purpose of this measure is to continue to support Hawaii's manufacturing industry by appropriating funds to the Hawaii Technology Development Corporation to continue its Manufacturing Grant Program, as well as for the operations and administration of the Program.

Your Committee on Conference has amended this measure by:

- (1) Appropriating \$1,000,000 for the continuation of the Manufacturing Grant Program as well as for the operations and administration of the Program; and
- (2) Changing its 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 H.B. No. 2610, 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. 2610, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Evans, Keohokalole and Ward.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, none.

Senators Wakai, Galuteria, K. Kahele and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, 1 (Galuteria).

**Conf. Com. Rep. 101-18 on H.B. No. 1958**

The purpose of this measure is to further develop the State's technology sector by:

- (1) Appropriating moneys to continue the Small Business Innovation Research Program; and
- (2) Authorizing the Hawaii Technology Development Corporation to match federal small business innovation research phase III and small business technology transfer program phase III awards that are funded by the private sector or government sources outside of the program.

Your Committee on Conference has amended this measure by:

- (1) Appropriating \$1,500,000 for the continuation of the Small Business Innovation Research Program; and
- (2) Changing its 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 H.B. No. 1958, 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. 1958, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Evans, Keohokalole, Holt and Matsumoto.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Wakai, Galuteria, Shimabukuro and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, 1 (Galuteria).

**Conf. Com. Rep. 102-18 on H.B. No. 2333**

The purpose of this measure is to support Hawaii's most socially and economically challenged regions and demographic groups through community-supported economic development projects by authorizing the Department of Business, Economic Development and Tourism to deposit moneys it receives from the repayment of outstanding loans into the Hawaii community-based economic development revolving fund to be used to make loans and grants to small businesses.

Your Committee on Conference has amended this measure by changing its 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 H.B. No. 2333, 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. 2333, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Evans, Keohokalole, Todd and Ward.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Wakai, Galuteria, K. Kahele and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 4. Noes, none. Excused, none.

**Conf. Com. Rep. 103-18 on H.B. No. 2075**

The purpose of this measure is to strengthen and support Hawaii's local companies that are conducting renewable energy research and development by establishing:

- (1) A two-year Alternative Energy Research and Development Program within the Department of Business, Economic Development and Tourism to provide matching grants to qualified businesses that have been awarded a competitive contract from the Department of Defense Office of Naval Research to conduct research and development in alternative energy and energy efficiency technologies in certain fields; and
- (2) An Alternative Energy Research and Development Revolving Fund to fund the Program.

Your Committee on Conference has amended this measure by:

- (1) Appropriating \$1,000,000 to be deposited into, and appropriated out of, the Alternative Energy Research and Development Revolving Fund; and
- (2) Changing its 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 H.B. No. 2075, 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. 2075, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Evans, Lee, Keohokalole, LoPresti and Matsumoto.  
Managers on the part of the House.  
Ayes, 5. Noes, none. Excused, none.

Senators Wakai, Galuteria, Kidani and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, 1 (Galuteria).

**Conf. Com. Rep. 104-18 on H.B. No. 2587**

The purpose of this measure is to address the county surcharge on state tax by:

- (1) Extending by three months the period in which a county may adopt a surcharge on state tax, under certain conditions, from March 31, 2018, to June 30, 2018; and
- (2) Requiring that, for a county with a population equal to or less than five hundred thousand that adopts a county surcharge on state tax:
  - (A) No less than sixty percent of the surcharge revenues shall be used for public transportation system purposes; and
  - (B) No more than two percent of the surcharge revenues may be used on any roadway used by the general public.

Your Committee on Conference has amended this measure by:

- (1) Extending the period in which a county may adopt a surcharge on state tax from March 31, 2018, to March 31, 2019;
- (2) Specifying that the county surcharge on state tax shall be levied no earlier than:
  - (A) January 1, 2019, for ordinances adopted after June 30, 2015, but prior to June 30, 2018; or
  - (B) January 1, 2020, for ordinances adopted on or after June 30, 2018, but prior to March 31, 2019; and
- (3) Removing the provisions that specify how certain percentages of the surcharge may be used by a county with a population equal to or less than 500,000 that adopts a surcharge.

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. 2587, 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. 2587, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Cullen, Hashimoto and Ward.  
Managers on the part of the House.  
Ayes, 3. Noes, 1 (Ward). Excused, none.

Senators Inouye, Nishihara and K. Kahele.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 105-18 on H.B. No. 1604**

The purpose and intent of this measure is to authorize the issuance of general obligation bonds and to make the constitutionally-required findings that the bond issuance will not cause the state debt limit to be exceeded.

Your Committee on Conference finds that 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 further finds that the proceeds generated from the general obligation bonds authorized to be issued under this measure will be used to finance the fulfillment of important state objectives.

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 the dates and measure numbers cited in the measure;
- (3) Adding a part II to the measure that amends the titles and descriptions of certain capital improvement projects of executive branch agencies and programs established in the Supplemental Appropriations Act of 2018;
- (4) Changing the effective date from July 1, 2050, to upon approval; and
- (5) Making technical nonsubstantive changes for the purposes of clarity, consistency, and style.

Your Committee on Conference notes that the amendments made in part II of this measure are not intended to appropriate any additional funds, authorize the issuance of any additional general obligation bonds or allocate the revenues derived thereof, or add any additional debt for the projects authorized by the Supplemental Appropriations Act of 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. 1604, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1604, 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, 3. Noes, none. Excused, none.

Senators Dela Cruz, Keith-Agaran and English.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 106-18 on H.B. No. 2352**

The purpose of this measure is to include a member of the Native Hawaiian Education Council and a non-voting public university student teacher on the Hawaii Teacher Standards Board and clarify that a permit is required for unlicensed teachers serving in public schools.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to July 1, 2018; 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. 2352, 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. 2352, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Todd, Ohno and Matsumoto.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Kidani, Galuteria and Kim.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 107-18 on H.B. No. 2353**

The purpose of this bill is to facilitate the operations of the Hawaii State Public Library System. Specifically, this bill:

- (1) Makes miscellaneous technical amendments to various sections of the Hawaii Revised Statutes that affect the Hawaii State Public Library System;
- (2) Renames the Hawaii State Library Foundation trust fund as the Friends of the Library of Hawaii program fund; and
- (3) Clarifies the functions and operational status of the Friends of the Library of Hawaii program fund.

Your Committee on Conference has amended this bill by changing its 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 H.B. No. 2353, 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. 2353, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Todd, Hashem and Matsumoto.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Kidani, Galuteria and Espero.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Espero).

**Conf. Com. Rep. 108-18 on H.B. No. 2607**

The purpose of this bill is to promote computer science education in the State by:

- (1) Requiring the Department of Education to develop and implement a statewide computer science curricula plan for public school students in kindergarten through twelfth grade and ensure that each public high school offers at least one computer science course each year; and
- (2) Authorizing the Department of Education to contract with other entities to develop and implement computer science teacher development programs.

Your Committee on Conference has amended this bill by:

- (1) Clarifying that the statewide computer science curricula plan for public students in kindergarten through twelfth grade may include design thinking as part of the curricula;
- (2) Appropriating \$500,000 for fiscal year 2018-2019 to the Department of Education to develop a computer science curricula plan, offer computer science classes, and contract for teacher development programs;
- (3) Changing its effective date to July 1, 2018; 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. 2607, 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. 2607, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, McKelvey, Evans, Todd, Ohno and Matsumoto.  
Managers on the part of the House.  
Ayes, 5. Noes, none. Excused, 1 (Evans).

Senators Kidani, Galuteria and Espero.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Espero).

**Conf. Com. Rep. 109-18 on H.B. No. 2354**

The purpose of this bill is to provide taxpayers with an opportunity to increase their support of the Hawaii State Public Library System. Specifically, this bill changes the amount of the authorized income tax check-off to the libraries special fund that may be designated from a person's income tax refund as follows:

- (1) For an individual taxpayer, changing the amount from \$2 to an unspecified amount; and
- (2) For taxpayers filing a joint return, changing the amount from \$4 to an unspecified amount.

Your Committee on Conference has amended this bill by:

- (1) Increasing the amount of the authorized income tax check-off to the libraries special fund that may be designated from a person's income tax refund as follows:
  - (A) For an individual taxpayer, increasing the amount from \$2 to \$5; and
  - (B) For taxpayers filing a joint return, increasing the amount from \$4 to \$10; and
- (2) Changing its 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 H.B. No. 2354, 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. 2354, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Todd, Hashem and Matsumoto.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Kidani, Galuteria and Kim.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

#### **Conf. Com. Rep. 110-18 on H.B. No. 2455**

The purpose of this measure is to celebrate the one-hundred fiftieth anniversary of the arrival of the first group of organized Japanese immigrants in Hawaii, known as Gannenmono, by appropriating funds to the Department of Business, Economic Development and Tourism for the 2018 Gannenmono celebration.

Your Committee on Conference has amended this measure by:

- (1) Appropriating \$150,000 to the Department of Business, Economic Development and Tourism for the 2018 Gannenmono celebration;
- (2) Changing its effective date 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. 2455, 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. 2455, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives LoPresti, Fukumoto, Tokioka and Ward.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Tokioka).

Senators Taniguchi, Keith-Agaran and Wakai.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Wakai).

#### **Conf. Com. Rep. 111-18 on H.B. No. 2697**

The purpose of this measure is to assist Hawaii's veterans, including their families and dependents, by requiring the Office of Veterans' Services to organize, coordinate, and conduct a biennial State of Hawaii Veterans Summit and to appropriate funds to conduct the Summit.

Your Committee on Conference has amended this measure by:

- (1) Appropriating \$400,000 to the Office of Veterans' Services to organize, coordinate, and conduct the biennial State of Hawaii Veterans Summit; and
- (2) Changing its 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 H.B. No. 2697, 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. 2697, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives LoPresti, Fukumoto, Ito and Ward.  
Managers on the part of the House.

Ayes, 3. Noes, none. Excused, 1 (Ward).

Senators Nishihara, Galuteria and Ihara.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 112-18 on H.B. No. 2357**

The purpose of this measure is to create an eviction process for the Hawaii Public Housing Authority's state low-income housing projects or programs and elder or elderly housing.

Your Committee on Conference has amended this measure by:

- (1) Amending the minimum number of persons on an eviction board;
- (2) Making technical, non-substantive amendments for clarity, consistency, and style; and
- (3) 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. 2357, 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. 2357, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Brower, San Buenaventura, Nakamura, Hashem and McDermott.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, 1 (McDermott).

Senators Espero, Taniguchi, Gabbard and Ruderman.  
Managers on the part of the Senate.  
Ayes, 4. Noes, none. Excused, none.

**Conf. Com. Rep. 113-18 on H.B. No. 2389**

The purpose of this bill is to facilitate the transition from prison upon discharge or parole for certain committed persons. Specifically, this measure:

- (1) Requires that a committed person receive appropriate resource referrals as a prior condition to receiving any cash furnished by the Hawaii Paroling Authority (Authority);
- (2) Specifies that the moneys furnished by the Authority for discharged or paroled individuals shall be subject to the availability of legislative appropriations authorized and allocated for that purpose; and
- (3) Prohibits the Authority from using any moneys that are appropriated to provide for the immediate needs of a discharged or paroled individual for any other purpose.

Your Committee on Conference has amended this bill by:

- (1) Removing language that required a committed person receive appropriate resource referrals as a prior condition to receiving any cash furnished by the Authority; and
- (2) Changing its 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 H.B. No. 2389, 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. 2389, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takayama, Gates, Say and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Say).

Senators Nishihara, Galuteria and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.



**Conf. Com. Rep. 114-18 on H.B. No. 2454**

The purpose of this bill is to establish a three-year Correctional Industries Former Inmate Employment Pilot Project (Pilot Project) within the Department of Public Safety (Department) to assist former inmates as they reenter society by providing full time employment at a fair market wage to up to five former inmates.

Your Committee on Conference has amended this bill by:

- (1) Clarifying that the data on the conduct and efficacy of the Pilot Project shall be collected by service providers that work directly with the former inmates and shall be submitted to the Department every six months for evaluation purposes for the duration of the Pilot Project and twelve months after the Pilot Project ends; and
- (2) 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. 2454, 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. 2454, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takayama, Evans, Gates and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Thielen).

Senators Nishihara, Tokuda and Galuteria.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 115-18 on H.B. No. 2010**

The purpose of this measure is to change provisions of the law relating to tourism.

Specifically, this measure:

- (1) Renames the convention center enterprise special fund as the convention center operations and maintenance special fund;
- (2) Inserts a cap of \$6,000,000 on the convention center operations and maintenance special fund and authorizes expenditures from the fund for the salaries of Convention Center personnel;
- (3) Amends the authorized uses of the tourism special fund and caps expenditures from the fund for certain purposes;
- (4) Amends the allocation of transient accommodations tax revenue;
- (5) Requires the Department of Budget and Finance to cancel the reimbursable general obligation bond debt relating to the Convention Center that is owed by the Hawaii Tourism Authority; and
- (6) Makes conforming amendments.

Your Committee on Conference has amended this measure by deleting its contents and replacing it with provisions to:

- (1) Cancel the debt and liabilities owed to the State by the Hawaii Tourism Authority for Convention Center construction costs and related interest;
- (2) Relieve the convention center enterprise special fund from paying debts owed to the Department of Budget and Finance;
- (3) Reduce the allocation of transient accommodations tax revenues to the convention center enterprise special fund from \$26,500,000 to \$16,500,000;
- (4) Reduce the allocation of transient accommodations tax revenues to the tourism special fund from \$82,000,000 to \$79,000,000; and
- (5) Appropriate moneys for the Hawaii Tourism Authority to implement initiatives, in conjunction with the Hawaii Lodging and Tourism Association, to address homelessness in tourist and resort areas; provided that the funds are matched dollar-for-dollar by the private sector.

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. 2010, 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. 2010, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Onishi, Luke and Tupola.  
Managers on the part of the House.

Ayes, 2. Noes, none. Excused, 1 (Tupola).

Senators Wakai, L. Thielen and K. Kahele.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 116-18 on H.B. No. 2097**

The purpose of this measure is to:

- (1) Require the Attorney General to defend any civil action or proceeding against a county and any person employed by the county to provide lifeguard services at a designated state beach park under an agreement between the State and the county; and
- (2) Appropriate funds to the Department of Land and Natural Resources to contract with the counties for county lifeguard services at designated state beach parks under an agreement between the State and a county.

