

COMMITTEE ON CONSUMER PROTECTION & COMMERCE

Wednesday, February 18, 2009

2:00 p.m.

Conference Room 325; State Capitol

AGENDA:

HB 304 Status	RELATING TO FORECLOSURES. Provides a vehicle to allow more time to a defaulting mortgagor facing foreclosure.	CPC, JUD
HB 1071, HD1 (HSCR229) Status	RELATING TO MORTGAGE SERVICERS. Provides for the licensing and regulation of mortgage servicers that service residential mortgage loans secured by real property located in the State of Hawaii. (HB1071 HD1)	HSG, CPC, FIN
HB 1390 (HSCR204) Status	RELATING TO WORKERS' COMPENSATION. Increases the fee schedule of compensation for medical care in workers' compensation cases from 110% to 150% of the Medicare Resource Based Relative Value Scale system applicable to Hawaii as prepared by the United States Department of Health and Human Services.	LAB, CPC, FIN
HB 984, HD2 (HSCR234) Status	RELATING TO TECHNOLOGY. Implements key recommendations of the Hawaii Broadband Task Force by establishing the Hawaii Communications Commission (HCC) and the Hawaii Communications Commissioner in the Department of Commerce and Consumer Affairs (DCCA). Transfers functions relating to telecommunications from the Public Utilities Commission to HCC and to cable services from DCCA to HCC. Establishes a work group to develop procedures to streamline state and county broadband regulation, franchising, and permitting and report to the Legislature. (HB984 HD1)	EBM, CPC, FIN

<u>HB 1014, HD1</u> <u>(HSCR224)</u> <u>Status</u>	RELATING TO ENHANCED 911 SERVICES. Lowers costs for cell phone subscribers by reducing the Wireless Enhanced 911 surcharge from 66 to 29 cents. Places limits on expenditures from Wireless Enhanced 911 Fund. Adds conflict of interest provisions. (HB1014 HD1)	PBS, CPC, FIN
<u>HB 700, HD1</u> <u>(HSCR180)</u> <u>Status</u>	RELATING TO NONGOVERNMENT HEALTH PLAN PAYMENTS TO CRITICAL ACCESS HOSPITALS AND FEDERALLY QUALIFIED HEALTH CENTERS. Requires mutual and fraternal benefit societies, health maintenance organizations, and health plans other than government payers to pay: (1) critical access hospitals no less than 101% of costs for services; and (2) federally qualified health centers no less than their respective prospective payment system rates. (HB700 HD1)	HLT/HUS, CPC, FIN
<u>HB 655, HD1</u> <u>(HSCR184)</u> <u>Status</u>	RELATING TO REMOTE DISPENSING PHARMACIES. Allows remote dispensing pharmacies to operate on islands without a pharmacy, provide medications to patients with health insurance, and dispense controlled substances under certain conditions. (HB655 HD1)	HLT, CPC, FIN
<u>HB 811, HD1</u> <u>(HSCR185)</u> <u>Status</u>	RELATING TO REGISTERED NURSES. Removes, for a foreign nursing school graduate applying for licensure by examination for registered nurses in Hawaii, the requirement to obtain certification from the Commission on Graduates of Foreign Nursing Schools. Requires the Board of Nursing to adopt rules requiring submission of the Breakdown of Educational Program for International Nursing Programs form and a certified school transcript. (HB811 HD1)	HLT, CPC, FIN
<u>HB 1378, HD1</u> <u>(HSCR217)</u> <u>Status</u>	RELATING TO ADVANCED PRACTICE REGISTERED NURSES. Requires insurers, mutual and fraternal benefit societies, and health maintenance organizations to recognize advanced practice registered nurses as primary care providers. Grants increased signature authority and prescriptive rights. Amends definition of advanced practice registered nurse. (HB1378 HD1)	HLT, CPC, FIN

HB 1362, HD1 (HSCR186) Status	RELATING TO GENETIC COUNSELORS. Establishes the Genetic Counseling Licensure Program within Department of Commerce and Consumer Affairs. Requires licensure in order to use the title of "licensed genetic counselor". Provides exemptions from licensure requirements. (HB1362 HD1)	HLT, CPC, FIN
HB 429, HD1 (HSCR67) Status	RELATING TO ENERGY EFFICIENCY. Directs the public utilities commission to establish energy efficiency portfolio standards. (HB429 HD1)	EEP, CPC, FIN
HB 1843, HD1 (HSCR70) Status	RELATING TO RENEWABLE ENERGY. Establishes comprehensive measures for increasing the production and use of renewable energy in the State. (HB1843 HD1)	EEP, CPC, FIN

Decision making to follow.

