

COMMITTEE ON CONSUMER PROTECTION & COMMERCE

Wednesday, March 18, 2009

3:00 p.m.

Conference Room 325; State Capitol

AGENDA:

<u>SB 603, SD1</u> <u>(SSCR512)</u> <u>Status</u>	RELATING TO PUBLIC UTILITIES. Requires the public utilities commission to classify the State's local exchange intrastate telecommunications services as fully competitive. Sets maximum retail rate cap. (SD1)	CPC
<u>SB 298, SD1</u> <u>(SSCR466)</u> <u>Status</u>	RELATING TO CONDOMINIUMS. Increases the amount that condominium associations may recover in maintenance fees from the foreclosure of a condominium apartment from \$1,800 to \$3,600. (SD1)	CPC
<u>SB 574, SD1</u> <u>(SSCR469)</u> <u>Status</u>	RELATING TO CONDOMINIUMS. Extends the condominium dispute resolution pilot project until 6/30/11. (SD1)	CPC
<u>SB 595, SD1</u> <u>(SSCR571)</u> <u>Status</u>	RELATING TO CONDOMINIUM PROPERTY REGIMES. Allows the board of directors of an association to allow owners to install antennas for amateur radios. Requires a written statement of the reasons for a denial. (SD1)	CPC
<u>HCR 16, HD1</u> <u>(HSCR769)</u> <u>Status</u>	ENCOURAGING STATE AND COUNTY ACTION TO STIMULATE INDIVIDUAL SAVINGS AND DEVELOPMENT OF CREDIT AND TO FORMULATE AN INVENTORY OF BANKING SERVICES AVAILABLE TO LOW-INCOME PERSONS AND THOSE WITH NO CREDIT HISTORY IN THE STATE.	HUS, CPC, FIN
<u>HCR 43, HD1</u> <u>(HSCR652)</u> <u>Status</u>	REQUESTING THE DEPARTMENT OF HEALTH TO INVESTIGATE HEALTH RISKS AND POTENTIAL ENERGY USES OF POLYSTYRENE FOOD CONTAINERS AND TO ESTABLISH STANDARDS FOR BIODEGRADABLE PLASTIC FOOD CONTAINERS AND GROCERY BAGS.	HLT, CPC

[HCR 84](#)
[Status](#)

REQUESTING THE SENATE COMMITTEE ON COMMERCE AND CONSUMER PROTECTION AND THE HOUSE COMMITTEE ON CONSUMER PROTECTION AND COMMERCE TO CONVENE JOINT INFORMATIONAL BRIEFINGS TO DETERMINE WHETHER THE SALE OF THE INCUMBENT LOCAL EXCHANGE CARRIER BY VERIZON HAWAII, INC. WAS IN THE PUBLIC INTEREST AND THE FEASIBILITY OF THE PUBLIC UTILITIES COMMISSION ACQUIRING THE INCUMBENT LOCAL EXCHANGE CARRIER AND OPERATING IT AS A COOPERATIVE VENTURE. CPC, LMG

Decision making to follow.

COMMITTEE ON EDUCATION AND COMMITTEE ON LABOR & PUBLIC EMPLOYMENT

Wednesday, March 18, 2009
3:00 p.m.
Conference Room 309; State Capitol

AGENDA:

SB 161 (SSCR610) Status	RELATING TO EDUCATION. Repeals salary ranges for teachers in the department of education.	EDN/LAB, FIN
SB 163 (SSCR611) Status	RELATING TO EDUCATION. Repeals statute creating district business and fiscal officers within the department of education.	EDN/LAB, FIN
SB 497, SD1 (SSCR545) Status	RELATING TO THE HAWAII TEACHER STANDARDS BOARD. Establishes an advisory committee to provide oversight of the Hawaii teacher standards board and provide the governor with lists of nominees for appointment to the board; requires annual report of the advisory committee to the board of education and the legislature; authorizes the board to hire an executive director; authorizes the Hawaii teacher standards board to suspend its policies, rules, and standards when required by extenuating circumstances, and determine how it collects license fees (part I); authorizes the Hawaii teacher standards board to coordinate an effort that creates a data interface network to promote the free interchange of information among public and private Hawaii teacher education institutions and the department of education; appropriates funds (part II). (SD1)	EDN/LAB, FIN