Your Committee on Conference has amended this measure by:

- (1) Inserting an amount of \$1,000,000 to be appropriated out of the general fund for the Department of Land and Natural Resources Division of State Parks to contract with the counties for county lifeguard services at designated state beach parks under an agreement between the State and a county;
- (2) Inserting an amount of \$500,000 for the Department of Land and Natural Resources Division of State Parks to contract with the counties for county lifeguard services at designated state beach parks under an agreement between the State and a county, which shall be appropriated out of the Special Land and Development Fund, rather than the Tourism Special Fund; and
- (3) Changing its 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 H.B. No. 2097, 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. 2097, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Yamane, Johanson, Nishimoto, Todd, Hashimoto and Thielen.  
Managers on the part of the House.  
Ayes, 6. Noes, none. Excused, none.

Senators K. Rhoads, Taniguchi and Keith-Agaran.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 117-18 on H.B. No. 2464**

The purpose of this measure is to require the Department of Hawaiian Home Lands (Department) to conduct a study on the issue of Hawaiian Home Lands lessees selling or transferring their leases for a fee or other personal gain and then applying for a subsequent lease. This measure requires the Department to submit a report on the findings and recommendations of its study to the Legislature no later than twenty days prior to the convening of the Regular Session of 2019.

Your Committee on Conference has amended this measure by:

- (1) Requiring the Department to submit a report on its study to the Legislature no later than twenty days prior to the convening of the Regular Session of 2020, rather than 2019; and
- (2) Changing its 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 H.B. No. 2464, 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. 2464, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ing, San Buenaventura, DeCoite, Gates and Tupola.  
Managers on the part of the House.  
Ayes, 5. Noes, none. Excused, none.

Senators Shimabukuro, Taniguchi and Galuteria.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 118-18 on H.B. No. 2259**

The purpose of this measure is to require the Department of Land and Natural Resources (Department) to allow applications for marine event permits up to one year in advance and authorize the Department to adopt rules to mitigate hazards posed by vessels, thrill craft, drones, and other means used by spectators to observe or record marine events. This measure also requires the Department to submit a report to the 2019 Legislature of its progress in implementing the permitting process and adopting rules.

Your Committee on Conference amended this measure by:

- (1) Requiring the Department to consult with the Department of Transportation and the Federal Aviation Administration before adopting rules regulating the use of drones; and
- (2) Changing its 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 H.B. No. 2259, 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. 2259, H.D. 1, S.D. 3, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ing, DeCoite, Fukumoto and Tupola.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Fukumoto).

Senators K. Rhoads, Nishihara and English.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Nishihara).

**Conf. Com. Rep. 119-18 on H.B. No. 2594**

The purpose of this measure is to appropriate funds for the Kaho'olawe Island Reserve Commission (Commission) to restore, preserve, and determine the appropriate uses of Kaho'olawe Island, and to fund one full-time equivalent permanent cultural resource project coordinator position for the Commission.

Your Committee on Conference has amended this measure by:

- (1) Changing the appropriation for the Commission's operating costs for restoring, preserving, and determining the appropriate uses of Kaho'olawe Island from an unspecified amount to \$100,000;
- (2) Changing the appropriation for the Commission to fund one full-time equivalent permanent cultural resource project coordinator position from an unspecified amount to \$53,000; and
- (3) Changing its 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 H.B. No. 2594, 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. 2594, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ing, Yamane, DeCoite and Tupola.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Tupola).

Senators K. Rhoads, English and Inouye.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 120-18 on H.B. No. 2613**

The purpose of this measure is to appropriate funds for fiscal year 2018-2019 to maintain the initial staff necessary to develop and manage the He'eia National Estuarine Research Reserve and its programs.

Your Committee on Conference has amended this measure by:

- (1) Changing the unspecified appropriation to an amount of \$150,000 and specifying that it shall be used for the hiring of 1.00 full-time equivalent position and operating costs;
- (2) Changing its effective date to July 1, 2018; and
- (3) 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. 2613, 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. 2613, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ing, Keohokalole, Gates and Tupola.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators K. Kahele, K. Rhoads and Galuteria.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 121-18 on S.B. No. 122**

The purpose of this measure is to:

- (1) Provide designated family members and other interested persons with:
  - (A) Notice when an individual with a mental health emergency is subject to admission to a facility, examination, hospitalization, commitment, or assisted community treatment; and
  - (B) The right to be present for the individual's hearings and receive a copy of the hearing transcript or recording unless the court determines otherwise; and
- (2) Require a court to adjourn or continue a hearing for failure to timely notify a person entitled to be notified or for failure by the individual to contact an attorney, with certain exceptions.

Your Committee on Conference finds that family members provide a valuable support network for individuals with mental illness, especially as those individuals try to navigate the State's health, mental health, and court systems. Your Committee on Conference also finds that family members are often kept in the dark about their loved ones' status, location, and treatment, including notice of relevant legal proceedings. Your Committee on Conference finds that this measure balances the importance of providing family members with more information about their loved ones with mental illness with the need to protect individual privacy rights.

Your Committee on Conference has amended this measure by inserting an effective date of 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. 122, 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. 122, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Nishimoto, Cullen and Tupola.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Tupola).

Senators Baker, K. Rhoads, English, Nishihara, Ruderman and Taniguchi.  
Managers on the part of the Senate.  
Ayes, 5. Noes, none. Excused, 1 (Nishihara).

**Conf. Com. Rep. 122-18 on S.B. No. 2612**

The purpose of this measure is to:

- (1) Allow a social club granted federal tax-exempt status to sell wine from the social club's inventory to club members for off-premises consumption;
- (2) Waive certain requirements for the issuance of class 10 special liquor licenses; and
- (3) Enable class 10 special liquor licensees to auction off liquor in sealed or covered containers or services that provide liquor.

Your Committee on Conference finds that some nonprofit organizations have faced an extremely onerous process when attempting to obtain a special liquor license for a fundraising event, which can be unduly burdensome in time and money, as many of these nonprofit organizations operate on small budgets. This measure streamlines the special license process and reduces the burden on nonprofit organizations by waiving fees and other requirements for applicants for a class 10 special liquor license required for fundraising events. This measure also permits a tax-exempt social club to sell wine from the social club's inventory and clarifies the ability of a class 10 special liquor licensee to auction off liquor or services that provide liquor.

Your Committee on Conference has amended this measure by:

- (1) Changing its effective date to upon 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. 2612, 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. 2612, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Cullen, Cachola and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Thielen).

Senators Baker, S. Chang and Ihara.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 123-18 on S.B. No. 2646**

The purpose of this measure is to reduce the public's access to Schedule II, III, or IV controlled substances by:

- (1) Requiring a prescriber to consult the State's Electronic Prescription Accountability System, also known as the Hawaii Prescription Drug Monitoring Program (PDMP), before prescribing the controlled substance in a quantity equaling a supply of seven days or longer, subject to certain exemptions; and
- (2) Appropriating funds to the Department of Public Safety to improve the functionality and reliability of the PDMP.

Your Committee on Conference finds that certain prescribers of controlled substances are required to register with the Department of Public Safety to use the PDMP and are required to report any relevant information prior to dispensing a controlled substance. However, your Committee on Conference finds that prescribers are not required to consult the PDMP before writing a prescription. Your Committee on Conference finds that since drug overdose rates have increased catastrophically in Hawaii, requiring prescribers to consult the PDMP prior to writing a prescription may reduce access to potentially addictive substances. Your Committee on Conference also finds that the violations proposed by this measure are best policed by the appropriate professional licensing boards.

Your Committee on Conference has amended this measure by:

- (1) Broadening the requirement under which prescribers of controlled substances must consult with the PDMP by having the requirement applicable to all prescriptions for controlled substances, other than prescriptions of three days or less that are made in an emergency situation;
- (2) Deleting the appropriation to the Department of Public Safety to improve the PDMP;
- (3) Inserting an effective date of July 1, 2018; 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. 2646, S.D. 1, H.D. 3, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2646, S.D. 1, H.D. 3, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Takumi, Nishimoto, Luke and Tupola.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 2 (Nishimoto, Tupola).

Senators Baker, English, Espero and Tokuda.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, 1 (Espero).

**Conf. Com. Rep. 124-18 on S.B. No. 2613**

The purpose of this measure is to:

- (1) Authorize the county liquor commissions to issue new class 2 restaurant licenses before restaurants commence operation;
- (2) Clarify that class 2 restaurant licenses are transferrable; and
- (3) Require an applicant for a new class 2 restaurant license or a transferee to certify that the applicant or transferee intends to and shall derive no less than thirty percent of the establishment's gross revenue from the sale of foods.

Your Committee on Conference finds that certain liquor commissions do not permit new licensees to apply directly for a restaurant license. Instead, licensees are first required to apply for a dispenser general license, which can only be upgraded after one year. Your Committee on Conference further finds that certain liquor commissions also do not allow restaurant licensee holders to transfer restaurant liquor licenses, which may have a negative impact on an operator's business, including a significant loss of value to the business. This measure therefore clarifies that a new restaurant liquor license may be issued by a liquor commission prior to the restaurant commencing operation. This measure also clarifies that a class 2 restaurant liquor license is transferrable, but retains the liquor commissions' ability to downgrade a license if the licensee ultimately does not meet the thirty percent food-sales threshold required of restaurant licensees.

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. 2613, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2613, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Cullen, Cachola and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Thielen).

Senators Baker, S. Chang and Ihara.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 125-18 on H.B. No. 1646**

The purpose of this measure is to establish an automatic procedure that allows Hawaii's newly-elected United States Senators, under certain circumstances, to begin their terms of office with greater seniority thereby maximizing their ability to represent the State. Specifically, this measure requires the Governor to appoint a newly-elected Senator to office if the incumbent vacates the office prior to the expiration of the incumbent's term.

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 H.B. No. 1646, 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. 1646, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Kobayashi, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators K. Rhoads, Keith-Agaran and Taniguchi.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 126-18 on H.B. No. 1770**

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.

Your Committee on Conference has amended this measure by changing:

- (1) The appropriation amount from an unspecified amount to \$350,000; and
- (2) Its 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 H.B. No. 1770, 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. 1770, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Luke, Gates and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Gates).

Senators Taniguchi, Keith-Agaran and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 127-18 on H.B. No. 2418**

The purpose of this measure is to authorize the Department of Education to expend previously appropriated funds to satisfy the settlement of class counsel attorney's fees related to a class action lawsuit against the State

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 H.B. No. 2418, 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. 2418, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Luke, Cullen and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Cullen).

Senators K. Rhoads, Keith-Agaran and Taniguchi.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 128-18 on H.B. No. 1614**

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 automatic restraining order is intended to:

- (1) Preserve the financial assets of the parties and their dependents; and
- (2) Maintain the current island of residence and school of enrollment of a minor child of the parties.

Your Committee on Conference has amended this measure by changing its 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 H.B. No. 1614, 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. 1614, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives San Buenaventura, Cullen and Thielen.  
Managers on the part of the House.  
Ayes, 2. Noes, none. Excused, 1 (Thielen).

Senators K. Rhoads, Kim and Taniguchi.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Taniguchi).

**Conf. Com. Rep. 129-18 on S.B. No. 2237**

The purpose of this measure is to:

- (1) Transfer fee interest in certain public school lands from the City and County of Honolulu and Department of Land and Natural Resources, as applicable, to the Department of Education; and
- (2) Exempt transferred lands from classification as public lands.

Your Committee on Conference finds that many public schools in Hawaii require extensive renovation or rebuilding, and that this process is unnecessarily complicated by having state schools on county land, or situated on both county and state land. Transferring a fee simple interest for county school lands to the State will greatly simplify the process of undertaking much needed repairs and renovations.

Your Committee on Conference has amended this measure by:

- (1) Inserting the contents of the S.D. 2 version, which:
  - (A) Requires the City and County of Honolulu to transfer to the Department of Education all property upon which a public elementary or intermediate school is situated;
  - (B) Gives the Department of Education power to acquire and hold title to real, personal, or mixed property for use for public educational purposes; and
  - (C) Requires legislative approval prior to the sale or gift of lands to which the Department of Education holds title;

- (2) Clarifying the purpose of the measure as it relates to the transfer of lands owned, operated, maintained, and managed by the City and County of Honolulu, some of which are public park lands;
- (3) Specifying that work to initiate the transfer of parcels identified in this measure shall start no later than December 31, 2018;
- (4) Inserting language that requires the Department of Education to incur all fees and costs associated with, and for, the subdividing of the land;
- (5) Specifying that the Department of Education is prohibited from selling any property, real or personal, or any interest therein, except to a government entity;
- (6) Clarifying the definition of "real property" as it relates to agreed upon easements;
- (7) Specifying that the lands conveyed under this measure shall revert back to the City and County of Honolulu if the land is not used for public educational purposes;
- (8) Inserting an appropriation amount of \$100,000 as a grant-in-aid to the City and County of Honolulu to prepare, execute, and record the quitclaim deeds;
- (9) Changing the effective date to upon approval; provided that the appropriation section shall take effect on July 1, 2018; and
- (10) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

Your Committee on Conference further finds that some of the parcels of land being transferred and subdivided pursuant to this measure were previously used as park land.

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. 2237, 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. 2237, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Yamane, Todd, Hashem and Ward.  
Managers on the part of the House.  
Ayes, 5. Noes, none. Excused, none.

Senators Kidani, K. Rhoads and Shimabukuro.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

#### **Conf. Com. Rep. 130-18 on S.B. No. 2790**

The purpose of this measure is to amend chapter 587A, Hawaii Revised Statutes, by repealing the guiding principles for children in foster care and replacing the section with the rights of children in foster care.

Your Committee on Conference finds that in 2015, roughly two thousand youth were in foster care in the State. The new section proposed by this measure codifies best practices that have been developed with input from former and current foster care youth and aligns with Public Law 113-183, which requires the rights of a child aged fourteen and older regarding education, health, visitation, and court participation to be documented in the child's case plan and requires a signed acknowledgment of the provision of these rights. Your Committee on Conference further finds that the new section proposed by this measure includes additional rights, such as culturally responsive services, requests for an attorney, and transportation to attend the school of origin. The rights of foster care children are a priority, and this measure provides these individuals additional protections and rights to lead successful lives.

Your Committee on Conference has amended this measure by:

- (1) Simplifying rights relating to living in a home; receiving food, shelter, and clothing; health insurance plan enrollment; and health assessment and treatment;
- (2) Clarifying that the rights of children in foster care established by this measure shall not give rise to a private cause of action for a violation of any right under the applicable law; and
- (3) 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. 2790, 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. 2790, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, San Buenaventura, Kobayashi and Tupola.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.



