

COMMITTEE ON JUDICIARY

Tuesday, February 17, 2009

2:00 p.m.

Conference Room 325; State Capitol

AGENDA:

HB 271 Status	RELATING TO REAL PROPERTY. Permits the registrar of the bureau of conveyances to accept electronic documents with electronic signatures for recording.	WLO, JUD, FIN
HB 1644 Status	PROPOSING AN AMENDMENT TO ARTICLE I OF THE HAWAII STATE CONSTITUTION TO REQUIRE THE ADMISSION OF RELEVANT EVIDENCE IN CRIMINAL CASES UNLESS EXCLUDED BY LAW. Proposes a constitutional amendment to provide that relevant evidence may never be excluded in criminal cases, except pursuant to law.	JUD, FIN
HB 1635 (HSCR196) Status	RELATING TO CONTROLLED SUBSTANCES. Establishes new recordkeeping requirements and establishes penalties; amends and adds definitions; requires physical examination of patient by physician; and increases penalties relating to medical marijuana.	PBS, JUD, FIN
HB 1780 Status	RELATING TO SENTENCING OF REPEAT OFFENDERS. Changes the mandatory minimum sentencing of repeat offenders from mandatory to discretionary.	JUD, FIN
HB 1130, HD1 (HSCR151) Status	RELATING TO THE BOILER AND ELEVATOR SAFETY LAW. Permits the department to set re-inspection frequencies for renewal permits based on factors relevant to the safe operation of the equipment; clarifies that in addition to asking questions relating to an investigation, enforcement and inspection activities, that the department may also obtain relevant records; housekeeping amendments for spelling and clarification. (HB1130, HD1)	LAB, JUD, FIN

HB 1428, HD1 (HSCR111) Status	RELATING TO SMALL BUSINESS. Makes various administrative and technical amendments to the Small Business Regulatory Flexibility Act. Codifies the Small Business Bill Of Rights. (HB1428 HD1)	EBM, JUD, FIN
HB 1622, HD1 (HSCR86) Status	RELATING TO THE SMALL BUSINESS REGULATORY REVIEW BOARD. Requires the small business regulatory review board to identify rules that shall be amended or repealed to conform to the repeal of related statutes. Directs the board to work with state agencies to develop a procedure for expediting the amendment or repeal of rules when the changes are required only to comply with the repeal of statutes. (HB1622 HD1)	EBM, JUD, FIN
HB 1293 Status	RELATING TO LAW ENFORCEMENT. Provides grants to the counties for victim witness assistance programs and career criminal prosecution units.	JUD, FIN
HB 1163 (HSCR245) Status	RELATING TO HARBORS. Authorizes the Department of Transportation to impose upon private parties who use state commercial harbors the duty to defend, indemnify and hold harmless the State against claims that arise from such use.	TRN, JUD, FIN
HB 1406, HD1 (HSCR102) Status	RELATING TO COMMUNITY SERVICES AND THE STATE HOMELESS PROGRAMS. Creates the Office of Homeless and Community services under the Department of Human Services and transfers the Office of Community Services from the Department of Labor and Industrial Relations and the homeless programs from the Hawaii Public Housing Authority to the Department of Human Services. (HB1406 HD1)	HSG, JUD, FIN
HB 349 Status	RELATING TO THE HAWAII RULES OF EVIDENCE. Provides that if evidence of an alleged victim's character for aggressiveness is offered by an accused and admitted under paragraph (2), evidence of the same trait of character of the accused offered by the prosecution may be admissible.	JUD

[HB 1518](#)
[\(HSCR99\)](#)
[Status](#) RELATING TO MOTOR VEHICLES. TRN, JUD, FIN
Authorizes motor vehicle towing companies to add the general excise tax to the fees charged to the owner of a motor vehicle left unattended on private or public property.

[HB 87, HD1](#)
[\(HSCR19\)](#)
[Status](#) RELATING TO EDUCATION. EDN, JUD, FIN
Authorizes and obligates DOE to oversee and monitor students eligible for special education who are placed in private schools or facilities at public expense.
(HB87 HD1)

Decision making to follow.

Decision making only:

[HB 993](#)
[Status](#) PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION, RELATING TO THE DISPOSITION OF PROJECTED EXCESS REVENUES. JUD, FIN
Heard on 2/10/09 Routes a portion of projected increases in general fund revenues to emergency and budget reserve fund established by law. Sets 7% as the percentage that triggers the disposition.