<u>SB 501</u> <u>(SSCR519)</u> <u>Status</u>	RELATING TO THE TEACHER EDUCATION COORDINATING COMMITTEE. Clarifies membership requirements of the teacher education coordinating committee.	EDN/LAB, FIN
<u>SB 747, SD2</u> <u>(SSCR657)</u> <u>Status</u>	RELATING TO WORKFORCE DEVELOPMENT. Addresses workforce development issues within the State through various initiatives, programs, and appropriations; extends the educational workforce working group for two years. (SD2)	EDN/LAB, FIN
<u>SB 1120</u> <u>(SSCR539)</u> <u>Status</u>	RELATING TO CHARTER SCHOOLS. Clarifies civil service status of employees at 2 conversion charter schools, Waiālae and Lanikai elementary schools.	EDN/LAB, FIN
<u>SB 1250, SD1</u> <u>(SSCR756)</u> <u>Status</u>	RELATING TO EDUCATION. Clarifies that no teacher may be employed as an emergency hire for more than three consecutive years; unlicensed teachers employed as emergency hires after June 30, 1997, but prior to July 1, 2008, may be employed on an emergency basis for no more than four consecutive years. (SD1)	EDN/LAB, FIN
<u>SB 178, SD1</u> <u>(SSCR802)</u> <u>Status</u>	RELATING TO FOOD WASTE RECYCLING. Requires the department of education, in a partnership with the department of health, to establish a three-year food waste recycling pilot project in one or more public schools. Allows departments to enter into public/private partnerships to establish and operate the pilot program. Appropriates funds for the pilot program. (SD1)	EDN, EEP, FIN
<u>SB 389, SD1</u> <u>(SSCR555)</u> <u>Status</u>	RELATING TO CAPITAL IMPROVEMENT PROJECTS. Directs the legislative reference bureau to review the memorandum of understanding between the department of education and the department of budget and finance for the allotment of capital improvement projects, to replicate the processes of the memorandum of understanding for use by other state agencies. (SD1)	EDN, LMG, FIN
<u>SB 496, SD2</u> <u>(SSCR848)</u> <u>Status</u>	RELATING TO CHARTER SCHOOLS. Clarifies the functions, duties, and roles of the charter school review panel in the administration and operation of charter schools, and improves fiscal and budgetary accountability. (SD2)	EDN, FIN

[SB 1164, SD2](#) RELATING TO INTERSTATE COMPACT ON EDN, EBM, FIN
[\(SSCR792\)](#) EDUCATIONAL OPPORTUNITY FOR MILITARY
[Status](#) CHILDREN.
Enacts the interstate compact on educational opportunity for military children to remove barriers to educational attainment faced by children of military families due to frequent moves and deployment of parents. (SD2)

Decision making to follow.

COMMITTEE ON PUBLIC SAFETY

Thursday, March 19, 2009
Conference Room 309; State Capitol

8:30 a.m. AGENDA:

[SB 1148, SD2](#) RELATING TO THE COMPREHENSIVE OFFENDER PBS, LMG, FIN
[\(SSCR627\)](#) REENTRY SYSTEM.
[Status](#) Clarifies various provisions of the comprehensive offender reentry system; mandates written reentry plans; limits the maximum number of Hawaii inmates housed in out-of-state prisons to 2,000 by 12/31/2010; establishes a reentry commission; sunsets the legislative oversight committee on July 1, 2009. (SD2)

[SB 231, SD1](#) RELATING TO PUBLIC SAFETY. PBS, JUD, FIN
[\(SSCR788\)](#)
[Status](#) Authorizes judiciary fees on parolee and probationer's prison transfer applications to be deposited into the probation services special fund. Authorizes a full-time coordinator position for the state council for interstate adult offender supervision to be paid from the probation services special fund. Limits expenditures from the probation services special fund to \$400,000 every fiscal year. Effective date 07/01/50. (SD1)

