

OFFICE OF THE SPEAKER
TWENTY-FIFTH STATE LEGISLATURE

COMMITTEE REFERRALS

NO. 26
26th LEGISLATIVE DAY-MARCH 10, 2009

Committee Abbreviations:

AGR - Agriculture	HSG - Housing
CPC - Consumer Protection & Commerce	HUS - Human Services
EBM - Economic Revitalization, Business, & Military Affairs	JUD - Judiciary
EDN - Education	LAB - Labor & Public Employment
EEP - Energy & Environmental Protection	LMG - Legislative Management
FIN - Finance	PBS - Public Safety
HAW - Hawaiian Affairs	TCI - Tourism, Culture, & International Affairs
HED - Higher Education	TRN - Transportation
HLT - Health	WLO - Water, Land, & Ocean Resources

		<u>Committee REFERRAL</u>
HR81	ENCOURAGING THE HAWAII STATE LEGISLATURE TO ALLOW LEGISLATORS TO WEAR ALOHA ATTIRE DURING FLOOR SESSIONS AND ENCOURAGING THE HAWAII STATE JUDICIARY TO ALLOW ATTORNEYS TO WEAR ALOHA ATTIRE WHEN APPEARING IN STATE COURTS.	LMG, JUD
HR82	URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REFRAIN FROM SELLING PUBLIC LANDS THAT CONTAIN OR ARE CONTIGUOUS TO HAWAIIAN FISHPONDS.	HAW, WLO
HR83	REQUESTING THE DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT TO APPLY FOR ACCREDITATION WITH THE COMMISSION ON ACCREDITATION FOR LAW ENFORCEMENT AGENCIES, INC.	WLO, FIN

		<u>Committee REFERRAL</u>
<u>HR84</u>	REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT A STOCK ASSESSMENT OF CERTAIN MARINE LIFE TO DETERMINE A BASELINE FOR FUTURE MANAGEMENT MEASURES.	WLO, FIN
<u>HR85</u>	REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP A PLAN TO CREATE A PRE-KINDERGARTEN ACADEMY.	EDN, FIN
<u>HR86</u>	REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP A PLAN TO INCREASE ACADEMIC SERVICES TO STUDENTS IN THE AFTER-SCHOOL PLUS PROGRAM.	EDN, FIN
<u>HR87</u>	URGING THE STATE OF HAWAII TO CHANGE THE STREET NAME OF FORT BARRETTE ROAD TO KUALAKA'I ROAD.	WLO, TRN
<u>HCR101</u>	ENCOURAGING THE HAWAII STATE LEGISLATURE TO ALLOW LEGISLATORS TO WEAR ALOHA ATTIRE DURING FLOOR SESSIONS AND ENCOURAGING THE HAWAII STATE JUDICIARY TO ALLOW ATTORNEYS TO WEAR ALOHA ATTIRE WHEN APPEARING IN STATE COURTS.	LMG, JUD
<u>HCR102</u>	URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REFRAIN FROM SELLING PUBLIC LANDS THAT CONTAIN OR ARE CONTIGUOUS TO HAWAIIAN FISHPONDS.	HAW, WLO
<u>HCR103</u>	REQUESTING THE DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT TO APPLY FOR ACCREDITATION WITH THE COMMISSION ON ACCREDITATION FOR LAW ENFORCEMENT AGENCIES, INC.	WLO, FIN
<u>HCR104</u>	REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT A STOCK ASSESSMENT OF CERTAIN MARINE LIFE TO DETERMINE A BASELINE FOR FUTURE MANAGEMENT MEASURES.	WLO, FIN
<u>HCR105</u>	REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP A PLAN TO CREATE A PRE-KINDERGARTEN ACADEMY.	EDN, FIN