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

HB 164 Status	RELATING TO PREPAID CALLING CARDS. Requires companies selling prepaid calling cards to disclose the terms and services of the cards. Makes a violation of disclosure requirement an unfair or deceptive act or practice.	CPC, JUD
HB 874 Status	RELATING TO RESIDENTIAL REAL PROPERTY. Prohibits transfer fees required by a deed restriction or covenant. Effective 11/1/09.	CPC, JUD

COMMITTEE ON FINANCE

Wednesday, February 18, 2009
Conference Room 308; State Capitol

2:00 p.m. AGENDA:

HB 1829 Status	RELATING TO ECONOMIC STIMULUS. Directs the state Director of Finance to release funds for county projects required to match funds counties are to receive from the federal stimulus program within fifteen days of receipt of federal funds and to release funds for state projects required to match funds the State is to receive from the federal stimulus program within thirty days of receipt of federal funds.	FIN
HB 1729 Status	RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS. Requires that payments of the amounts attributable to the interest on the principal of the general obligation bonds authorized and issued for the acquisition and renovation of the old federal building for the department of commerce and consumer affairs be made out of the compliance resolution fund.	FIN
HB 34 Status	RELATING TO STATE BONDS. Authorizes issuance of general obligation bonds. Makes findings required by Article VII, Section 13 of the State Constitution to declare that issuance of authorized bonds will not cause debt limit to be exceeded.	FIN
HB 588 Status	RELATING TO COUNTIES. Specifies that in a county with a population of at least 500,000 people, a county board may issue revenue bonds in its own name if so authorized under the county charter.	FIN

[HB 214](#)
[Status](#) AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR WAILUA EMERGENCY BYPASS ROAD REPAIR AND RESURFACING, AND WAIMEA WASTEWATER TREATMENT PLANT UPGRADES FOR THE COUNTY OF KAUA'I. FIN
Appropriates \$6,950,000 in general obligation bonds to the county of Kaua'i for improvements to the Wailua emergency bypass road and the Waimea wastewater treatment plant.

[HB 1218](#)
[Status](#) RELATING TO CAPITAL IMPROVEMENT PROJECTS. FIN
Appropriates \$50,000,000 in general obligation bond funds for state capital improvement projects within each county; provided that no funds shall be expended unless the relevant county appropriates \$50,000,000 for county capital improvement projects.

[HB 1730](#)
[Status](#) RELATING TO STATE FINANCES. FIN
Authorizes issuance of general obligation bonds to fund construction of the cancer research center of Hawaii. Authorizes transfer of \$20,000,000 on 7/1/2009 and 7/1/2010 from the Hawaii cancer research special fund into the state general fund.

Decision making to follow.

2:30 p.m. AGENDA:

[HB 1605](#)
[Status](#) RELATING TO TAXATION. FIN
Establishes the Hawaii tax review initiative to review and report on whether Hawaii's tax policies are relevant and effective in achieving Hawaii's long-term economic and social goals and objectives.

[HB 733](#)
[Status](#) RELATING TO TAXATION. FIN
Requires a tax refund to be deposited in the taxpayer's accounts; prohibits deposit into a paid preparer's accounts; requires a paid preparer to sign a return; establishes penalties.

<u>HB 1735</u> <u>Status</u>	RELATING TO GENERAL EXCISE TAX. Advances the date of filing of a general excise monthly tax return from the last day of the calendar month following the month in which the taxes accrue to the 20th day of that month to generate a one-time windfall in revenue due to earlier collection of taxes within the fiscal year.	FIN
<u>HB 573</u> <u>Status</u>	RELATING TO EMERGENCY AND BUDGET RESERVE FUND. Requires a deposit into the emergency and budget reserve fund at the close of any fiscal year whenever there is a carryover cash surplus in the general fund. The deposit is equal to 15% of the closing general fund balance.	FIN
<u>HB 1740</u> <u>Status</u>	RELATING TO FUNDS. Subjects all special funds, except the Hawaii hurricane relief fund, convention center enterprise special fund, and the tourism special fund, to assessments for central service and departmental administrative expenses. Repealed on 6/30/2015.	FIN
<u>HB 1734</u> <u>Status</u>	RELATING TO MANAGEMENT OF STATE FUNDS. Increases for 6 years from 7/1/09 to 6/30/15, annual rate of central service expenses assessments fees on special funds to 6%. Removes all exemptions from central service expenses assessments for all special funds beginning on 6/1/09.	FIN
<u>HB 1733</u> <u>Status</u>	RELATING TO INTEREST. Provides for the temporary transfer of interest from certain special funds, revolving funds, and special accounts to the general fund.	FIN
<u>HB 1728</u> <u>Status</u>	RELATING TO FEES. Provides flexibility for administrative agencies to increase fees.	FIN
<u>HB 978</u> <u>Status</u>	RELATING TO STATE MONEYS. Enhances the State's authority to invest in state bonds.	FIN