[SB 212, SD2](#) RELATING TO PUBLIC SAFETY. PBS, JUD, FIN
[\(SSCR630\)](#)
[Status](#) Requires privately owned prisons or out-of-state detention facilities holding prisoners under a contract with the State to follow state freedom of information laws pursuant to chapter 92F, Hawaii Revised Statutes. (SD2)

<u>SB 619, SD2</u> <u>(SSCR776)</u> <u>Status</u>	RELATING TO VOTING. Allows incarcerated persons who were Hawaii residents at the time of their arrest and who have no more than two years left before release from imprisonment, to vote by absentee ballot in Hawaii's elections. Effective 7/1/2050 (SD2)	PBS, JUD, FIN
<u>SB 560, SD2</u> <u>(SSCR637)</u> <u>Status</u>	RELATING TO PUBLIC SAFETY. Establishes a task force within the office of Hawaiian affairs to study the disparate treatment of native Hawaiians and other ethnic groups in the State's criminal justice system. (SD2)	PBS, HAW, FIN
<u>SB 967, SD2</u> <u>(SSCR633)</u> <u>Status</u>	RELATING TO CONTROLLED SUBSTANCES. Makes Hawaii's controlled substance laws consistent with that of federal law and clarifies sections of chapter 329 relating to controlled substances. Effective 7/1/2050. (SD2)	PBS, CPC/JUD, FIN
<u>SB 1147, SD1</u> <u>(SSCR606)</u> <u>Status</u>	RELATING TO STATE DISASTER RELIEF. Clarifies that the governor has the authority to declare a disaster emergency. Requires the state civil defense division after the governor has proclaimed a disaster emergency, to report to the governor, legislature, and each county mayor on the disaster, including specified information. (SD1)	PBS, JUD, FIN
<u>SB 478, SD2</u> <u>(SSCR625)</u> <u>Status</u>	RELATING TO DISASTER RELIEF. Activates provisions of the State's disaster relief law to apply to emergencies, except for enemy attack. Clarifies the use of the governor's emergency powers in response to a natural or manmade disaster. Limits the governor's powers to provide disaster relief or the length of time that the governor may provide disaster relief in specific circumstances without legislative authorization. States that, in certain cases, emergency powers in force prior to the effective date of this measure expire at the end of the 2009 regular session unless reauthorized by the legislature. (SD2)	PBS, FIN
<u>SB 898, SD2</u> <u>(SSCR626)</u> <u>Status</u>	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. (SD2)	PBS, JUD

Decision making to follow.

9:30 a.m. AGENDA:

PBS/TRN only:

<u>SB 1059, SD2</u> <u>(SSCR635)</u> <u>Status</u>	RELATING TO FIREWORKS. Establishes an illegal fireworks task force to stop the importation of illegal fireworks and explosives. Requires the task force to report a preliminary plan to the legislature no later than January 10, 2010. Effective 7/1/2050. (SD2)	PBS/TRN, JUD
<u>SB 1060, SD1</u> <u>(SSCR661)</u> <u>Status</u>	RELATING TO FIREWORKS. Increases the permit fees associated with using and importing fireworks. (SD1)	PBS, FIN
<u>SB 564, SD2</u> <u>(SSCR506)</u> <u>Status</u>	RELATING TO FIRE PROTECTION. Maintains the requirement for fire inspections conducted by the county fire chiefs. Provides that frequency of inspections of buildings other than public schools shall be conducted once every five years or as deemed practicable or necessary rather than every 2 years. (SD2)	PBS, FIN

Decision making to follow.