[HB 215](#)
[Status](#) RELATING TO CAMPAIGN FINANCING. JUD, FIN
Organizes, clarifies, updates, and recodifies campaign finance laws.
Heard on 2/12/09

[HB 539](#)
[Status](#) RELATING TO CAMPAIGN CONTRIBUTIONS. JUD
Prohibits a corporation or company from making campaign contributions directly from its treasury to a candidate, candidate's committee, noncandidate's committee, or political party. Permits a corporation or company to make a contribution of no more than \$25,000 from its treasury to one noncandidate committee established by the corporation or company. Allows a corporation's or company's noncandidate committee to make campaign contributions to candidates, candidate committees, other noncandidate committees, and political parties in accordance with existing law.
Heard on 2/12/09

COMMITTEE ON ECONOMIC REVITALIZATION, BUSINESS, & MILITARY AFFAIRS

Tuesday, February 17, 2009

4:00 p.m.

Conference Room 329; State Capitol

AGENDA:

HB 727 Status	RELATING TO TECHNOLOGY TAX CREDITS. Extends the high technology business investment, research, and technology infrastructure renovation tax credits from 12/31/2010, to 12/31/2015.	EBM, FIN
HB 1451 Status	RELATING TO TAXATION. Extends the technology infrastructure renovation tax credit and the tax credit for research activities until 2015. Requires a ten per cent increase in workforce to continue claiming the research activated tax credit after two years. Provides for recapture of these tax credits if the business leaves Hawaii. Precludes claiming the high technology business investment tax credit for taxable years beginning after December 31, 2008.	EBM, FIN
HB 552 Status	RELATING TO THE HIGH TECHNOLOGY BUSINESS INVESTMENT TAX CREDIT. Clarifies the definition of "qualified research" with respect to the high technology business investment tax credit.	EBM, FIN

Decision making to follow.

COMMITTEE ON TOURISM, CULTURE, & INTERNATIONAL AFFAIRS AND COMMITTEE
ON AGRICULTURE

Wednesday, February 18, 2009
8:30 a.m.
Conference Room 312; State Capitol

AGENDA:

Decision making only (heard on Wednesday, February 4, 2009):

HB 1471 Status	RELATING TO FARMS. Establishes a pilot program to develop safe food certification for small farms that form agricultural cooperatives and establish purchasing agreements with hotels and restaurants.	TCI/AGR, FIN
---	---	--------------

8:45 a.m. AGENDA:

WLO/AGR only:

Decision making only (heard on Friday, February 13, 2009):

HB 1009 Status	RELATING TO PUBLIC LANDS WHICH ARE IMPORTANT AGRICULTURAL LANDS. Describes public land designated as important agricultural lands as equivalent to but distinct from important agricultural lands. Authorizes department of agriculture to select, identify and map potential important agricultural lands from all public lands transferred from department of land and natural resources as provided for and in compliance with chapters 166 and 166E, Hawaii Revised Statutes, using criteria and standards in chapter 205, Hawaii Revised Statutes. Authorizes board of agriculture to accept and transmit maps of public lands with potential as important agricultural lands for final designation by land use commission and to make final determination of what provisions of chapter 205, including important agricultural lands incentives, will apply or be made available for qualified public lands under jurisdiction of chapter 166 and chapter 166E.	WLO/AGR, FIN
---	---	--------------

9:00 a..m AGENDA:

AGR only:

<u>HB 1271, HD1</u> <u>(HSCR104)</u> <u>Status</u>	RELATING TO GOVERNMENT. Establishes the Hawaii Energy and Food Security Task Force to address Hawaii's energy and food security needs. Increases the tax collected on each barrel of imported oil, and allocates a portion thereof for energy security uses. (HB1271 HD1)	EEP, AGR, FIN
--	--	---------------

<u>HB 212</u> <u>Status</u>	RELATING TO FARMERS. Creates a beginning farmer assessment task force to investigate the decline of beginning farmers and to identify those interested in programs designed to help them.	AGR, FIN
--	--	----------

Decision making to follow.