Decision making to follow.

3:00 p.m. AGENDA:

Decision making only to insert substantive provisions into the short form bill:

HB 1153 Status	RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE. Provides a short form measure for conforming amendments to the Hawaii income tax law based upon amendments to the Internal Revenue Code for calendar year 2008.	FIN
HB 39 Status	RELATING TO STATE REVENUES. Short form bill relating to state revenues.	FIN
HB 42 Status	RELATING TO TAXATION. Short form bill relating to taxation.	FIN
HB 1260 Status	RELATING TO GOVERNMENT. Short form bill relating to government.	FIN

COMMITTEE ON PUBLIC SAFETY AND COMMITTEE ON LABOR & PUBLIC EMPLOYMENT

Wednesday, February 18, 2009
2:00 p.m.
Conference Room 309; State Capitol

AGENDA:

HB 685 Status	RELATING TO THE STATE FIRE COUNCIL. Establishes full-time equivalent staff positions for the state fire council to accomplish its duties and responsibilities.	PBS/LAB, FIN
HB 941 Status	RELATING TO ELECTRIC GUNS. Permits county departments of liquor control investigators to possess electric guns. Defines "county liquor authorities" and "law enforcement officers".	PBS/LAB, JUD
HB 231 Status	RELATING TO CORRECTIONAL FACILITIES. Requires the department of public safety to report to the legislature any inmate or correctional facility employee death within 24 hours.	PBS, FIN

[HB 518](#)
[Status](#) RELATING TO COMMITTED PERSONS. PBS, FIN
Authorizes department of public safety and Hawaii
paroling authority to release nonviolent committed
persons subject to wearing electronic monitoring
devices.

[HB 1334](#)
[Status](#) RELATING TO CONTROLLED SUBSTANCES. PBS, JUD
Adds salvia divinorum and salivnorin A to Schedule V
of the Hawaii controlled substances list.

[HB 1626](#)
[Status](#) RELATING TO A FIRE SPRINKLER TAX DEDUCTION. PBS, FIN
Provides an income tax deduction to residential unit
owner occupants for qualifying costs of installation of
an automatic fire sprinkler system installed after
12/31/09.

Decision making to follow.

COMMITTEE ON HUMAN SERVICES

Thursday, February 19, 2009
Conference Room 329; State Capitol

8:15 a.m. AGENDA:

[HB 332, HD1](#)
[\(HSCR37\)](#)
[Status](#) RELATING TO EMPLOYMENT SECURITY. LAB, HUS, FIN
Establishes eligibility for unemployment insurance.
(HB332 HD1)

[HB 1021](#)
[Status](#) RELATING TO CHILD ABUSE. HUS, JUD
To provide greater protection to our children, this bill
amends the offense of promoting child abuse in the
second degree to include the possession of
particularly violent or egregious child pornography,
and it adds mandatory sentencing provisions for
serious child abuse offenses.

[HB 1429, HD1](#)
[\(HSCR249\)](#)
[Status](#) MAKING AN APPROPRIATION FOR THE ABOUT FACE EBM, HUS, FIN
PROGRAM.
Appropriates TANF funds for Hawaii National Guard
About Face family of programs for FY 2009-2010 and
2010-2011. (HB1429 HD1)