10:00 a.m. AGENDA:

PBS/LAB only:

<u>SB 208</u> <u>(SSCR537)</u> <u>Status</u>	RELATING TO PUBLIC SAFETY. Repeals exemption from civil service of the first and second deputy sheriff. Effective 01/01/2011.	PBS/LAB, FIN
<u>SB 309</u> <u>(SSCR481)</u> <u>Status</u>	RELATING TO WORKERS' COMPENSATION. Clarifies that sheriffs' chaplains are entitled to workers' compensation.	PBS/LAB, FIN
<u>SB 969, SD2</u> <u>(SSCR624)</u> <u>Status</u>	RELATING TO RESTRICTED ACCESS TO CORRECTIONAL FACILITIES. Permits the conditional search of persons and vehicles entering state correctional or detention facility grounds. (SD2)	PBS, JUD

<u>SB 207, SD1</u> <u>(SSCR500)</u> <u>Status</u>	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. (SD1)	PBS, FIN
<u>SB 970, SD1</u> <u>(SSCR732)</u> <u>Status</u>	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. (SD1)	PBS, FIN
<u>SB 210, SD2</u> <u>(SSCR812)</u> <u>Status</u>	RELATING TO CORRECTIONS. Specifies criteria that must be considered in deciding whether to transfer inmates between correctional facilities located in Hawaii and correctional facilities located outside of Hawaii. (SD2)	PBS, FIN
<u>SB 213, SD1</u> <u>(SSCR568)</u> <u>Status</u>	RELATING TO PUBLIC SAFETY. Requires the department of public safety to establish performance indicators; requires reports, using key performance indicators, to be provided to the legislature. (SD1)	PBS, FIN
<u>SB 539, SD1</u> <u>(SSCR569)</u> <u>Status</u>	RELATING TO CORRECTIONS. Renames the intake service center division of DPS to the reentry intake services division, whereby the reentry intake services division will work closely and collaborate with the furlough programs in each county, the Hawaii paroling authority, and the correction program services division to ensure that the reentry needs of inmates are being met. (SD1)	PBS, FIN
<u>SB 540, SD2</u> <u>(SSCR715)</u> <u>Status</u>	RELATING TO PUBLIC SAFETY. Establishes a state residential drug abuse program with an in-community component to help inmates' reentry into the community upon their release from prison. Effective 7/1/2050. (SD2)	PBS, FIN
<u>SB 546, SD1</u> <u>(SSCR613)</u> <u>Status</u>	RELATING TO CORRECTIONS. Requires the department of public safety to establish a pilot program on Oahu that electronically monitors committed persons who are permitted to live and work in the community in lieu of continued incarceration. Appropriates funds. Effective 7/1/2050. (SD1)	PBS, FIN

[SB 358, SD1](#)
[\(SSCR728\)](#)
[Status](#)

RELATING TO FIREARMS.

PBS, JUD

Prohibits person or government entity from seizing any firearm or ammunition under civil defense, emergency, or disaster relief powers, or during any civil defense emergency period or any time of national emergency or crisis, from any individual who is lawfully permitted to carry or possess the firearm or ammunition under part I of chapter 134, Hawaii Revised Statutes (HRS), and who carries, possesses, or uses the firearm or ammunition in a lawful manner. Prohibits suspension or revocation, under emergency powers, of permits or licenses lawfully acquired and maintained under part I of chapter 134, HRS. (SD1)

Decision making to follow.

COMMITTEE ON ECONOMIC REVITALIZATION, BUSINESS, & MILITARY AFFAIRS

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

9:15 a.m. AGENDA:

[SB 571](#)
[\(SSCR603\)](#)
[Status](#)

RELATING TO A VETERANS' MEMORIAL.

EBM, FIN

Establishes a memorial to the veterans of the Persian Gulf War and Operation Desert Storm.

[SB 705, SD1](#)
[\(SSCR577\)](#)
[Status](#)

RELATING TO HAWAII PUBLIC PROCUREMENT CODE.

EBM, FIN

Exempts GSA-approved sole source vendors on procurements involving federal matching funds from certain sole source procurement provisions. Clarifies small purchases for construction contracts. Raises small purchases procurement limit to \$100,000. Effective July 1, 2050. Sunsets July 1, 2011. (SD1)

[SB 1195, SD1](#)
[\(SSCR582\)](#)
[Status](#)

RELATING TO THE ECONOMY.