Senators Green, Taniguchi, S. Chang and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, 1 (S. Chang).

**Conf. Com. Rep. 131-18 on S.B. No. 2909**

The purpose of this measure is to:

- (1) Require the Legislative Reference Bureau to conduct a study that examines consolidating the law enforcement activities and responsibilities of various state divisions and agencies under a single, centralized state enforcement division or agency and submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the 2019 Regular Session; and
- (2) Appropriate funds to the Legislative Reference Bureau for the purposes of this measure.

Your Committee on Conference finds that the distribution of duties between multiple state agencies for the purposes of law enforcement is unnecessary and inefficient. Under existing law, the Departments of Land and Natural Resources, Public Safety, and Transportation all have independent law enforcement duties. However, your Committee on Conference finds that these agencies engage in some law enforcement activities. Therefore, your Committee on Conference finds that the Legislative Reference Bureau should conduct a study to examine the logistics and efficiencies of consolidating the law enforcement activities and responsibilities of various state divisions and agencies under a single, centralized state enforcement division or agency.

Your Committee on Conference has amended this measure by:

- (1) Removing language making an appropriation to the Legislative Reference Bureau to complete the study;
- (2) Changing the effective date to July 1, 2018; 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. 2909, 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. 2909, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Nishimoto, Cullen and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Kim, Taniguchi, Nishihara, K. Kahele and Ruderman.  
Managers on the part of the Senate.  
Ayes, 4. Noes, none. Excused, 1 (Nishihara).

**Conf. Com. Rep. 132-18 on H.B. No. 2131**

The purpose of this measure is to address the manner in which sexual assault evidence collection kits are processed and tracked and to ensure that victims of sexual assault are informed of their rights under the law.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that DNA profiles be developed from isolation of all DNA, rather than just autosomal DNA;
- (2) Correcting a reference to federal law;
- (3) Specifying that the annual reports to the President of the Senate and the Speaker of the House of Representatives also include the number of prosecutions initiated as a result of an actionable Combined DNA Index System hit on sexual assault evidence collection kits collected prior to July 1, 2016;
- (4) Specifying the amount appropriated out of the DNA Registry Special Fund to be \$350,743;
- (5) Deleting the proviso requiring the Department of the Attorney General to expend \$350,743 in addition to the amount appropriated;
- (6) Changing its effective date to July 1, 2018;
- (7) Changing the delayed effective date for the implementation of procedures for unreported sexual assault evidence collection kits to January 1, 2019; and
- (8) 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. 2131, 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. 2131, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Cullen, Ichiyama and Thielen.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Taniguchi, Keith-Agaran and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 133-18 on H.B. No. 2306**

The purpose of this measure is to provide that the amount appropriated in Act 183, Session Laws of Hawaii 2017, shall be deposited into the Food Safety Certification Costs Grant Program Special Fund (Special Fund) and that the same sum shall be appropriated out of the Special Fund for fiscal year 2018-2019 for the Food Safety Certification Costs Grant Program (Program), provided that any funds that are unencumbered as of June 30, 2019, shall lapse to the credit of the general fund.

Your Committee on Conference has amended this measure by:

- (1) Deleting the discussion relating to the inadvertent failure to deposit into and subsequently transfer the \$500,000 appropriation from the Special Fund to the Program during fiscal year 2017-2018;
- (2) Repealing the Special Fund; and
- (3) Appropriating \$500,000 of general revenues of the State for fiscal year 2018-2019 to be expended by the Department of Agriculture for the 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 H.B. No. 2306, 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. 2306, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Creagan, DeCoite and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, none.

Senators Gabbard, English and Riviere.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Riviere).

**Conf. Com. Rep. 134-18 on H.B. No. 1577**

The purpose of this measure is to assist the State in meeting its Aloha+ Challenge goal of seventy percent waste stream reduction by 2025 by encouraging the use of compost:

- (1) In Department of Education (DOE) schools by:
  - (A) Establishing a Composting Grant Pilot Project Working Group (Working Group) to develop guidelines, make grant recommendations, and provide oversight for campus composting; and
  - (B) Appropriating funds to the DOE to establish and implement the Working Group and to provide grants for school composting projects pursuant to the Working Group's recommendations; and
- (2) In agricultural operations by:
  - (A) Requiring the Department of Agriculture (DOA) to establish and implement a three-year Compost Reimbursement Pilot Program to provide reimbursement to Hawaii farmers and ranchers for the purchase of compost and report on the Program to the Legislature;
  - (B) Establishing a full-time, temporary Compost Reimbursement Pilot Program Manager position within DOA; and
  - (C) Appropriating funds to DOA for the Compost Reimbursement Pilot Program.

Your Committee on Conference has amended this measure by:

- (1) Deleting provisions relating to the DOE Working Group and grants and appropriating funds to the DOE;

- (2) Appropriating \$1,000,000 to the DOA for the Compost Reimbursement Pilot Program and authorizing expenditure of:
- (A) \$50,000 per year to establish a full-time temporary program manager position for the pilot program; and
- (B) \$20,000 per year for program and administrative costs of the pilot program;
- (3) Changing the 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 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. 1577, 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. 1577, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lee, Woodson, Lowen and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Kidani, Gabbard and K. Kahele.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 135-18 on H.B. No. 1802**

The purpose of this measure is to amend the cesspool upgrade, conversion, or connection income tax credit pilot program by repealing the provision that restricts the Department of Health from certifying more than two residential large capacity cesspools as qualified cesspools.

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. 1802, 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. 1802, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lee, Mizuno, Lowen, Keohokalole and Tupola.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, 1 (Keohokalole).

Senators Baker, English and Ruderman.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Ruderman).

**Conf. Com. Rep. 136-18 on H.B. No. 1916**

The purpose of this measure is to require the Executive Office on Aging (Office) to biennially update the State Plan on Alzheimer's Disease and Related Dementias (State Plan), which will include a work plan specifying the tasks, timelines, and milestones for each goal of the State Plan. This measure also requires the Office to include information on its progress towards each goal in its annual report to the Legislature.

Your Committee on Conference has amended this measure by:

- (1) Deleting the appropriation provision; and
- (2) Changing its effective date to be 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. 1916, 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. 1916, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Kobayashi, Learmont and Tupola.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Tupola).

Senators Baker, Galuteria and Ihara.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 137-18 on H.B. No. 2277**

The purpose of this measure is to establish the East Hawaii Child Welfare Services Pilot Project, a five-year pilot project, within the Department of Human Services to ensure the safety and well-being of at-risk children and families in east Hawaii on Hawaii island by:

- (1) Limiting the number of children supervised by each east Hawaii Child Welfare Services Section social worker to twenty or fewer;
- (2) Appropriating funds for hiring additional case managers, administrative costs for the east Hawaii Child Welfare Services Section on Hawaii island, and travel costs for the Child Welfare Services Division to train new hires;
- (3) Appropriating funds for the cost of appointing guardians ad litem for minors and court-appointed legal counsel for parents of minors in child welfare cases in the third circuit; and
- (4) Requiring the Department of Human Services to submit reports about the pilot project to the Legislature no later than twenty days prior to each Regular Session until 2025.

Your Committee on Conference has amended this measure by:

- (1) Removing from the pilot project the six-month goal of limiting the number of children supervised by each east Hawaii Child Welfare Services Section social worker;
- (2) Changing the appropriation for establishing additional positions, administrative costs for the east Hawaii Child Welfare Services Section on Hawaii island, and travel costs for the Child Welfare Services Division to train new hires by:
  - (A) Specifying the appropriation amount as \$321,598;
  - (B) Changing the number of full-time equivalent positions from eight to four; and
  - (C) Changing the position title from case manager to child/adult protective services specialist;
- (3) Removing the appropriation for the costs of appointing guardians ad litem for minors and court-appointed legal counsel for parents of minors in child welfare cases in the third circuit;
- (4) Changing its effective date to upon approval, provided that the appropriation takes effect on July 1, 2018; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee on Conference requests that the Department of Human Services submit to the Legislature a report on the status of filling the four full-time equivalent child/adult protective services specialist positions established by this Act, no later than twenty days prior to the convening of the Regular Session of 2019.

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. 2277, 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. 2277, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Todd, Learmont, Nakashima and Tupola.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, 1 (Nakashima).

Senators Green, Shimabukuro, S. Chang and Wakai.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, 1 (Wakai).

**Conf. Com. Rep. 138-18 on S.B. No. 2384**

The purpose of this measure is to:

- (1) Allow the Department of Education to develop a comprehensive plan to integrate design thinking and coding in middle, intermediate, and high school curriculums; and
- (2) Require that any such plan developed by the Department of Education, including any proposed legislation, be submitted to the Legislature prior to the 2019 Regular Session.

Your Committee on Conference finds that many of Hawaii's public schools have already implemented courses in science, technology, engineering, and math, also known as the STEM fields, in their curriculum. However, many curriculums are designed to solely focus on outcome-based results and potential economic impact, which may compromise innovation and creativity when applied to the STEM fields. Design thinking is an approach to learning, collaboration, and problem solving that is structured for identifying challenges, gathering information, generating potential solutions, refining ideas, and testing solutions. Including design thinking in curriculums can improve and enhance the curriculum and assist students in creatively solving problems.

Your Committee on Conference has amended this measure by 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. 2384, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2384, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Cullen, Hashem and Matsumoto.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Kidani, Shimabukuro and Espero.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 139-18 on S.B. No. 2382**

The purpose of this measure is to require the Department of Accounting and General Services to:

- (1) Conduct biennial surveys of all departments concerning any unused facilities that may be used by public charter schools and maintain an inventory of all such unused facilities; and
- (2) Provide biennial reports on the inventory to the State Public Charter School Commission.

Your Committee on Conference finds that facilities funding is the greatest financial burden upon public charter schools. Many charter schools improvise by using temporary structures for instruction. By requiring the Department of Accounting and General Services to compile and maintain an inventory of unused departmental facilities that may be used by public charter schools, these public charter schools can continue to provide quality education in facilities that help to ensure the financial, academic, and organizational health of public charter schools.

Your Committee on Conference has amended this measure by 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. 2382, 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. 2382, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Cullen, Kong, Ohno and Matsumoto.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, 1 (Ohno).

Senators Kidani, Kim and K. Kahele.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (K. Kahele).

**Conf. Com. Rep. 140-18 on S.B. No. 2351**

The purpose of this measure is to prohibit:

- (1) Prospective employers from requesting or considering a job applicant's prior wage or salary history in the job application process; and
- (2) Enforced wage secrecy and prohibit retaliation or discrimination against employees who disclose, discuss, or inquire about their own or coworkers' wages for the purpose of exercising rights under the law.

Your Committee on Conference finds that pay disparity persists between men and women who do similar work. Existing Hawaii law generally prohibits an employer from paying an employee at wage rates less than the rates paid to employees of the opposite sex; however, in 2015, the gender wage gap for women in comparison to men in Hawaii stood at eighty-four cents on the dollar and less than eighty cents on the dollar for women of color. This wage gap extends across almost all occupations reporting in Hawaii. Your Committee on Conference further finds that the ability of employers to consider a job applicant's previous salary history and pay secrecy are contributing factors to the gender pay disparity therefore, this measure is a step toward promoting equality in the workplace and ending pay discrimination against women, particularly women of color.

Your Committee on Conference has amended this measure by changing the effective date to January 1, 2019.

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. 2351, 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. 2351, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Nishimoto, Cullen, Ichiyama and Matsumoto.  
Managers on the part of the House.  
Ayes, 5. Noes, none. Excused, none.

Senators Tokuda, Taniguchi and Keith-Agaran.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 141-18 on S.B. No. 2346**

The purpose of this measure is to:

- (1) Establish the address confidentiality program in the Department of the Attorney General to help survivors of domestic abuse, sexual assault, and stalking to relocate and keep the location of their physical address confidential; and
- (2) Make an appropriation to the Department of the Attorney General for implementation and operation of the address confidentiality program.

Your Committee on Conference finds that survivors of domestic abuse, sexual offenses, or stalking may move to a new address in order to prevent being found by an assailant or potential assailant, but moving to a new address only provides protection if the assailant or potential assailant does not discover the new address. Maintaining the confidentiality of a new address is especially difficult in a location such as an island where space is limited. Each time a survivor is forced to provide an address for public agencies, employment, or court documents, the risk that the address will be discovered by an assailant or potential assailant increases. An address confidentiality program will provide protection and additional safety for survivors of domestic abuse, sexual offenses, or stalking.

Your Committee on Conference has amended this measure by:

- (1) Changing the language relating to service of process for court orders requiring the disclosure of a program participant's actual address to match language relating to service of process already established elsewhere in the measure;
- (2) Removing the appropriation to the Department of the Attorney General;
- (3) Changing the effective date to July 1, 2018; 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. 2346, 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. 2346, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Luke, San Buenaventura and Thielen.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Taniguchi, Keith-Agaran, Kim and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 4. Noes, none. Excused, none.

**Conf. Com. Rep. 142-18 on S.B. No. 2693**

The purpose of the measure is to appropriate moneys for the planning of the Thirteenth Festival of Pacific Arts, which is to be hosted in the State in 2020.

Your Committee on Conference finds that planning and hosting the Thirteenth Festival of the Pacific Arts will increase international appreciation of the State's culture and help to create a global market for the State's art, ideas, and products.

Your Committee on Conference has amended this measure by:

- (1) Changing the appropriation from an unspecified amount to \$950,000;
- (2) Changing the effective date from June 15, 2015, to July 1, 2018; and
- (3) Making technical nonsubstantive changes for 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 S.B. No. 2693, 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. 2693, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives LoPresti, Fukumoto, Choy and Ward.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Ward).

Senators Keith-Agaran, Galuteria and English.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 143-18 on S.B. No. 2514**

The purpose of this measure is to provide that, for the purpose of the general excise tax law, a person is engaging in business in the State if, in the current or immediately preceding calendar year, the person has either:

- (1) \$100,000 or more in gross income or gross proceeds from the sale of tangible personal property delivered in the State, services used or consumed in the State, or intangible property used in the State; or
- (2) Two hundred or more separate sales transactions thereof.

Your Committee on Conference finds that this measure will clarify the circumstances under which a person will be considered to be engaged in business in the State and therefore subject to the general excise tax. Your Committee on Conference further finds that this measure will ensure fair competition among all businesses, regardless of location, that sell goods and services in the State.

Your Committee on Conference has amended this measure by changing its effective date from July 1, 2030, 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. 2514, 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. 2514, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Cullen and McDermott.  
Managers on the part of the House.  
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Keith-Agaran, Galuteria and Riviere.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Riviere).