COMMITTEE ON TRANSPORTATION

Wednesday, February 18, 2009
8:30 a.m.
Conference Room 309; State Capitol

AGENDA:

<u>HB 1445</u> <u>Status</u>	RELATING TO HIGHWAYS. Requires the department of transportation to incorporate shared lane markings as a new form of traffic control device.	TRN, JUD
---	---	----------

<u>HB 1167</u> <u>Status</u>	RELATING TO HIGHWAYS. Authorize the department of transportation to pursue a comprehensive 6-year modernization program and providing it sufficient resources to implement the plan by amending the state liquid fuel tax, state vehicle registration fee, state vehicle weight fee, and rental motor vehicle surcharge through increases of the various taxes and the flat rate amount in sections 243-4(a), 249-31, 249-33(a), and 251-2(a), Hawaii Revised Statutes, via economic conditions "trigger" mechanism. Authorize the implementation of a Vehicle Miles Traveled Pilot Program.	TRN, FIN
---	---	----------

<u>HB 472, HD1</u> <u>Status</u>	RELATING TO THE STATE VEHICLE WEIGHT TAX. Provides for the exemption of vehicle weight taxes for one noncommercial vehicle per veteran who is totally disabled or served in World War II or the Korean War. (HB472 HD1)	EBM, TRN, FIN
<u>HB 1303</u> <u>Status</u>	RELATING TO MOTOR VEHICLES. Permits motor vehicle backup warning beepers to be disabled between 10:00 p.m. and 6:00 a.m. if certain conditions are met. Eliminates specific requirements for bumper heights for vehicles.	TRN, JUD
<u>HB 1190</u> <u>Status</u>	RELATING TO TRAFFIC ACCIDENT INVESTIGATION. Requires the police department of each county to identify roadways most critical to free movement and commerce and establish protocols necessary to coordinate major accident investigations, including immediately notifying the medical examiner in fatal accident cases.	TRN, JUD
<u>HB 1275</u> <u>Status</u>	RELATING TO HIGHWAY SAFETY. Appropriates funds to the counties from the neurotrauma special fund for purchase and training in the use of photogrammetric traffic accident investigation technology.	TRN, FIN
<u>HB 1432</u> <u>Status</u>	RELATING TO MOTOR VEHICLE INSURANCE. Changes no-fault insurance coverage for personal injury protection benefits from required coverage to required optional coverage.	TRN, CPC/JUD
<u>HB 1319</u> <u>Status</u>	RELATING TO RESISTING AN ORDER TO STOP A MOTOR VEHICLE. Makes resisting an order to stop a motor vehicle a class C or class B felony under certain circumstances.	TRN, JUD
<u>HB 1422</u> <u>Status</u>	RELATING TO ABANDONED VEHICLES. Allows counties to remove abandoned motor vehicles from private roads.	TRN, JUD

<u>HB 1462</u> <u>Status</u>	RELATING TO RESIDENTIAL DEVELOPMENT. As a condition precedent to the issuance of any grubbing, grading, or building permit for any residential development, as defined, the responsible county official must certify that all county and state highways that are or will be contiguous to the residential development are under construction.	TRN, WLO/HSG
<u>HB 1696</u> <u>Status</u>	RELATING TO MOTOR VEHICLE RENTAL INDUSTRY. Replaces "collision damage waiver" with "damage waiver" in the motor vehicle rental industry law. Repeals requirement to place notices of certain vehicle laws in each rental vehicle and repeals power of DCCA to prescribe form of signs to be posted at rental sites. Clarifies charges that may be assessed a lessee for damage to a rental vehicle. Repeals requirement to submit collision damage waiver statistics to DCCA.	TRN, CPC/JUD
<u>HB 1166</u> <u>Status</u>	RELATING TO THE PASSENGER FACILITY CHARGE SPECIAL FUND. To provide the Airports Division, Department of Transportation with additional financing options utilizing its Passenger Facility Charge (PFC) revenues to construct airports capital improvement projects (CIP) and to provide the statutory framework to permit the execution of these financial options.	TRN, FIN
<u>HB 1386</u> <u>Status</u>	RELATING TO MOTOR VEHICLES. This bill will remove the requirement that non-legal or registered owners of a vehicle present a notarized letter in order to ship the vehicle interisland, regardless of mode of transport.	TRN, JUD
<u>HB 1165</u> <u>Status</u>	RELATING TO HARBORS. Authorizes the Department of Transportation to adopt rules relating to safety measures, security requirements, and shipping activities for the purpose of protecting and ensuring the general public interest and safety of persons and vessels in the commercial harbors belonging to or controlled by the State.	TRN, WLO

Decision making to follow.