EBM, WLO

Amends the Hawaii State Planning Act to include references to science and technology initiatives in Hawaii. Amends the department of business, economic development, and tourism's reporting requirement to the legislature on the growth industries of Hawaii. (SD1)

Decision making to follow.

10:00 a.m. AGENDA:

EBM/AGR only:

SB 506, SD1 (SSCR471) Status	RELATING TO PROCUREMENT. Allows for persons desiring a Hawaii product preference when submitting bids to self-certify as an alternative to registration on the Hawaii products list. Amends the definition of a Hawaii product by revising the product classes. (SD1)	EBM/AGR, FIN
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Decision making to follow.

10:30 a.m. AGENDA:

EBM/TCI only:

SB 1005, SD2 (SSCR770) Status	RELATING TO PUBLICITY RIGHTS. Establishes property rights in the commercial use of a person's name voice, signature, photograph, or likeness. Makes application of chapter effective on August 1, 2009. Effective 7/1/2050. (SD2)	EBM/TCI, JUD
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SB 1167, SD2 (SSCR834) Status	RELATING TO THE HAWAII TOURISM AUTHORITY. Makes private contractor operating Hawaii convention center subject to the Hawaii procurement code; renames and clarifies the duties of the executive director of the Hawaii tourism authority; removes the sunset date for certain provisions of Act 58, Session Laws of Hawaii 2004, relating to the Hawaii tourism authority. (SD2)	TCI/EBM, FIN
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Decision making to follow.

COMMITTEE ON HUMAN SERVICES

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

9:15 a.m. AGENDA:

SB 133, SD2 (SSCR510) Status	RELATING TO UTILITIES. Requires the public utilities commission to implement a program to achieve lifeline electricity rates for qualified residential electricity customers. (SD2)	HUS, CPC
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Decision making to follow.

9:30 a.m. AGENDA:

HUS/HLT only:

<u>SB 415, SD2</u> <u>(SSCR659)</u> <u>Status</u>	RELATING TO HOME CARE AGENCIES. Requires the department of health to license home care agencies. Sunsets 6/30/2014. (SD2)	HUS/HLT, FIN
<u>SB 417, SD1</u> <u>(SSCR814)</u> <u>Status</u>	RELATING TO HEALTH. Establishes reimbursement guidelines for medicaid to hospitals and facilities with long-term care beds. Makes appropriation. (SD1)	HUS/HLT, FIN
<u>SB 1344</u> <u>(SSCR724)</u> <u>Status</u>	RELATING TO HEALTH CARE. Requires DHS to include in its request for proposals for QUEST providers various provisions to safeguard against disruption of services that may be caused by positive enrollment.	HUS/HLT, FIN

Decision making to follow.

10:00 a.m. AGENDA:

HUS only:

Decision making only (heard on Monday, March 16, 2009):

<u>SB 112</u> <u>(SSCR523)</u> <u>Status</u>	RELATING TO THE CHILDREN'S JUSTICE PROGRAM. Establishes the confidentiality of children's justice program records, subject to exceptions for program and provider staff, mental and physical health professionals, and the courts.	HUS, JUD
<u>SB 572, SD2</u> <u>(SSCR780)</u> <u>Status</u>	RELATING TO CONDOMINIUMS. Raises to \$3,600 the maximum amount of the special assessment for delinquent monthly common assessments that can be charged against a person who purchases a condominium unit. Expands limitations on association liability for elderly unit owners aging in place to include disabled persons. Effective 7/1/2050. (SD2)	HUS, CPC/JUD
<u>SB 921, SD2</u> <u>(SSCR798)</u> <u>Status</u>	RELATING TO FEDERAL FINANCIAL ASSISTANCE FOR INDEPENDENT LIVING SERVICES AND CENTERS. Repeals section 348-9, Hawaii Revised Statutes, that establishes the Statewide Council on Independent Living. (SD2)	HUS, FIN