**Conf. Com. Rep. 144-18 on S.B. No. 2571**

The purpose of this measure is to preserve marine ecosystems, including coral reefs, by:

- (1) Beginning July 1, 2019, prohibiting the sale, offer for sale, and distribution for sale in Hawai'i of any sunscreen containing oxybenzone or octinoxate, or both, without a prescription from a licensed healthcare provider;
- (2) Prohibiting a county from enacting any ordinance or regulatory restriction to prohibit the sale, use, labeling, packaging, handling, distribution, or advertisement of sunscreens containing oxybenzone or octinoxate, or both, prior to July 1, 2019; and
- (3) Appropriating funds to the Department of Land and Natural Resources for outreach and education on the prohibition and environmental impacts of sunscreen containing oxybenzone and octinoxate.

Your Committee on Conference finds that two chemicals contained in many sunscreens, oxybenzone and octinoxate, have significant harmful impacts on the marine environment and ecosystems of Hawai'i, including coral reefs that protect the shoreline. Furthermore, as the environmental contamination of oxybenzone and octinoxate is constantly refreshed and renewed daily by swimmers and beachgoers who apply sunscreens containing these two chemicals, the contamination persists in the coastal waters of Hawai'i. By prohibiting the sale and distribution in Hawai'i of sunscreens containing oxybenzone or octinoxate, or both, without a prescription, this measure preserves marine ecosystems, including coral reefs, in Hawai'i.

Your Committee on Conference has amended this measure by:

- (1) Delaying from July 1, 2019, to January 1, 2021, the beginning date from which the sale and distribution of sunscreens containing oxybenzone or octinoxate, or both, are prohibited;
- (2) Prohibiting a county from enacting an ordinance or regulatory restriction to prohibit the sale, distribution, or advertisement of sunscreens containing oxybenzone or octinoxate, or both, prior to January 1, 2021, rather than July 1, 2019;
- (3) Clarifying that sunscreen is a product marketed or intended for topical use to prevent sunburn and does not include products marketed or intended for use as a cosmetic for the face;
- (4) Removing the appropriation to the Department of Land and Natural Resources for outreach and education on the prohibition and environmental impacts of sunscreen containing oxybenzone and octinoxate; 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. 2571, 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. 2571, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lee, Takumi, Luke, Todd and Ward.  
Managers on the part of the House.  
Ayes, 5. Noes, none. Excused, none.

Senators K. Rhoads, Gabbard, Baker, English, Dela Cruz and Riviere.  
Managers on the part of the Senate.  
Ayes, 6. Noes, none. Excused, none.

**Conf. Com. Rep. 145-18 on S.B. No. 2990**

The purpose of this measure is to establish paid family leave for all employees in the State and lay the groundwork to implement a framework of laws and policies so that all employees can access leave benefits during times when they need to provide care for a family member.

Among other things, this measure:

- (1) Establishes a temporary paid family leave implementation board (Board) within the Department of Human Services (DHS) to assist in establishing paid family leave for all workers in the State and to report on implementation to the Legislature;
- (2) Establishes the paid family leave special fund to support expenditures for staff and other administrative and operational costs of establishing paid family leave;
- (3) Establishes the paid family leave supplementation special fund to provide small business assistance grants to employers with fifty or fewer employees to offset wage costs;
- (4) Specifies that by January 1, 2020, DHS shall adopt interim rules, exempt from Chapter 91, Hawaii Revised Statutes, that establish and codify paid family leave for all workers in the State;
- (5) Specifies that DHS's interim rules shall remain in effect until January 1, 2022, or until rules are adopted, pursuant to chapter 91, Hawaii Revised Statutes, whichever occurs sooner;
- (6) Specifies that collection of payments under the paid family leave program shall begin by July 1, 2021, and the processing of payments shall begin by July 1, 2022;
- (7) Requires the Legislative Reference Bureau (LRB) to conduct an analysis of specified items to be included in the Board's report to the Legislature; and
- (8) Appropriates funds for LRB to conduct its analysis and to DHS to fund a full-time program manager to support the Board, the expenses of the Board, and the expenses of DHS in establishing paid family leave.

Your Committee on Conference finds that Hawaii's working families are especially vulnerable, and that the majority of Hawaii's workforce cannot afford to take unpaid leave to provide care for a newborn, bond with a new child, care for a family member with a serious health condition, or be a caregiver to an aging parent. Yet, for 240,000 employees who serve as primary caregivers to a family member, this is the dilemma they face. Your Committee on Conference further finds that seven in ten children live in a household where both parents work, and over a quarter of children live in households with single parents; therefore, a lack of meaningful paid family leave policies puts them most at risk. Your Committee on Conference also finds that the Legislature must ensure that it has the best information available prior to determining the most appropriate framework or model for the establishment of paid family leave for the State and relative potential impacts and safeguard measures.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Deleting language that would have established a paid family leave special fund and paid family leave supplementation special fund;
- (2) Deleting language that would have required DHS to adopt rules to establish and codify paid family leave for all workers in the State by January 1, 2020;
- (3) Deleting language that would have established the Board;
- (4) Requiring the LRB to conduct a sunrise analysis and submit a report to the Legislature of the impacts and potential frameworks or models for paid family leave in the State by September 1, 2019;
- (5) Specifying the scope of the sunrise analysis;
- (6) Authorizing the LRB to request and obtain any data from relevant state departments and agencies necessary to conduct the sunrise analysis;
- (7) Updating the purpose section;



- (8) Inserting an appropriation amount of \$350,000 for LRB to conduct the sunrise analysis;
- (9) Specifying that the LRB may contract the services of a consultant to assist in conducting the sunrise analysis;
- (10) Changing the effective date to July 1, 2018; and
- (11) 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. 2990, 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. 2990, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Luke and Tupola.  
Managers on the part of the House.  
Ayes, 2. Noes, none. Excused, 1 (Tupola).

Senators Tokuda, Keith-Agaran and English.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 146-18 on H.B. No. 2538**

The purpose of this measure is to address the disposal of solid waste and the high cost of livestock feed in the State by authorizing the issuance of \$4,000,000 in general obligation bonds to finance the planning, design, and construction of a livestock feed mill using waste materials by the Agribusiness Development Corporation in partnership with a viable and qualified entity to establish such a livestock feed mill operation. This measure further lapses the appropriations for a feed lot and thermophilic biogas digester in the General Appropriations Act of 2015, as amended through and including the General Appropriations Act of 2017 (Budget).

Your Committee on Conference has amended this measure by:

- (1) Amending specified items in the Capital Improvement Projects part of the Budget related to a livestock feed mill and a waste stream recycling facility in the General Appropriations Act of 2015, as amended;
- (2) Changing the lapsing date of the appropriations in the Budget to June 30, 2019; and
- (3) 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. 2538, 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. 2538, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Creagan, Cullen, Yamashita and Thielen.  
Managers on the part of the House.  
Ayes, 3. Noes, 1 (Thielen). Excused, none.

Senators Gabbard, English and Nishihara.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Nishihara).

**Conf. Com. Rep. 147-18 on H.B. No. 1932**

The purpose of this measure is to:

- (1) Authorize state and county agencies to adopt emergency rules to account for changes in controlling and superseding federal legislation or federal or state court decisions, subject to requirements for thirty days notice and public hearing; and
- (2) Specify that such emergency rules shall be effective until the Legislature has passed legislation relating to the subject matter of the emergency rule and the legislation has either been enacted or vetoed by the Governor.

Your Committee on Conference has amended this measure by:

- (1) Specifying that an emergency rule adopted pursuant to this measure shall be effective until no later than adjournment sine die of the next regular legislative session following adoption of the emergency rule;
- (2) Changing its effective date to upon approval; and

- (3) Making technical, nonsubstantive amendments to distinguish emergency rules adopted pursuant to this measure due to changes in controlling and superseding law from emergency rules adopted pursuant to existing statutory authority due to imminent peril to the public health, safety, or morals, or to livestock or poultry health.

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. 1932, 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. 1932, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Holt, Ichiyama and Ward.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Ward).

Senators Kim, Taniguchi, Ruderman and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, 1 (L. Thielen).

**Conf. Com. Rep. 148-18 on H.B. No. 2071**

The purpose of this measure is to:

- (1) Require the Governor to appoint a law enforcement working group to recommend professional recruitment, hiring, and training standards for all state and county law enforcement officers who carry firearms and badges and who have arrest authority; and
- (2) Prohibit law enforcement officers who are terminated for misconduct by a state or county department, agency, or office in a law enforcement capacity from being hired by another state or county law enforcement department, agency, or office unless the officer is reinstated through collective bargaining or the legal process.

Upon consideration, your Committee on Conference has amended this measure to:

- (1) Establish a Law Enforcement Standards Board (Board) to provide standards and programs for training and certification of law enforcement officers;
- (2) Prospectively require the appointment and employment of only Board-certified law enforcement officers for specified state agencies and county police departments;
- (3) Require the Board to adopt rules pursuant to Chapter 91, Hawaii Revised Statutes, that establish criteria for the certification process, as well as the denial, suspension, or revocation of a law enforcement officer's certification;
- (4) Establish the Law Enforcement Standards Board Special Fund (Special Fund);
- (5) Appropriate \$100,000 out of the general fund into the Special Fund for the purposes of the measure; and
- (6) Make July 1, 2018, the effective date of the 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 H.B. No. 2071, 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. 2071, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Nishimoto, Holt, Keohokalole and Matsumoto.  
Managers on the part of the House.  
Ayes, 5. Noes, none. Excused, none.

Senators Nishihara, Tokuda, Taniguchi and Galuteria.  
Managers on the part of the Senate.  
Ayes, 4. Noes, none. Excused, none.

**Conf. Com. Rep. 149-18 on H.B. No. 1778**

The purpose of this measure is to:

- (1) In the event of a controverted workers' compensation claim, require an injured employee's private health care plan to pay for or provide medical care, services, and supplies in accordance with the private health care contract; provided that the employer shall reimburse the private health care plan and the injured employee when the claim is accepted; and
- (2) In the event of an accepted workers' compensation claim for leukemia, multiple myeloma, non-Hodgkin lymphoma, or certain other cancers by firefighters with five or more years of service, require employers to be liable for an unspecified percentage of fees for medical care, services, and supplies associated with the claim.

Your Committee on Conference has amended this measure by:

- (1) Specifying a maximum limit of one hundred fifty percent of fees, as prescribed in the Medicare Resource Based Relative Value Scale, for medical care, services, and supplies that an employer is liable for related to accepted workers' compensation claims for leukemia, multiple myeloma, non-Hodgkin lymphoma, or certain other cancers by firefighters with five or more years of service; and
- (2) Changing its effective date to take effect 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. 1778, 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. 1778, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Takumi, Holt and Matsumoto.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Tokuda, Baker and Keith-Agaran.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 150-18 on H.B. No. 1489**

The purpose of this measure is to promote civil rights in education.

More specifically, the measure provides for a state corollary to Title IX of the Educational Amendments of 1972 (20 U.S.C. 1681 et seq.) (Title IX) that prohibits discrimination on the basis of sex, including gender identity or expression or sexual orientation, in any state educational program or activity or any state-funded educational program or activity.

Your Committee on Conference finds that although Title IX triggered a seismic shift in the education landscape by prohibiting discrimination on the basis of sex by any education program or activity receiving federal funds, the efficacy of Title IX federal protections against sex discrimination in education has been more recently diminished and eroded. Your Committee therefore believes that it is time for the State to consider and address the need for a corollary to Title IX in state law.

Your Committee on Conference has amended this measure by:

- (1) Deleting certain sex-specific exemptions to the general anti-discrimination provisions of the measure;
- (2) Deleting various provisions relating to enforcement and remedies;
- (3) Deleting all references to the Hawaii Civil Rights Commission;
- (4) Inserting the anti-discrimination provisions of the measure into a new chapter within Title 20 of the Hawaii Revised Statutes;
- (5) Inserting a section, effective July 1, 2018, that requires the Legislative Reference Bureau to:
  - (A) Conduct a study of existing Title IX procedures at the federal level and in other jurisdictions; and
  - (B) Submit to the Legislature, no later than twenty days prior to the convening of the Regular Session of 2019, a report including findings, recommendations, and proposed legislation concerning an appropriate enforcement mechanism for the anti-discrimination provisions of the measure; and
- (6) Making technical nonsubstantive changes for 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. 1489, 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. 1489, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, Nishimoto, Luke, Ichiyama, Yamashita and McDermott.  
Managers on the part of the House.  
Ayes, 5. Noes, none. Excused, 1 (McDermott).

Senators Tokuda, Taniguchi, English and K. Rhoads.  
Managers on the part of the Senate.  
Ayes, 4. Noes, none. Excused, none.

**Conf. Com. Rep. 151-18 on S.B. No. 2293**

The purpose of this measure is to:

- (1) Require the County of Maui to pursue available remedies to recoup any and all monies expended for the Front Street Apartments affordable housing project from the leasehold fee owners and owners of the improvements constructed thereon, or their successors in interest in the construction of the Front Street Apartments as an affordable housing project;
- (2) Appropriate out of the Hawaii Housing Finance and Development Corporation's rental assistance program an unspecified amount for the Corporation to maintain affordable rents to the Front Street Apartments tenants by providing a three-year rent subsidy; provided that the leasehold fee and improvement owners, or their successors, provide dollar-for-dollar matching funds, and if no matching funds are provided, prohibiting the leasehold fee and improvement owners, or their successors, from doing business in the State; and
- (3) Appropriate an unspecified amount out of the Hawaii Housing Finance and Development Corporation revenues to expedite and complete the construction of Leialii affordable housing project in Lahaina, Maui, by 2021, provided that the County of Maui expedites the planning and permitting process for the Leialii affordable housing project.

Your Committee on Conference finds that the Front Street Apartments on Maui provide affordable housing to more than two hundred fifty low-income residents. These apartments were developed in 2001 as an affordable rental housing project with one hundred forty-two apartment units, using state financing and state tax credits, and were expected to remain affordable to low-income tenants for fifty years. However, the owners of the Front Street Apartments recently exercised an option to remove the property from affordability requirements that were tied to the development of the property, and this change will allow them to begin renting available apartments at market rates and likely raise rents for existing tenants within a few years. This measure provides a mechanism to assist in preserving the Front Street Apartments on Maui as an affordable rental housing project.