Decision making only:

[HB 313](#)
[Status](#) RELATING TO HIGHWAYS. TRN, FIN
Requires the Department of Transportation (DOT) to conduct more frequent reviews of the condition of highway guardrails on the island of Hawaii that are deteriorating from exposure to acid rain caused by vog. Requires DOT to research measures and technology that could be used to prevent guardrail deterioration.
Heard on 2/7/09

[HB 143](#)
[Status](#) RELATING TO THE USE OF MOBILE PHONES AND TRN, JUD
ELECTRONIC DEVICES WHILE DRIVING.
Prohibits the use of a mobile telephone while driving unless equipped with a hands-free accessory and being used in the hands-free mode. Exempts mobile radios. Prohibits transit drivers from using cellular phones whenever their vehicle is in motion.
Heard on 2/9/09

COMMITTEE ON WATER, LAND, & OCEAN RESOURCES AND COMMITTEE ON HOUSING

Wednesday, February 18, 2009
9:00 a.m.
Conference Room 325; State Capitol

AGENDA:

Decision making only (heard on Tuesday, February 11, 2009):

[HB 948](#)
[Status](#) RELATING TO KAKAAKO. WLO/HSG
Increases the reserved housing requirement for a planned development to twenty-five per cent of floor space in the Kakaako community development district, mauka area for lots three acres or more in size.

[HB 1532](#)
[Status](#) RELATING TO KAKAAKO. WLO/HSG
Increases the reserved housing requirement for a major development on a lot of at least 1 acre in the Kakaako community development district, mauka area.

[HB 1189](#)
[Status](#) RELATING TO HOUSING. HSG/WLO
Requires petitioners for reclassification of district boundaries and developers of 25 or more housing units provide for at least 60% of the units to be affordable housing, of which 25% going to the households earning up to 80% of the area median income.

9:05 a.m. AGENDA:

HSG only:

[HB 1044](#)
[Status](#) RELATING TO HOUSING. HSG, FIN
Enables the Hawaii housing finance and development corporation to more easily collect the value of shared appreciation equity and other restrictions when an affordable housing property is publicly sold through a foreclosure. Requires written notification of intent to foreclose on properties encumbered by such priority liens.

[HB 1045](#)
[Status](#) RELATING TO THE HAWAII HOUSING FINANCE AND HSG, FIN
DEVELOPMENT CORPORATION.
Makes necessary housekeeping amendments to chapter 201H, Hawaii Revised Statutes; authorizes the imposition of service fees to recoup program administrative expenses.

Decision making to follow.

COMMITTEE ON HAWAIIAN AFFAIRS

Wednesday, February 18, 2009
Conference Room 329; State Capitol

9:00 a.m. AGENDA:

Decision making only (heard on Wednesday, February 11, 2009):
[HB 899](#)
[Status](#) RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS. HAW, FIN
Clarifies and strengthens the Office of Hawaiian Affairs' bond authority.

9:05 a.m. AGENDA:

HAW/HSG only:

<u>HB 1612</u> <u>Status</u>	RELATING TO AFFORDABLE HOUSING. Permits the department of Hawaiian home lands to receive and subsequently assign, transfer, or exchange county affordable housing credits.	HAW/HSG, FIN
---	---	--------------

Decision making to follow.

9:10 a.m. AGENDA:

HAW only:

<u>HB 1015</u> <u>Status</u>	RELATING TO OBLIGATIONS OF THE DEPARTMENT OF HAWAIIAN HOME LANDS TRUST FUND. Enables the Department of Hawaiian Home Lands to begin construction on affordable housing projects without having the full and final amount of the capital costs on hand at the beginning of the project.	HAW, FIN
---	---	----------

<u>HB 1666</u> <u>Status</u>	RELATING TO THE HAWAIIAN LANGUAGE. Requires that all letterheads, documents, symbols, and emblems of the State and other political subdivisions include both state languages.	HAW, FIN
---	--	----------

<u>HB 1796</u> <u>Status</u>	RELATING TO KUPUNA HONORARY DEGREE PROGRAM. Requires office of Hawaiian affairs to develop and administer the kupuna honorary degree program, which shall award the pohaku degree, intended to be Hawaii's equivalent to the Nobel prizes, to eligible Hawaiian kupuna worldwide.	HAW, FIN
---	--	----------

<u>HB 1663</u> <u>Status</u>	RELATING TO TARO SECURITY. Prohibits the development, testing, propagation, release, importation, planting, or growing of genetically modified taro in the State of Hawaii.	HAW, AGR
---	--	----------

Decision making to follow.