HB 1776 Status	RELATING TO PUBLIC ASSISTANCE. Requires director of public safety to transmit monthly reports to department of human services (DHS) listing all newly admitted inmates during the previous month to a correctional facility. Requires DHS to identify inmates who receive public assistance, regardless of the nature of the inmate's offense, to enforce the prohibition of inmates from receiving public assistance.	PBS, HUS, FIN
HR 9 Status	URGING FAITH-BASED ORGANIZATIONS TO NETWORK AND COOPERATE TO SUPPORT FOSTER FAMILIES IN HAWAII.	HUS
HCR 5 Status	URGING FAITH-BASED ORGANIZATIONS TO NETWORK AND COOPERATE TO SUPPORT FOSTER FAMILIES IN HAWAII.	HUS
HR 33 Status	RECOGNIZING THE MONTH OF MAY AS "FOSTER CARE AWARENESS MONTH", A TIME TO EDUCATE THE PUBLIC ABOUT THE VARIOUS COMPONENTS OF FOSTER CARE, INCLUDING FOSTER PARENTS, CHILDREN, AND FAMILIES.	HUS
HCR 39 Status	RECOGNIZING THE MONTH OF MAY AS "FOSTER CARE AWARENESS MONTH", A TIME TO EDUCATE THE PUBLIC ABOUT THE VARIOUS COMPONENTS OF FOSTER CARE, INCLUDING FOSTER PARENTS, CHILDREN, AND FAMILIES.	HUS
HR 29 Status	SUPPORTING INTERNATIONAL WHITE RIBBON CAMPAIGNS TO END MEN'S VIOLENCE AGAINST WOMEN AND ENCOURAGING THE ESTABLISHMENT OF A WHITE RIBBON CAMPAIGN ORGANIZATION IN HAWAII.	HUS
HCR 32 Status	SUPPORTING INTERNATIONAL WHITE RIBBON CAMPAIGNS TO END MEN'S VIOLENCE AGAINST WOMEN AND ENCOURAGING THE ESTABLISHMENT OF A WHITE RIBBON CAMPAIGN ORGANIZATION IN HAWAII.	HUS
HR 31 Status	REQUESTING RELIGIOUS AND FAITH-BASED ORGANIZATIONS TO SERVE AS SAFE HAVENS FOR VICTIMS OF DOMESTIC VIOLENCE.	HUS, JUD

HCR 37 Status	REQUESTING RELIGIOUS AND FAITH-BASED ORGANIZATIONS TO SERVE AS SAFE HAVENS FOR VICTIMS OF DOMESTIC VIOLENCE.	HUS, JUD
HR 32 Status	RECOGNIZING OCTOBER 2009 AS DOMESTIC VIOLENCE AWARENESS MONTH.	HUS
HCR 38 Status	RECOGNIZING OCTOBER 2009 AS DOMESTIC VIOLENCE AWARENESS MONTH.	HUS
HR 35 Status	DECLARING APRIL AS CHILD ABUSE PREVENTION MONTH.	HUS
HCR 44 Status	DECLARING APRIL AS CHILD ABUSE PREVENTION MONTH.	HUS
HR 37 Status	URGING CONGRESS TO PROTECT FUNDING AND MAINTAIN PROGRAMS, LAWS, REGULATIONS, AND POLICIES THAT ASSIST VICTIMS OF DOMESTIC VIOLENCE.	HUS
HCR 46 Status	URGING CONGRESS TO PROTECT FUNDING AND MAINTAIN PROGRAMS, LAWS, REGULATIONS, AND POLICIES THAT ASSIST VICTIMS OF DOMESTIC VIOLENCE.	HUS

Decision making to follow.

10:00 a.m. AGENDA:

<u>Decision making only to insert substantive provisions into the short form bill:</u>		
HB 745 Status	RELATING TO HUMAN SERVICES. Short form bill relating to human services.	HUS

COMMITTEE ON ECONOMIC REVITALIZATION, BUSINESS, & MILITARY AFFAIRS

Thursday, February 19, 2009
Conference Room 312; State Capitol

9:30 a.m. AGENDA:

HB 464 Status	RELATING TO STATE VETERANS' HOME. Establishes a veterans' gift account to be administered by the Hawaii health systems corporation. Also requires account to comply with reporting requirements for non-general fund information.	EBM, FIN
HB 658 Status	MAKING AN APPROPRIATION FOR THE MAUI OFFICE OF VETERANS' SERVICES. Appropriates funds for one veterans' counselor position for the Maui office of the office of veterans' services.	EBM, FIN
HB 1503 Status	RELATING TO LIMITED LIABILITY COMPANIES. Creates an optional "ingenuity company" designation for LLCs. Requires an LLC with an ingenuity company designation to exercise its right to exclude conferred by any patent it has an interest in for a public purpose. Establishes reporting requirements.	EBM, JUD
HB 1593 Status	RELATING TO REAL PROPERTY. Clarifies provisions contained in long-term commercial and industrial ground leases.	EBM, JUD
HB 898 Status	RELATING TO INCOME TAX CREDITS. Provides an income tax credit for employers when their employees telecommute for work.	EBM, FIN
HB 1082, HD1 (HSCR241) Status	RELATING TO THE SCIENCE, TECHNOLOGY, ENGINEERING, AND MATH INCOME TAX CREDIT. Provides an income tax credit for donations made to qualifying science, technology, engineering, and math programs at Hawaii public schools. (HB1082 HD1)	EDN/HED, EBM, FIN

[HB 1242, HD1](#)
[Status](#)

RELATING TO TAXATION.
Establishes a taxpayer non-compliance identification program.

EBM, FIN

(Pending re-committal of long form on February 18, 2009.)

Decision making to follow.

11:30 a.m. AGENDA:

EBM/EEP only:

[HB 1704, HD1](#)
[\(HSCR265\)](#)
[Status](#)

RELATING TO ECONOMIC DEVELOPMENT.
Directs the energy resources coordinator to establish a government-industry consortium for funding, research, and development of renewable energy resources.

EBM/EEP, FIN

Decision making to follow.

11:50 a.m. AGENDA:

EBM only:

Decision making only (heard on Tuesday, February 17, 2009):

[HB 396, HD1](#)
[\(HSCR39\)](#)
[Status](#)

RELATING TO EMPLOYMENT.
Establishes job security requirements upon the divestiture of a covered establishment if the covered establishment employs 100 or more persons. (HB396 HD1)

LAB, EBM, FIN

COMMITTEE ON PUBLIC SAFETY

Thursday, February 19, 2009

9:30 a.m.

Conference Room 309; State Capitol

AGENDA:

HB 1080 Status	RELATING TO CIVIL DEFENSE. Supports State Civil Defense's Shelter-in-Place initiative by exempting civil liability for care homes and schools, in addition to hotels, during an officially designated emergency.	PBS, JUD
HB 1292 Status	MAKING AN APPROPRIATION FOR A STATE QUALIFYING SHOOTING RANGE AT KULANI CORRECTIONAL FACILITY IN EAST HAWAII ON THE ISLAND OF HAWAII. Appropriates funds to plan, design, and construct a state qualifying shooting range situated at Kulani correctional facility in east Hawaii on the island of Hawaii.	PBS, FIN
HB 519 Status	RELATING TO INMATES. Requires return of all out-of-state inmates in private prisons by 12/31/2015. Requires the public safety department to plan, design, and construct sufficient facilities to house inmates in Hawaii by 12/31/2015.	PBS, FIN
HB 1152 Status	RELATING TO COMMITTED PERSONS' ACCOUNTS. Amends section 353-20, Hawaii Revised Statutes, to permit the Director of Public Safety to direct the department to have one or more accounts for committed persons. Also states that the accounts are non-interest bearing and that no interest can be paid to committed persons on the individual accounts.	PBS, FIN
HB 1151 Status	RELATING TO RESTRICTED ACCESS TO CORRECTIONAL FACILITIES. Permits the search of persons and vehicles entering state correctional facility grounds.	PBS, JUD

Decision making to follow.

COMMITTEE ON ENERGY & ENVIRONMENTAL PROTECTION AND COMMITTEE ON WATER, LAND, & OCEAN RESOURCES

Thursday, February 19, 2009
Conference Room 325; State Capitol

10:00 a.m. AGENDA:

Decision making only (heard on Tuesday, February 10, 2009):

HB 834 Status	RELATING TO WATER QUALITY STANDARDS. Amends state water quality standards for marine waters to conform to federal standards.	EEP/WLO, FIN
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EEP only:

Decision making only (heard on Tuesday, February 17, 2009):

HB 281, HD1 (HSCR263) Status	RELATING TO ENVIRONMENT. Creates the emergency environmental workforce to provide employment to persons who have lost their jobs in the economic downturn and prioritizes the allocation of federal economic stimulus funds for the operation of this program.	EEP, FIN
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HB 1446 Status	RELATING TO RENEWABLE ENERGY TECHNOLOGIES. Entitles taxpayers over the age of 60 to a refundable tax credit, provided the amount is at least \$1.	EEP, FIN
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