Your Committee on Conference has amended this measure by removing its contents and inserting language that:

- (1) Requires the Hawaii Housing Finance and Development Corporation to institute proceedings for the condemnation of the ground lease for the Front Street Apartments affordable housing project;
- (2) Appropriates \$250,000 for an appraisal and other preparations for instituting the condemnation proceedings, provided that the County of Maui provides dollar-for-dollar matching funds;
- (3) Appropriates \$30,000,000 out of the rental housing revolving fund to expedite and complete the construction of the Leialii affordable housing project in Lahaina, Maui, by 2021; and
- (4) Changes 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. 2293, S.D. 2, H.D. 3, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2293, S.D. 2, H.D. 3, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Brower, Johanson, Luke, Hashimoto, Nakamura and McDermott.  
Managers on the part of the House.  
Ayes, 6. Noes, none. Excused, none.

Senators Espero, Riviere and Ruderman.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 152-18 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) Establishing a limited number of voter service centers that would remain open on the day of an election; and
- (3) Providing additional places for personal delivery of mail-in ballots.

Your Committee on Conference has amended this measure by:

- (1) Changing the elections by mail program from a statewide program for all elections to a pilot program for the 2020 primary and general elections in any county with a population of less than 100,000;
- (2) Appropriating \$75,450 for the implementation and administration of the pilot program; 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. 1401, 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. 1401, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Luke, Morikawa, Nakamura and Tupola.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, 1 (Tupola).

Senators Taniguchi, Keith-Agaran and K. Rhoads.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 153-18 on S.B. No. 2074**

The purpose of this measure is to extend the period of time during which the Department of Agriculture may certify important agricultural land qualified agricultural cost tax credits through December 31, 2028.

Your Committee on Conference finds that to address the issue of important agricultural lands, Act 183, Session Laws of Hawaii 2005 (Act 183), established standards, criteria, and mechanisms to identify important agricultural lands and to implement the intent and purpose of article XI, section 3, of the Hawaii State Constitution. Act 233, Session Laws of Hawaii 2008, subsequently established incentives under the requirements of Act 183, including the important agricultural land qualified agricultural cost tax credit. Your Committee on Conference finds that this measure provides additional time for certification of such tax credits to allow landowners and farmers to claim the tax credit in the event their agricultural lands are identified as potential important agricultural lands and designated as such by the Land Use Commission.

Your Committee on Conference has amended this measure by:

- (1) Shortening the extension period during which the Department of Agriculture may certify important agricultural land qualified agricultural cost tax credits through December 31, 2021; 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 S.B. No. 2074, 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. 2074, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Creagan, Cullen, Yamashita and Thielen.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Gabbard, English and Nishihara.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Nishihara).

**Conf. Com. Rep. 154-18 on S.B. No. 3095**

The purpose of this measure is to:

- (1) Establish a pesticide reporting and regulation program that:
  - (A) Specifies the reporting requirements for commercial agricultural entities regarding the use of restricted use pesticides to the Department of Agriculture (DOA) and deems those reports as public records; and
  - (B) Prohibits the use of a restricted use pesticide within 100 feet of a school during school instructional hours, beginning one year after the effective date of this measure;
- (2) Deposit all penalties and fines collected for violations of the Hawaii Pesticides Law into the pesticide use revolving fund;
- (3) Increase the cap on the amount of funds that may remain in the pesticide use revolving fund at the close of each fiscal year from \$250,000 to \$1,000,000;
- (4) Beginning January 1, 2019, prohibit the use or application of any pesticide containing chlorpyrifos as an active ingredient, unless the DOA grants a temporary permit authorizing the permittee, until December 31, 2021, to do so;
- (5) Appropriate \$105,648 from the pesticide use revolving fund and authorize two full-time equivalent positions to effectuate the pesticide reporting and regulation program; and

- (6) Appropriate \$300,000 from the pesticide use revolving fund for education and outreach for the pesticide reporting and regulation program.

Your Committee on Conference finds that many residents in the State are very concerned about the long-term health effects and potential negative impacts of pesticide drift, especially from pesticides containing chlorpyrifos. Children can be exposed to pesticides applied on school grounds, pesticides that drift onto school grounds, or pesticide residues, which put them at risk of developmental delays and other health complications. This measure seeks to ensure that data is collected regarding restricted use pesticide use and that schools are protected from the potential negative effects of long-term pesticide exposure.

Your Committee on Conference has amended this measure by:

- (1) Making reporting requirements applicable to all users of restricted use pesticides, rather than just commercial agricultural entities;
- (2) Specifying that post-application reporting of restricted use pesticide use reported to the DOA is for departmental use, rather than deemed public record;
- (3) Requiring the information to be included in annual reports to the DOA to include a listing of all restricted use pesticides used, not only in outdoor applications, and the date on which applications occurred;
- (4) Requiring the DOA to produce summaries for public disclosure of pesticide use by county;
- (5) Clarifying that restricted use pesticides application is prohibited on or within 100 feet of a school property during normal school hours and that such prohibition does not apply to whole structure fumigation;
- (6) Clarifying that the post-application reporting and buffer zone requirements begin January 1, 2019;
- (7) Extending the authorization under a temporary permit for use or application of any pesticide containing chlorpyrifos until December 31, 2022;
- (8) Deleting language that would have required the DOA to publicly disclose the names of all persons applying for temporary permits for use or application of any pesticide containing chlorpyrifos;
- (9) Requiring the DOA to develop a pesticide drift monitoring study no later than July 1, 2019, and to submit a report of its findings to the Legislature no later than twenty days prior to the convening of the Regular Session of 2020;
- (10) Updating various definitions;
- (11) Adding an appropriation of \$300,000 from general revenues for the pesticide drift monitoring study;
- (12) Making appropriations from general revenues rather than out of the pesticide use revolving fund for the establishment of two full-time equivalent positions and for outreach and education; and
- (13) 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. 3095, 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. 3095, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Creagan, Lee, Cullen and Ward.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Gabbard, Baker, Kidani, Keith-Agaran and Nishihara.  
Managers on the part of the Senate.  
Ayes, 4. Noes, none. Excused, 1 (Nishihara).

#### **Conf. Com. Rep. 155-18 on S.B. No. 2027**

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 and families; and
- (2) Require the Department of Human Services to use the appropriate funds to procure the services of a master contractor to manage subcontracts for services provided through the initiative.

Your Committee on Conference finds that since the inception of the coordinated statewide homeless initiative, the initiative has assisted over one thousand households and four thousand individuals by either preventing eviction or helping homeless families and individuals move into permanent housing. Your Committee on Conference further finds that evictions have dropped by twenty-five percent in the City and County of Honolulu, while ninety-seven percent of households assisted by the initiative remain housed. This measure will continue to support individuals and families who seek housing assistance.

Your Committee on Conference has amended this measure by:

- (1) Deleting the requirement that the administration of the appropriated funds must conform to industry financial accounting and performance standards;
- (2) Deleting language exempting subcontracts to the master contract from chapters 42F, 103D, and 103F, Hawaii Revised Statutes;
- (3) Deleting language specifying the cost breakdown of the proposed appropriation;
- (4) Inserting an appropriation amount of \$1,500,000 to continue the coordinated statewide homeless initiative; and
- (5) 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. 2027, 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. 2027, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Brower, Luke, Gates, Nakamura and Tupola.  
Managers on the part of the House.  
Ayes, 6. Noes, none. Excused, none.

Senators Green, Espero, English, S. Chang and K. Kahele.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, 2 (English, K. Kahele).

**Conf. Com. Rep. 156-18 on S.B. No. 270**

The purpose of this measure is to:

- (1) Prohibit persons who are licensed to provide professional counseling in the State from engaging in, attempting to engage in, or advertising the offering of sexual orientation change efforts on minors; and
- (2) Establish the Sexual Orientation Counseling Task Force to address the concerns of minors seeking counseling on sexual orientation, gender identity, gender expressions, and related behavior.

Your Committee on Conference finds that according to the American Psychological Association, sexual orientation change efforts, also known as conversion therapy, tend to do more harm than good. Participants in sexual orientation change efforts report many negative consequences from these interventions, including anger, anxiety, depression, guilt, hopelessness, loss of social support, relationship problems with significant others and families, social isolation, suicidal thoughts, self-hatred, and sexual dysfunction. Your Committee on Conference further finds that all the leading professional organizations involved in the treatment of children have issued statements opposing sexual orientation change efforts, including the American Psychological Association, American Medical Association, American Academy of Pediatrics, American Psychiatric Association, and National Association of Social Workers.

Your Committee on Conference additionally finds that this measure prohibits specific state-licensed persons who are licensed to provide professional counseling from engaging in, attempting to engage in, or advertising sexual orientation change efforts on minors. In doing so, this measure regulates the conduct of state-licensed persons who provide professional counseling to minors under the age of eighteen, similar to existing consumer protection laws designed to protect the public against ineffective and unsafe treatment by Hawaii-licensed professionals. This measure also establishes the Sexual Orientation Counseling Task Force to address the concerns of minors seeking counseling on sexual orientation, gender identity, gender expressions, and related behavior.

Your Committee on Conference has amended this measure by:

- (1) Inserting a purpose section;
- (2) Changing the effective date to July 1, 2018; 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. 270, 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. 270, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Takumi, Nishimoto, Luke and Thielen.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Baker, S. Chang and Tokuda.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 157-18 on S.B. No. 2653**

The purpose of this measure is to:

- (1) Establish requirements for licensure by endorsement for physicians, surgeons, and osteopathic physicians; and
- (2) Appropriate an unspecified sum from the compliance resolution fund to implement the licensure by endorsement process.

Your Committee on Conference finds that Hawaii is facing a critical shortage of health care providers in almost every field of practice. Your Committee on Conference further finds that the Hawaii Medical Board (Board) currently lacks the ability to grant licensure by endorsement to physicians, surgeons, and osteopathic physicians who are fully qualified and licensed in another jurisdiction. This measure establishes licensure by endorsement requirements for physicians, surgeons, and osteopathic physicians, which will provide greater access to medical care in Hawaii and address the high volume of applications received from out-of-state physicians in a more streamlined manner.

Your Committee on Conference notes that this measure clearly ensures that the Board may only license physicians, surgeons, and osteopathic physicians who meet specific licensing requirements and who have not been previously disciplined by another medical or osteopathic medical board.

Your Committee on Conference has amended this measure by:

- (1) Inserting an appropriation amount of \$104,000 out of the compliance resolution fund to implement the licensure by endorsement requirements;
- (2) Inserting a purpose section;
- (3) Changing its effective date to July 1, 2018; provided that the licensure by endorsement requirements shall take effect on December 31, 2018; 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. 2653, 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. 2653, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ohno, Mizuno, Takumi, Cullen and Ward.  
Managers on the part of the House.  
Ayes, 5. Noes, none. Excused, none.

Senators Baker, English, S. Chang, Ruderman and Tokuda.  
Managers on the part of the Senate.  
Ayes, 4. Noes, none. Excused, 1 (Tokuda).

**Conf. Com. Rep. 158-18 on S.B. No. 2524**

The purpose of this measure is to:

- (1) Prohibit residential or congregate use of sheds or other structures on agricultural lands;
- (2) Prohibit residential development on lands previously or currently in a preservation zoning district;
- (3) Require condominium property regimes to comply with county subdivision or equivalent requirements, subject to certain exceptions; and
- (4) Specify requirements for applications for registration of a project in a county agricultural zoning district or preservation zoning district.

Your Committee on Conference finds that expanded development of agricultural lands through the existing condominium property regime process may impact the long-term viability of these newly developed condominiums, as master planning is absent, particularly with respect to supporting county infrastructure. This measure therefore allows a county to participate in the condominium property regime review process, which will improve oversight of the development of residential condominium property regimes on agricultural lands.

Your Committee on Conference has amended this measure by:

- (1) For purposes of planned community associations, requiring the owner of any parcel of land subdivided as a condominium property regime in agricultural or preservation lands to provide public notice of the sale no later than ninety days after the sale of the parcel;
- (2) Clarifying that sheds or other structures constructed on agricultural lands that are subdivided and leased for agricultural uses or activities cannot be used for residential purposes, unless such use is permitted under county ordinances and rules;
- (3) Clarifying that no residential development is to be constructed on agricultural lands that are currently in a preservation zoning district;
- (4) Establishing reporting, investigation, and penalties for violations of agriculture land use requirements;



- (5) Deleting language that would have required condominium property regimes to conform to existing county subdivision or equivalent requirements, with exceptions;
- (6) Clarifying the application requirements for registration of a project in the agricultural district, including:
  - (A) Permitting the inclusion of comments on the availability of supportive infrastructure, the potential impact on environmental resources, and other requirements of county ordinances and rules; and
  - (B) Deleting language that would have required a signed verified statement by an appropriate county official that the project is in compliance with any applicable supplemental county ordinances, county subdivision standards, and other rules, and an agricultural business plan, farm plan, or conservation plan;
- (7) Clarifying that the requirements for condominium property regimes added by this measure apply only to a county with a population of 750,000 or more;
- (8) Updating the purpose section;
- (9) Changing its effective date to July 1, 2018; 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. 2524, 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. 2524, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Yamane, Todd, Nakamura and Yamashita.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Yamashita).

Senators Baker, Nishihara, Gabbard, K. Rhoads and Tokuda.  
Managers on the part of the Senate.  
Ayes, 4. Noes, none. Excused, 1 (Tokuda).

**Conf. Com. Rep. 159-18 on S.B. No. 3058**

The purpose of this measure is to:

- (1) Establish a ten-year pilot project for the redevelopment of the Banyan Drive and the Kanoelehua Industrial Area of the County of Hawaii and the guidelines for the pilot project;
- (2) Appropriates funds for the establishment of the pilot project; and
- (3) Modify the request for interest and public auction process under section 171-41.6, Hawaii Revised Statutes, for certain public land leases and apply the modified process to lessees within the last twenty, rather than ten, years of their lease terms.

Your Committee on Conference finds that leases of certain public lands have a maximum term of sixty-five years and during the last few years remaining in the lease term, lessees are apprehensive to further invest in the properties prior to the expiration of the leases, which has led to the dilapidation and deterioration of properties in certain areas, such as the Banyan Drive region and the Kanoelehua Industrial Area in the County of Hawaii.

Your Committee on Conference finds that authorizing the Board of Land and Natural Resources to extend or modify fixed rental periods or terms of leases for public lands within those areas beyond the customary lease terms, or to modify any of the lease restrictions, presents an opportunity to provide existing lessees with greater certainty in their potential future tenancy on those lands and therefore greater incentive to make substantial improvements to the lands. Your Committee on Conference also finds that the increased security presented by this measure should be balanced by mandatory commitments on the part of the lessees as well, including a proposed development agreement by lessees to make substantial improvements to the lands and a deposit of a percentage of leasehold improvements by qualified bidders during the public auction process.