SB 1666, SD2 (SSCR690) Status	RELATING TO TEMPORARY ASSISTANCE TO NEEDY FAMILIES. Details how the legislature will spend TANF funds, emphasizing child care services, work program contracts and related support services, the prevention of out-of-wedlock pregnancies, the purchase of service contracts for child protective services, information system maintenance, and administration costs. Transfers portions of TANF funds to the social services block grant and child care development fund. (SD2)	HUS, FIN
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COMMITTEE ON ENERGY & ENVIRONMENTAL PROTECTION

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

10:00 a.m. AGENDA:

SB 605, SD1 (SSCR564) Status	RELATING TO NOISE. Requires the department of health to add the dBC decibel weighting system to the current dBA decibel weighting system for purposes of community noise control. Sets permissible maximum sound levels for nighttime and grants the DOH and the county liquor commission the authority to enforce these limits. Directs DOH, DLIR, and the county liquor commission to develop recommendations for a permanent maximum sound level, in decibels. (SD1)	EEP, CPC/JUD, FIN
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SB 1066, SD2 (SSCR794) Status	RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY. Increases the number of directors for NELHA to 13, adding 2 tenant representative directors. (SD2)	EEP, EBM
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SB 32, SD1 (SSCR607) Status	RELATING TO FUEL. Repeals the sunset date of the tax exemption on gross income or proceeds from the sale of alcohol fuels. (SD1)	EEP, FIN
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SB 266, SD2 (SSCR643) Status	RELATING TO GLOBAL WARMING. Establishes the global warming task force to assess the impacts of global warming and climate change trends in the State. (SD2)	EEP, FIN
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[SB 1633, SD2](#)
[\(SSCR695\)](#)
[Status](#) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST EPOD, INC., IN THE DEVELOPMENT OF RENEWABLE ENERGY ON THE ISLAND OF OAHU.
Authorizes the issuance of special purpose revenue bonds to assist EPOD, Inc. in the development of renewable energy projects. (SD2) EEP, FIN

Decision making to follow.

10:30 a.m. AGENDA:

EEP/WLO only:

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

[SB 1671, SD1](#)
[\(SSCR739\)](#)
[Status](#) RELATING TO FOSSIL FUELS. EEP, CPC, FIN
Prohibits the approval of any new electricity generating facilities using fossil fuel and the modification of existing electricity generating facilities to allow the use of more fossil fuel. (SD1)

[SB 243](#)
[\(SSCR725\)](#)
[Status](#) RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM. EEP, EBM, FIN
Requires retail dealers with more than seventy-five thousand square feet of retail space to operate redemption centers. Effective 10/1/2009.

[SB 1173, SD2](#)
[\(SSCR809\)](#)
[Status](#) RELATING TO ENERGY EFFICIENCY. EEP/WLO, CPC, FIN
Establishes energy-efficiency initiatives necessary for and contributing to the transition of Hawaii's energy sector to non-petroleum energy sources. Effective 01/01/90. (SD2)

11:00 a.m. AGENDA:

EEP/EBM only:

[SB 1065, SD2](#)
[\(SSCR750\)](#)
[Status](#) RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY. EEP/EBM, CPC
Exempts sales of electricity generated by NELHA from renewable energy sources from regulation by the public utilities commission when those sales are made to users located on adjacent property that is leased from the State. (SD2)

[SB 553, SD2](#)
[\(SSCR685\)](#)
[Status](#)

RELATING TO ENERGY-EFFICIENT LIGHTING.
Requires use of compact fluorescent light bulbs, light-emitting diode lighting products, and advanced energy-efficient incandescent light bulbs in state buildings. (SD2)

EEP/EBM, FIN

[SB 555, SD2](#)
[\(SSCR617\)](#)
[Status](#)

RELATING TO ENERGY EFFICIENCY.
Directs the DBEDT to investigate membership in the Multi-State Compliance Standard Collaborative and the Appliance Standard Awareness Project and report to the legislature. Directs DBEDT to make rules to enforce appliance efficiency standards. Prohibits the sale of appliances in the State after January 1, 2015, that do not meet efficiency standards. (SD2)

EEP/EBM, FIN

Decision making to follow.