Your Committee on Conference finds that a pilot project in East Hawaii, which has served as a center of tourism in the State, has the potential to revitalize the local infrastructure and community and generate valuable lessons and mechanisms that may be applied and replicated in other areas of the State similarly needing revitalization.

Your Committee on Conference has amended this measure by:

- (1) Deleting language that would have established the redevelopment district pilot project for the Banyan Drive region and Kanoelehua Industrial Area and the planning committee and its powers;
- (2) Deleting the appropriation for the redevelopment district pilot project;
- (3) Defining a specific area of East Hawaii, generally known as the Banyan Drive region and Kanoelehua Industrial Area, as the "Hilo community economic district";

- (4) Authorizing the Board of Land and Natural Resources to extend or modify the fixed rental periods, terms, or restrictions on certain public land leases within the Hilo community economic district upon approval of a lessee's proposed development agreement to make substantial improvements or construct new substantial improvements on the land, provided that the extension does not extend the original lease term by more than forty years;
- (5) Establishing conditions for the Board of Land and Natural Resources to approve the proposed development agreement or any extension of the fixed rental period or term of certain leases within the Hilo community economic district;
- (6) Establishing causes of significant economic hardship for which the Board of Land and Natural Resources may modify or eliminate any restrictions on public land leases in the Hilo community economic district, extend or modify the fixed rental period of the leases, or extend the terms of the leases;
- (7) Amending the conditions for the Board of Land and Natural Resources' approval of any modification, elimination, or extension of fixed rental periods or terms of leases within the last ten years of the lease term;
- (8) Establishing a separate request for interest process for public lands in the Hilo community economic district that requires qualified bidders to deposit an amount equal to one percent of the value of the leasehold improvements;
- (9) Deleting amendments to section 171-41.6, Hawaii Revised Statutes, that would have modified the request for interest and public auction process for certain public land leases and would have applied the modified process to lessees within the last twenty years of their lease terms;
- (10) Requiring the Department of Land and Natural Resources to submit a report of its findings and recommendations to the Legislature no later than twenty days prior to convening of the Regular Session of 2019 and every year thereafter;
- (11) Changing the effective date to July 1, 2018;
- (12) Amending the purpose section to reflect its amended purpose; and
- (13) 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. 3058, 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. 3058, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Yamane, Evans, Todd, Cullen, Luke and Matsumoto.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, 2 (Luke, Matsumoto).

Senators Dela Cruz, K. Kahele and Galuteria.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

#### **Conf. Com. Rep. 160-18 on S.B. No. 48**

The purpose of this measure is to abolish the Hawaii Technology Development Corporation and the Hawaii Strategic Development Corporation and establish in their place the Hawaii Innovation and Technology Research Corporation.

This measure also converts the means of financing for several permanent and temporary positions within the Hawaii Technology Development Corporation from special funds to general funds, and appropriates general funds to the Hawaii Technology Development Corporation for other current expenses.

Your Committee on Conference believes that in order to diversify Hawaii's economy to include high-quality, knowledge-based jobs, Hawaii's innovation and technology industry should be promoted, developed, and expanded. Therefore, your Committee on Conference finds that it is in the public's interest to combine the resources, duties, and responsibilities of the Hawaii Technology Development Corporation and the Hawaii Strategic Development Corporation.

Your Committee on Conference has amended this measure by:

- (1) Deleting the provisions that establish the Hawaii Innovation and Technology Research Corporation;
- (2) Restoring the Hawaii Technology Development Corporation and repealing only the Hawaii Strategic Development Corporation;
- (3) Re-establishing the rights, powers, functions, duties, and programs of the Hawaii Strategic Development Corporation within the Hawaii Technology Development Corporation;
- (4) Changing the size and composition of the Hawaii Technology Development Corporation board of directors by:
  - (A) Reducing the size of the board from eleven to nine members;

- (B) Eliminating the University of Hawaii faculty member from the appointed members of the board;
  - (C) Eliminating the members from the Hawaii Strategic Development Corporation and the Natural Energy Laboratory of Hawaii Authority from the ex officio members of the board; and
  - (D) Adding the Chairperson of the Department of Agriculture as an ex officio member of the board;
- (5) Renaming the Hawaii Technology Development Corporation as the Hawaii Innovation, Technology, and Research Corporation;
  - (6) Clarifying that the official of the Hawaii Innovation, Technology, and Research Corporation who prescribes the duties and qualifications of transferred employees and fixes their salaries is the chief executive officer;
  - (7) Authorizing the Director of Finance to transfer from the technology special fund to the general fund the sum of \$279,666 for fiscal year 2018-2019;
  - (8) Increasing the general fund appropriation from \$370,410 to \$970,000 for the permanent and temporary positions in the Hawaii Technology Development Corporation whose means of financing is being converted from special funds to general funds;
  - (9) Increasing the general fund appropriation for other current expenses of the Hawaii Technology Development Corporation from \$123,446 to \$720,000 and clarifying that the purpose of the appropriation is to finance a technology park coordinator position and a first responders technology park proof of concept; and
  - (10) Specifying that the terms of the board members of the Hawaii Strategic Development Corporation will expire on July 1, 2020.

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. 48, S.D. 3, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 48, S.D. 3, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Luke, Evans, McKelvey, Keohokalole and Matsumoto.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, 1 (Matsumoto).

Senators Dela Cruz, Wakai, K. Kahele and K. Rhoads.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, 1 (K. Rhoads).

#### **Conf. Com. Rep. 161-18 on S.B. No. 2831**

The purpose of this measure is to:

- (1) Restore until June 30, 2021, authority to the University of Hawaii President to act as the University of Hawaii Chief Procurement Officer for contracts for construction and construction-related professional services; and
- (2) Require the University of Hawaii to submit an annual report to the Legislature prior to the convening of each regular session through 2021, that details a list of all capital improvement projects approved by the Board of Regents.

Your Committee on Conference finds that procurement for contracts for construction and construction-related professional services furnished by licensees under chapter 464, Hawaii Revised Statutes, for the University of Hawaii has been under the control of the Department of Accounting and General Services for the past five years after issues were discovered relating to the University's procurement process and procedures. During that time, the University has made significant changes to its policies and procedures including engaging in some of what the State Procurement Office refers to as "best-practices". Accordingly, your Committee on Conference finds a trial-period should be established during which the University, through the University President, should be given the opportunity to again be in control of its own procurement. Your Committee on Conference also finds that in order to maintain proper oversight over the University, the University should submit an annual report to the Legislature detailing its capital improvement projects.

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. 2831, 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. 2831, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Johanson, McKelvey, Holt, Yamashita and Matsumoto.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, 1 (McKelvey).

Senators Kim, K. Kahele and Keith-Agaran.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Keith-Agaran).

**Conf. Com. Rep. 162-18 on H.B. No. 2299**

The purpose of this measure is to authorize the University of Hawaii Board of Regents, or its designee, to indemnify, defend, and hold harmless a county agency, its officers, agents, and employees, when the University of Hawaii uses county property for a university purpose or a university function, provided certain conditions are met.

Your Committee on Conference has amended this measure by changing its 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 H.B. No. 2299, 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. 2299, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives McKelvey, Nishimoto, Cullen, Hashem and Matsumoto.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, 1 (Nishimoto).

Senators K. Kahele, Taniguchi and Galuteria.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Taniguchi).

**Conf. Com. Rep. 163-18 on H.B. No. 2501**

The purpose of this measure is to codify the Hawaii Community College Promise Program which provides scholarships for the unmet direct cost needs of qualified students enrolled at any of the University of Hawaii community college campuses. This measure also sets eligibility requirements for the scholarships, establishes a subaccount for program funding, and appropriates an unspecified amount to establish and implement the scholarship program.

Your Committee on Conference finds that this last-gap scholarship program will provide a critical bridge for many of our keiki to complete financing for their secondary education at our community colleges.

Your Committee on Conference has amended this measure by:

- (1) Appropriating \$700,000 to establish and implement the Hawaii Community College Promise Program, including the provision of the program's scholarships, at the community college campuses of the University of Hawaii;
- (2) Changing its effective date to July 1, 2018; 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. 2501, 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. 2501, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives McKelvey, Cullen, Gates, Todd and Matsumoto.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, 1 (Gates).

Senators K. Kahele, Galuteria and S. Chang.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 164-18 on H.B. No. 1508**

The purpose of this measure is to create a revolving line of credit sub-fund within the Hawaii Green Infrastructure Special Fund to provide state agencies the ability to obtain funding to implement energy-efficiency measures in public buildings.

Your Committee on Conference has amended this measure by:

- (1) Specifying that \$50,000,000 shall be converted from the Hawaii Green Infrastructure Special Fund for the revolving line of credit sub-fund and appropriating that amount;
- (2) Clarifying in the measure's preamble that the Department of Education's outstanding loan balance shall be included under this revolving line of credit;
- (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 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. 1508, 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. 1508, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lee, Cullen, Todd and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Inouye, Wakai and English.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (English).

**Conf. Com. Rep. 165-18 on H.B. No. 1986**

The purpose of this measure is to establish and appropriate funds for a Carbon Offset Program to administer revenue realized from the sale of carbon offset credits to be deposited into the forest stewardship fund or invested into projects to improve the State's water infrastructure to mitigate threats to water sustainability due to climate change.

Your Committee on Conference has amended this measure by:

- (1) Tasking the Office of Planning in partnership with the Greenhouse Gas Sequestration Task Force (Task Force) to investigate and establish a Carbon Offset Program, rather than requiring the Department of Business, Economic Development, and Tourism (DBEDT) in partnership with the Department of Land and Natural Resources to perform these tasks;
- (2) Clarifying that the Carbon Offset Program shall allow proceeds and revenues generated by state departments from sales of offset credits to be deposited into suitable funds particularly for reinvestment to generate further carbon offset credits; provided that the funds are used in accordance with the purposes of the fund;
- (3) Clarifying that the Carbon Offset Program shall allow proceeds from sales of carbon credits to be invested in projects enhancing the State's efforts to mitigate or adapt to climate change;
- (4) Requiring the Office of Planning in partnership with the Task Force to submit a report to the Legislature and the Climate Change Mitigation and Adaptation Commission prior to the 2020 Regular Session;
- (5) Deleting the definitions for the terms "public agency", "state agency", and "forest carbon offset";
- (6) Inserting an appropriation of \$150,000 to be used to investigate and structure the Carbon Offset Program, which shall be expended by the Office of Planning, rather than DBEDT;
- (7) Changing its effective date to July 1, 2018; and
- (8) 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. 1986, 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. 1986, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lee, Takumi, Lowen, Todd and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 2 (Todd, McDermott).

Senators Wakai, K. Rhoads, Gabbard and English.  
Managers on the part of the Senate.  
Ayes, 4. Noes, none. Excused, none.

**Conf. Com. Rep. 166-18 on S.B. No. 2740**

The purpose of this measure is to appropriate funds for the payment of claims against the State, its officers, or its employees.

Your Committee on Conference finds that the timely passage of this measure will minimize the State's obligation to pay interest on those amounts.

Your Committee on Conference has amended this measure by:

- (1) Increasing the total general fund appropriation from \$5,940,352.37 to \$6,724,309.63 to satisfy the payment of three additional claims that total \$783,957.26; and

- (2) Providing that the claims to be paid from general funds in this measure shall be paid from funds appropriated to the respective department or agency in section 3 of Act 49, Session Laws of Hawaii 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. 2740, 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. 2740, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nishimoto, Luke, Cullen and Thielen.

Managers on the part of the House.

Ayes, 4; Ayes with Reservations (Thielen). Noes, none. Excused, none.

Senators K. Rhoads, Keith-Agaran and Taniguchi.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 167-18 on S.B. No. 2791**

The purpose of this measure is to:

- (1) Require the Office of Youth Services to create and develop the Kawaihoa Youth and Family Wellness Center, to be operated and maintained by the Hawaii Youth Correctional Facilities, to prevent delinquency and reduce the incidence of recidivism among youth at risk and young adults; and
- (2) Appropriate funds to the Department of Human Services for the operational expenses of an organization to provide prevention, intervention, and group and individual counseling for high risk youth.

Your Committee on Conference finds that the Legislature enacted Act 201, Session Laws of Hawaii 2014, to reform the State's juvenile justice system, improve outcomes for Hawaii's youth in the juvenile justice system, and maximize the use of the Hawaii Youth Correctional Facilities' appropriations and treatment services. Your Committee on Conference further finds that critical services to reduce delinquency, including mental health treatment, prevention of youth homelessness, vocational services, and substance abuse treatment, are still insufficiently resourced and inaccessible to Hawaii's at-risk youth and young adult population. This measure will allow youth and young adults, between the ages of eighteen and twenty-four, who are in the juvenile justice system to receive assistance and much-needed services to prevent further delinquency and recidivism.

Your Committee on Conference notes that this measure is intended to provide state employees at the Hawaii Youth Correctional Facility an opportunity to work at a new facility and is not intended to displace existing state employees who already provide critical services for youth at the Hawaii Youth Correctional Facility.

Your Committee on Conference has amended this measure by:

- (1) Removing the purpose section;
- (2) Permitting, rather than requiring, the Office of Youth Services and Hawaii Youth Correctional Facilities to establish and operate the Kawaihoa Youth and Family Wellness Center;
- (3) Clarifying that opportunities may be given to existing employees to participate in the Kawaihoa Youth and Family Wellness Center's services and programs, including discussing long-term plans for employment and training opportunities to contribute professionally to the program;
- (4) Clarifying that the Department of Education shall be the sole provider of standards-based education services for youth adults at risk and young adults identified with special education needs or actively receiving special education services;
- (5) Removing the appropriation for the operational costs of an organization to provide prevention, intervention, and counseling for high risk youth;
- (6) Changing the effective date to upon approval; 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. 2791, 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. 2791, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Nishimoto, Kobayashi, Morikawa and Tupola.

Managers on the part of the House.

Ayes, 3; Ayes with Reservations (Mizuno). Noes, none. Excused, 2 (Nishimoto, Tupola).

Senators Green, Keith-Agaran, K. Kahele, S. Chang and Riviere.

Managers on the part of the Senate.

Ayes, 4; Ayes with Reservations (Green). Noes, none. Excused, 1 (K. Kahele).

**Conf. Com. Rep. 168-18 on H.B. No. 1650**

The purpose of this measure is to:

- (1) Authorize the Department of Human Services (DHS) to disclose to parents or guardians the disposition of an assessment from an investigation into an allegation or report of child abuse or neglect that occurred within a licensed group child care home or group child care center; and
- (2) Establish a temporary working group to review laws, rules, and procedures relating to the coordination of investigations and enforcement efforts of the Child Welfare Services Branch and Child Care Licensing Program to improve safety in child care settings.

Your Committee on Conference has amended this measure by:

- (1) Clarifying the circumstances under which DHS may disclose reports of child abuse or neglect;
- (2) Changing its effective date to July 1, 2018; 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. 1650, 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. 1650, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Nishimoto, Luke and Tupola.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Tupola).

Senators Green, Taniguchi, K. Rhoads, S. Chang and L. Thielen.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, 2 (K. Rhoads, S. Chang).

**Conf. Com. Rep. 169-18 on H.B. No. 2742**

The purpose of this measure is to:

- (1) Establish the Office of Medical Cannabis Control and Regulation within the Department of Health to administer medical cannabis dispensary licensure and regulation and the registration of qualifying patients and primary caregivers;
- (2) Extend from July 1, 2020, to July 1, 2025, the operation of interim administrative rules adopted by the Department of Health for the medical cannabis dispensary system;
- (3) Extend from June 30, 2020, to June 30, 2025, civil service exemptions for positions in the Department of Health related to the medical cannabis dispensary system;
- (4) Transfer all appropriations, records, equipment, files, documents, and other personal property, and employees performing duties related to medical cannabis dispensary licensure and regulation, from the Office of Health Care Assurance to the Office of Medical Cannabis Control and Regulation; and
- (5) Appropriate funds for fiscal year 2018-2019 for staff and operations of the Office of Medical Cannabis Control and Regulation, including the establishment of the following four full-time equivalent positions: program manager, information technology specialist, administrative assistant, and data analyst.

Your Committee on Conference has amended this measure by:

- (1) Appropriating \$140,000 for fiscal year 2018-2019 for staff and operations of the Office of Medical Cannabis Control and Regulation;
- (2) Deleting clarifying language for the four full-time equivalent positions established by the appropriation;
- (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 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. 2742, 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. 2742, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Kobayashi and Tupola.  
Managers on the part of the House.  
Ayes, 2. Noes, none. Excused, 1 (Tupola).

Senators Baker, English and Espero.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Espero).

**Conf. Com. Rep. 170-18 on H.B. No. 1895**

The purpose of this measure is to appropriate funds to assist the Department of Health.

More specifically, this measure:

- (1) Requires the Department of Health to establish two full-time equivalent (2.0 FTE) permanent surveyor positions and one full-time equivalent (1.0 FTE) permanent supervisor position to review, certify, and recertify dialysis centers and other health care facilities under the Department's purview; and
- (2) Makes appropriations to the Department of Health out of the general fund, including an appropriation from moneys in the treasury received from federal funds.

Your Committee on Conference finds that the additional resources provided by this measure to the Department of Health will facilitate the review, certification, and recertification of dialysis centers and other health care facilities under the Department's purview. The Department of Health has indicated that the Department, through its Office of Health Care Assurance (OHCA), will request from the U.S. Centers for Medicare and Medicaid Services (CMS) federal funds for federal fiscal year 2019, which begins on October 1, 2018. OHCA conducts federal surveys (inspections) on Medicare certified dialysis centers and other health care facilities in Hawaii on behalf of CMS and annually receives federal funds of approximately eighty percent of the cost to conduct these surveys. Your Committee on Conference notes that the CMS Regional Office in San Francisco has expressed support for this measure; thus, it appears that the State is well-positioned to secure additional federal funds for the Department of Health to conduct federal surveys and to safeguard the health, safety, and welfare of dialysis patients in the State.

Your Committee on Conference wishes to address an additional public health issue in this measure, and finds that the use of electronic smoking devices, also known as e-cigarettes, is proliferating and that the electronic smoking device industry is rapidly expanding. According to a 2016 report by the United States Surgeon General, e-cigarette use among the nation's youth and young adults has become a major public health concern. For these reasons, your Committee on Conference finds it necessary, as a matter of statewide concern, to regulate the sale of cigarettes, tobacco products, and electronic smoking devices in a uniform and exclusive manner.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Deleting the measure's preamble;
- (2) Establishing the remaining sections, except for the effective date section, as Part I;
- (3) Deleting from the appropriation to the Department of Health in Part I language that references moneys in the treasury received from federal funds;
- (4) Changing the appropriations to the Department of Health from unspecified amounts to \$157,500 and \$150,000, respectively;
- (5) Inserting a Part II and adding provisions that address the retail sale of tobacco products and electronic smoking devices, including:
  - (A) Establishing within the Department of the Attorney General the Electronic Smoking Device Retailer Registration Unit, requiring retailers of electronic smoking devices to register with the unit, and authorizing the unit to charge a fee for registration and a certificate to sell electronic smoking devices at retail;
  - (B) Restricting the display of cigarettes and tobacco products within a retailer's establishment to certain locations within the establishment;
  - (C) Requiring that retailers of tobacco products or electronic smoking devices check the identification of tobacco or electronic smoking device purchasers who reasonably appear to be under twenty-seven years of age;
  - (D) Prohibiting the purchase or possession of any tobacco product or electronic smoking device by a person under the age of twenty-one and establishing penalties for violations;
  - (E) Establishing procedures for the forfeiture and destruction of tobacco products and electronic smoking devices under certain circumstances; and
  - (F) Prohibiting delivery sales of electronic smoking devices to persons under twenty-one years of age; and
- (6) Changing the effective date from July 1, 2035, 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 H.B. No. 1895, 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. 1895, H.D. 1, S.D. 1, C.D. 1.



Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Takumi, Kobayashi and Tupola.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Tupola).

Senators Baker, Galuteria and Ihara.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 171-18 on H.B. No. 1911**

The purpose of this measure is to enable the Department of Health to address the issue of unlicensed and uncertified care facilities by:

- (1) Authorizing the Department of Health to investigate and enter care facilities reported to be operating without an appropriate certificate or license issued by the Department and take certain actions upon confirmed findings of uncertified or unlicensed care facilities;
- (2) Establishing penalties for violations and for knowingly referring or transferring patients to uncertified or unlicensed care facilities;
- (3) Establishing certain conditions under which certified or licensed healthcare providers and care facilities will not be subject to a fine when a patient is referred or transferred to an uncertified or unlicensed care facility; and
- (4) Requiring the Department of Health to adopt interim rules to effectuate the licensure of home care facilities and making those interim rules effective until the sooner of October 1, 2018, or final adoption of rules.

Your Committee on Conference has amended this measure by:

- (1) Specifying maximum daily fines of \$100 for a first violation, \$500 for a second violation, and \$1,000 for a third or subsequent violation of uncertified or unlicensed operation of a care facility;
- (2) Specifying maximum fines of \$500 for a first violation, \$1,000 for a second violation, and \$2,000 for a third or subsequent violation, for knowingly referring or transferring patients to uncertified or unlicensed care facilities;
- (3) Inserting language excluding landlords from care facility licensure requirements under certain conditions, including allowing a tenant to receive home care services from licensed individuals;
- (4) Inserting a savings clause;
- (5) Changing its 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 H.B. No. 1911, 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. 1911, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Takumi, Kobayashi, Cachola, Cullen, Morikawa and Tupola.  
Managers on the part of the House.  
Ayes, 6. Noes, none. Excused, 1 (Tupola).

Senators Baker, Espero and Ihara.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Espero).

**Conf. Com. Rep. 172-18 on H.B. No. 2729**

The purpose of this measure is to amend the current statutes that regulate the State's medical cannabis and medical cannabis dispensary program to facilitate appropriate access to medical cannabis by patients with debilitating medical conditions and ensure patient safety. Specifically, this measure:

- (1) Establishes criteria, standards, limitations, and protections for qualifying out-of-state patients for whom the medical use of cannabis is authorized by the patient's home jurisdiction;
- (2) Authorizes the Department of Health to extend the maximum period of validity of a written certification to three years for qualifying patients with a chronic debilitating medical condition and to register two caregivers for minor qualifying patients; provided that both caregivers are parents, guardians, or legal custodians of the minor patient;
- (3) Clarifies a dispensary's right to retest a batch of cannabis or manufactured cannabis products that do not meet safety standards according to initial test results;

- (4) Prohibits employment discrimination and suspension or discharge from employment based solely on evidence of consumption of cannabis by an employee who is a registered qualifying patient;
- (5) Authorizes the formation of a bona fide provider-patient relationship for purposes of obtaining a written certification via telehealth;
- (6) Amends statutes regulating licensed dispensaries to authorize the dispensing of devices that provide safe pulmonary administration of medical cannabis and of edible cannabis products, increase the maximum dosage amount per unit of manufactured cannabis products, and clarify labeling requirements for manufactured cannabis products; and
- (7) Limits the felony convictions that disqualify an individual from employment with a licensed dispensary and permitting, but not requiring, denial of employment based on conviction of a limited number of additional offenses.

Your Committee on Conference has amended this measure by:

- (1) Deleting provisions relating to employment protections for registered qualifying patients;
- (2) Authorizing the registration of two caregivers for minor qualifying out-of-state patients;
- (3) Clarifying that a qualifying out-of-state patient shall not possess more than four ounces of usable cannabis at any given time and shall not possess live plants;
- (4) Deleting provisions authorizing licensed dispensaries to dispense edible cannabis products;
- (5) Clarifying requirements for devices that aerosolize cannabis and devices for safe pulmonary administration that may be dispensed by licensed dispensaries;
- (6) Establishing an Outstanding Issues Working Group to consider and make recommendations on issues related to the employment of registered qualifying patients and the manufacture and distribution by licensed dispensaries of edible cannabis products;
- (7) Changing its effective date to July 1, 2018; 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 H.B. No. 2729, 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. 2729, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Johanson, San Buenaventura, Kobayashi, Belatti and Tupola.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, 2 (Johanson, Tupola).

Senators Baker, English and Espero.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 173-18 on H.B. No. 2271**

The purpose of this measure is to:

- (1) Clarify exemptions from licensure as a behavior analyst for individuals who:
  - (A) Practice under the direct supervision of a licensed professional working within the scope of the individual's profession;
  - (B) Directly implement behavior analysis programs as a direct support worker in a school setting;
  - (C) Design or implement applied behavior analysis services to participants in the Medicaid home and community-based services waiver program pursuant to section 1915(c) of the Social Security Act;
  - (D) Are caregivers to adults in home and community-based care homes;
  - (E) Are licensed professionals, including licensed psychologists, practicing within the allowable scope of licensure; or
  - (F) Are classroom teachers;
- (2) Update and standardize the terminology used to refer to applied behavior analysis and the practice of applied behavior analysis; and
- (3) Require the Department of Education to create and implement a plan for the delivery of Medicaid billable applied behavior analysis to all students within Department schools who have been diagnosed with autism spectrum disorder.

Your Committee on Conference has amended this measure by deleting numerous conflicting and redundant provisions and retaining language that:

- (1) Applies the exemption from licensure as a behavior analyst to:
  - (A) Licensed psychologists working within their scope of licensure;
  - (B) Individuals working under the direct supervision of a licensed psychologist and individuals instructed and supervised by Master's-level practitioners or post-doctoral fellows who are also under the supervision of a licensed psychologist;
  - (C) Classroom teachers who implement applied behavior analysis services in a school setting and in collaboration with a licensed behavior analyst on or before July 1, 2019;
  - (D) Direct support workers in school settings working under the direct supervision of a licensed professional on or before July 1, 2020;
  - (E) Caregivers to adults in home and community-based care homes; and
  - (F) Individuals providing services under the Medicaid home and community-based service waiver program on or before January 1, 2014;
- (2) Updates and standardizes the terminology used to refer to applied behavior analysis and the practice of applied behavior analysis; and
- (3) Requires the Department of Education to create and implement a plan for the delivery of Medicaid billable applied behavior analysis to all students within Department schools who have been diagnosed with autism spectrum disorder and submit a series of reports on the plan to the Legislature and Board of Education.

Your Committee on Conference has additionally amended this measure by:

- (1) Making it effective upon 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. 2271, 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. 2271, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Ohno, Kobayashi, Choy and Tupola.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 2 (Choy, Tupola).

Senators Kidani, Baker and K. Kahele.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (K. Kahele).

#### **Conf. Com. Rep. 174-18 on S.B. No. 2619**

The purpose of this measure is to make the penalties for violations of certain categories of airport rules more proportionate to the violation by replacing criminal penalties for certain airport offenses with fines.

Your Committee on Conference finds that under Hawaii's aeronautics laws or certain administrative rules, certain airport offenses are punished with penalties that are excessive and disproportionate to the gravity of the violation. An infraction that would normally be considered a civil violation can be charged as a criminal misdemeanor offense if it occurs at an airport. The criminal misdemeanor offense can remain on a person's record for the rest of the person's life, and lead to a loss of security clearance or professional licensure. Your Committee on Conference believes these long-lasting consequences are not the intent of the punishments.

Your Committee on Conference has amended this measure by:

- (1) Inserting an effective date of July 1, 2018; 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. 2619, 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. 2619, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Aquino, San Buenaventura, Luke and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Inouye, Taniguchi and Keith-Agaran.

Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Taniguchi).

**Conf. Com. Rep. 175-18 on S.B. No. 2854**

The purpose of this measure is to enforce the requirement in Act 200, Session Laws of Hawaii 2016, to have annual registration and safety inspections for mopeds by establishing a fine, not to exceed \$100, for failure to comply with moped registration requirements.

Your Committee on Conference finds that illegally modified mopeds are a nuisance due to the loud noises they emit. Act 200, Session Laws of Hawaii 2016, was enacted as a means of resolving the ongoing issue of illegally modified mopeds by requiring annual registration and safety inspections. However, your Committee on Conference notes that thousands of mopeds have not been registered, likely due to the fact that there is no penalty for failure to register a moped. Thus, this measure establishes a fine for moped owners who fail to register their mopeds in order to encourage compliance with registration and safety inspection requirements.

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 S.B. No. 2854, 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. 2854, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Aquino, Nishimoto, Cullen and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Inouye, Taniguchi and K. Kahele.  
Managers on the part of the Senate.  
Ayes, 2. Noes, none. Excused, 1 (Taniguchi).

**Conf. Com. Rep. 176-18 on S.B. No. 2714**

The purpose of this measure is to exclude the weight of disability access modifications, such as lifts and ramps, from the determination of net weight for non-commercial vehicles for the purpose of levying state and county motor vehicle weight taxes.

Your Committee on Conference finds that making disability access modifications to one's home and vehicle, if a relative or oneself is or becomes disabled, can be very costly. The additional annual motor vehicle weight tax that one has to pay for the extra weight of disability access modifications to the vehicle is an additional, recurring cost that can be a significant financial burden. Your Committee on Conference further finds that not only will excluding the weight of disability access modifications from motor vehicle weight tax calculations provide relief for disabled individuals and their families, it will encourage the use of retrofitted personal vehicles in lieu of county-subsidized paratransit service, leading to substantial savings for taxpayers.

Your Committee on Conference has amended this measure by:

- (1) Re-inserting the preamble from the S.D. 1 version;
- (2) Inserting an effective date of July 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. 2714, 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. 2714, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Aquino, Cullen, Takayama and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (McDermott).

Senators Inouye, Espero and Shimabukuro.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 177-18 on S.B. No. 2401**

The purpose of this measure is to facilitate assistance to individuals who are homeless or at risk of becoming homeless.

More specifically, the measure:

- (1) Establishes and appropriate funds for a three-year housing homeless children pilot program to provide housing assistance to families with minors that, due to domestic violence, are homeless or at imminent risk of becoming homeless; and
- (2) Appropriates funds to the Hawaii Public Housing Authority, Department of Human Services, and Department of Health to support various state programs to address homelessness.

Your Committee on Conference finds that homelessness is one of the most pressing problems in the State and requires robust, comprehensive solutions to increase the pace at which the State is gaining ground on addressing the issue.

Your Committee on Conference has amended this measure by deleting its contents and:

- (1) Establishing and appropriating moneys for an Ohana Zones Pilot Program, to be developed and implemented by agencies appointed by the Governor, to provide temporary housing and services to homeless individuals and families based on principles similar to the Housing First program;
- (2) Establishing and appropriating moneys for an Emergency Department Homelessness Assessment Pilot Program within the Department of Human Services to assist individuals who are experiencing homelessness or patients who are at risk of experiencing homelessness and have high utilization of emergency department services;
- (3) Establishing and appropriating moneys for a Medical Respite Pilot Program within the Department of Human Services to provide emergency housing, in partnership with a participating community human services provider, for eligible individuals experiencing homelessness who are discharged from a hospital;
- (4) Appropriating moneys to the Department of Human Services for the establishment and administration of a new family assessment center for homeless families;
- (5) Appropriating moneys for the Department of Health to continue administering the Law Enforcement Assisted Diversion Pilot Program, and to establish additional sites of the pilot program on the islands of Maui and Hawaii;
- (6) Changing the effective date to July 1, 2018; and
- (7) Making technical nonsubstantive changes 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 S.B. No. 2401, 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. 2401, S.D. 2, H.D. 1, C.D. 1

Signed by the Chairs on behalf of the Committee.

Representatives Brower, Mizuno, Luke, Belatti, Gates, Nakamura, Yamashita and McDermott.  
Managers on the part of the House.  
Ayes, 8. Noes, none. Excused, none.

Senators Espero, Baker, Green and English.  
Managers on the part of the Senate.  
Ayes, 4. Noes, none. Excused, none.

#### **Conf. Com. Rep. 178-18 on H.B. No. 2651**

The purpose of this measure is to upgrade and support next-generation wireless broadband infrastructure throughout Hawaii by establishing a permitting, application, review, and approval process for wireless service providers to install broadband or wireless facilities on State- or county-owned utility poles or install associated utility poles in the right of way.

After careful consideration, your Committee on Conference has amended this measure by:

- (1) Using the term "communications service provider" instead of the term "wireless or communication service provider";
- (2) Specifying that this measure does not apply to airport buildings or buildings whose use is principally for public safety purposes;
- (3) Amending the definitions of "applicable codes", "collocate", "micro wireless facilities", "wireless facility", and "wireline backhaul";
- (4) Providing that nothing in this measure must adversely impact the State's fiscal funding;
- (5) Allowing the State or any county to charge for the deployment of small wireless facilities or any associated modified or replaced utility poles used for the collocation of small wireless facilities;
- (6) Authorizing the State or a county to condition the approval of an application, rather than an encroachment permit, under certain circumstances;
- (7) Removing provisions regarding the undergrounding of facilities that pre-date the submission of an application;

- (8) Allowing the State or a county to require a communications service provider to return the right of way to the same or better condition before any damage, instead of simply returning the right of way to its functional equivalence;
- (9) Requiring an applicant to provide:
  - (A) A geographical description of the project area, if required by the State or county;
  - (B) A listing and description of the condition of utility poles, light standards, buildings, and wireless support structures included in the project for the installation, mounting, operation, and placement of small wireless facilities, including an assessment of the identifying information, location, and ownership of the listed utility poles, light standards, buildings, and structures, if required by the State or county; and
  - (C) A description of the equipment associated with the facilities to be installed in the project area, including radio transceivers, antennas, coaxial or fiber-optic cables, power supplies, and related equipment, and the size and weight of the equipment to be installed on each pole, building, or structure, if required by the State or county;
- (10) Explicitly requiring the State and counties to permit the collocation of small wireless facilities on utility poles;
- (11) Prohibiting the State or county from requiring, but allowing the State or county to negotiate, an agreement with a communications service provider to provide in-kind contributions of goods or services in lieu of or in addition to any rates, charges, terms, and conditions governing the installation of small wireless facilities on State- or county-owned property, such as an agreement to reserve fiber, conduit, or pole space for State or county use;
- (12) Removing the prohibition against requiring applicants to provide more information to obtain a permit than is required of communications service providers that are not wireless providers; provided that an applicant may be required to include construction and engineering drawings and information demonstrating compliance with specified criteria;
- (13) Allowing the State or county to limit the number of small wireless facilities placed on a single utility pole;
- (14) Allowing the State or county to rescind a permit if a small wireless facility is not operational within one year or any agreed-to time beyond one year;
- (15) Modifying the deadlines by which:
  - (A) The State or county must notify the applicant in writing whether the application is complete; and
  - (B) An application will be deemed approved if the State or county fails to approve or deny the application after receipt of the application;
- (16) Modifying the criteria by which a State or county may deny a proposed collocation of a small wireless facility or the modification of a modified or replaced utility pole, including causing the load-carrying capacity of the State- or county-owned utility pole, building, or structure, to exceed 70 percent as determined by the appropriate state or county agency;
- (17) Modifying the deadlines by which:
  - (A) An applicant may address the deficiencies identified by the State or county in its written denial and resubmit a revised application without paying an additional application fee; and
  - (B) The State or county must approve or deny an application after receipt of a revised application;
- (18) Modifying the scope of subsequent reviews of additional revisions to a revised application to the deficiencies cited in the documentation noting the basis for denial of the revised application; provided, however, that the State or a county may address deficiencies in the original or subsequent revised versions of the application that were missed in good faith and that were not documented in a written denial;
- (19) Allowing the State or county to remove a utility pole if it decides to do so;
- (20) Modifying the deadline by which make-ready work, including any pole replacement, must be completed by the State or county or the communications service provider after written acceptance of the good faith estimate by the applicant;
- (21) Granting the State or county discretion to designate whether it or the communications service provider will perform make-ready work;
- (22) Removing the prohibition that fees for make-ready work must not include costs related to pre-existing or prior damage or noncompliance;
- (23) Removing the provisions allowing the State or county to reserve space for up to 12 months on its utility poles under certain circumstances;
- (24) Deleting the provisions pertaining to rates and fees within the right of way;
- (25) Except under certain conditions, prohibiting the State and counties from:

- (A) Adopting or enforcing any regulations or requirements or charging additional rates or fees on an entity's placement or operation of communications facilities in the right of way where the entity is already authorized by a cable television franchise to operate throughout the right of way; and
- (B) Regulating or charging fees for the provision of additional communications services over a cable system authorized under such franchise, unless expressly authorized by applicable law;
- (26) No longer authorizing the State or a county to require a communications service provider to consider installing and operating small wireless facilities and utility poles in rural districts, where economically feasible, particularly in Neighbor Island communities with low- or medium-density concentrations of residents;
- (27) Deleting the requirement that the State or county must conduct an evaluation within one year of the effective date of this measure pertaining to the permitting process in the right of way and submit a report to the Legislature;
- (28) Changing its effective date to July 1, 2018; and
- (29) Making technical, nonsubstantive amendments for clarity, consistency, and style.

Your Committee on Conference finds that a robust broadband network throughout the state is integral to Hawaii's global economic competitiveness. Therefore, this measure encourages the uniform deployment of small wireless facilities within the state.

Although this measure encourages the deployment of next-generation broadband service, your Committee on Conference does not approve of the construction of new utility poles. This measure thus prohibits communications service providers from constructing new poles in the public right of way. The only time that a new pole can be erected is if it is replacing an existing pole that has been found to be deficient.

It is also the intention of your Committee on Conference to work cooperatively with the counties, and this measure allows them to deploy small wireless facilities in an aesthetically pleasing manner by giving state and county agencies the ability to mandate feasible design standards in an effort to combat blight in the public right of way.

Furthermore, this measure allows the State and county to charge for the deployment of small wireless facilities, including determining an application fee and collocation rate. Also, this measure specifies that the cost of any make-ready work to ensure that a pole can safely accommodate the addition of a small wireless facility be borne entirely by a communications service provider and not the State or county.

Moreover, this measure authorizes the State or county to include in-kind contributions from communications service providers for the expansion and connection of rural areas as conditions to the collocation of small wireless facilities. This provision can be used to incentivize communications service providers to expand 3G, 4G, or 5G wireless coverage to rural areas across Hawaii.

Lastly, your Committee on Conference acknowledges the concerns of the Department of Transportation and the Airport Concessionaires Committee that this measure may directly affect ongoing contracts to deploy WiFi at Daniel K. Inouye International Airport. Therefore, because this provision may also affect negotiations at other state airports, all utility poles on state airport grounds have been exempted from 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 H.B. No. 2651, 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. 2651, H.D. 2, S.D. 1, C.D. 1

Signed by the Chairs on behalf of the Committee.

Representatives Ohno, Takumi, Keohokalole, Aquino, Woodson and Ward.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, 2 (Aquino, Ward).

Senators Wakai, Baker, Shimabukuro and S. Chang.  
Managers on the part of the Senate.  
Ayes, 4. Noes, none. Excused, none.

#### **Conf. Com. Rep. 179-18 on H.B. No. 1938**

The purpose of this measure is to increase the fine from not more than \$500 to not more than \$1,000 for passing or overtaking a school bus that is stopped on a state highway with its visual signals on.

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 H.B. No. 1938, 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. 1938, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Aquino, Nishimoto, Cullen, Quinlan and McDermott.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, 1 (McDermott).

Senators Inouye, K. Kahele and Shimabukuro.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 180-18 on H.B. No. 2684**

The purpose of this measure is to appropriate moneys to the Public Utilities Commission to hire additional motor carrier enforcement personnel.

Your Committee on Conference has amended this measure by:

- (1) Changing the unspecified appropriation to an amount of \$200,000;
- (2) Specifying that the appropriation shall be used for the purpose of hiring 2.00 full-time equivalent (2.00 FTE) enforcement personnel; and
- (3) 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 H.B. No. 2684, 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. 2684, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Aquino, Takumi, Cullen, Quinlan and McDermott.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 2 (Takumi, McDermott).

Senators Inouye, K. Kahele and English.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 181-18 on H.B. No. 2161**

The purpose of this measure is to change the penalty that is imposed upon a vehicle inspection station for improper motor vehicle inspections from the revocation or suspension of the station's operating permit to a fine.

Your Committee on Conference has amended this measure by:

- (1) Authorizing the Department of Transportation to determine the amount of the fine by rule;
- (2) Specifying that after three violations, the vehicle inspection station license will be subject to suspension or revocation;
- (3) Changing its effective date to July 1, 2018; and
- (4) 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. 2161, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 2161, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Aquino, Cullen, Woodson and Ward.  
Managers on the part of the House.  
Ayes, 4. Noes, none. Excused, none.

Senators Inouye, K. Kahele and Shimabukuro.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, none.

**Conf. Com. Rep. 182-18 on H.B. No. 2601**

The purpose of this measure is to increase the rental motor vehicle surcharge for individuals without a valid Hawaii drivers' license and use those revenues for road capacity projects to reduce traffic congestion in the county in which the rental motor vehicle is driven. This measure also increases tour vehicle surcharges.

Your Committee on Conference has amended this measure by changing its 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 H.B. No. 2601, 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. 2601, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Aquino, Yamashita, Quinlan and Ward.  
Managers on the part of the House.  
Ayes, 3. Noes, none. Excused, 1 (Ward).

Senators Inouye, Baker, Dela Cruz and Shimabukuro.  
Managers on the part of the Senate.  
Ayes, 4. Noes, none. Excused, none.

**Conf. Com. Rep. 183-18 on S.B. No. 3077**

The purpose of this measure is to further the State's efforts in achieving its clean energy goals by enhancing the renewable fuel capacity of the State. This measure encourages the development of renewable fuel in the State by:

- (1) Expanding the existing renewable fuels production tax credit by:
  - (A) Temporarily expanding the definition of "renewable feedstocks" that qualify for the tax credit;
  - (B) Temporarily reducing the minimum production requirement to qualify for the tax credit;
  - (C) Temporarily changing the tax credit cap; and
  - (D) Making the original tax credit permanent; and
- (2) Establishing a renewable fuel facilitator position within the Department of Business, Economic Development, and Tourism.

Your Committee on Conference finds that achieving the State's clean energy goals will require investment in and development of renewable energy and renewable fuels. While investment in renewable energy has been incentivized with tax credits and low-interest loans, your Committee on Conference notes that the existing tax credits for renewable fuel production is limited in scope. Your Committee on Conference believes the renewable fuels production tax credit should be expanded, to encourage renewable fuel production, but concludes that the measure as currently written could impose a high cost to the State.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Reverting to the existing statutory tax credit cap of \$3,00,000;
- (2) Deleting section 3, which removed the sunset date for the existing tax credit;
- (3) Deleting section 4, which created a renewable fuel facilitator position;
- (4) Making it effective upon approval and deleting the sunset date; 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. 3077, 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. 3077, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lee, Cullen and McDermott.  
Managers on the part of the House.  
Ayes, 2. Noes, none. Excused, 1 (McDermott).

Senators Inouye, Tokuda, Espero and Kidani.  
Managers on the part of the Senate.  
Ayes, 3. Noes, none. Excused, 1 (Tokuda).