		<u>Committee REFERRAL</u>
HCR106	REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP A PLAN TO INCREASE ACADEMIC SERVICES TO STUDENTS IN THE AFTER-SCHOOL PLUS PROGRAM.	EDN, FIN
HCR107	REQUESTING THE AUDITOR TO ANALYZE A MEASURE TO REGULATE RESPIRATORY CARE PRACTITIONERS.	HLT, CPC, LMG
HCR108	URGING THE STATE OF HAWAII TO CHANGE THE STREET NAME OF FORT BARRETTE ROAD TO KUALAKA'I ROAD.	WLO, FIN
SCR44	EXPRESSING SUPPORT FOR THE UNITED STATES GEOLOGICAL SURVEY REPORT, "THE CORAL REEF OF SOUTH MOLOKAI, HAWAII: PORTRAIT OF A SEDIMENT THREATENED FRINGING REEF", ENCOURAGING FEDERAL, STATE, AND COMMUNITY COOPERATION TO STEWARD THE SOUTH MOLOKAI REEF FISHERY.	WLO
SB53	RELATING TO INSURANCE. Amends Act 177, Session Laws of Hawaii 2008 (Life Settlements Model Act) by repealing the requirement that the insurance commissioner report annually to the legislature on the implementation and effects of Act 177 and by making the Act permanent.	HLT, CPC/JUD
SB107	RELATING TO ADMINISTRATIVE REVOCATION. Authorizes administrative director of the courts to permit administrative driver's license revocation hearings to be held in county other than county of arrest and to permit hearings by telephonic, video, or other electronic means.	TRN, JUD
SB108	RELATING TO FAMILY COURT. Increases the maximum term of a temporary guardianship of a minor from six months to twelve months.	HUS, JUD
SB112	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
SB113	RELATING TO DENTISTS. Authorizes the board of dental examiners to sanction licensees for false or misleading advertising.	HLT, CPC/JUD

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SB121, SD1	RELATING TO THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT. Enacts Uniform Prudent Management of Institutional Funds Act to replace and update existing Uniform Management of Institutional Funds Act. Provides guidance and authority to charitable organizations concerning the management and investment of funds held by those organizations. Provides additional protections for charities and also protects the interests of donors. Modernizes rules governing expenditures from endowment funds. Gives institutions ability to cope more easily with fluctuations in the value of the endowment. Updates provisions governing the release and modification of restrictions on charitable funds to permit more efficient management of these funds. (SD1)	CPC, FIN
SB162	RELATING TO EDUCATION. Repeals the performance standards review commission.	EDN, FIN
SB205, SD1	RELATING TO OWNER-BUILDERS. Increases period prohibiting sale or lease by owner-builder from 1 to 2 years unless due to circumstances beyond control of the owner or lessee as determined by the contractors licensing board; requires that an exemption from licensing requirements is given no more than once in 3 years; clarifies violation provisions. (SD1)	EBM, CPC/JUD
SB208	RELATING TO PUBLIC SAFETY. Repeals exemption from civil service of the first and second deputy sheriff. Effective 01/01/2011.	PBS/LAB, FIN
SB230, SD1	RELATING TO THE RIGHTS OF VICTIMS. Amends the crime victims' bill of rights to include notice or waiver of notice as to an offender's unfitness to stand trial, transfer to the state hospital or other psychiatric facility, or regaining fitness to proceed. Requires the department of health to provide notice of offender unauthorized absences. (SD1)	HLT, JUD, FIN
SB259	RELATING TO JURY DUTY. Reduces the jury duty exemption age from 80 to 75 years old.	JUD
SB309	RELATING TO WORKERS' COMPENSATION. Clarifies that sheriffs' chaplains are entitled to workers' compensation.	PBS/LAB, FIN

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SB384	<p>RELATING TO EDUCATION. Requires the department of education to ensure that all traffic safety measures are in place and operational prior to the opening of a newly constructed public or charter school. Requires the same of private schools.</p>	EDN, TRN, FIN
SB438	<p>RELATING TO BOARD OF EDUCATION MEETINGS. Authorizes the board of education to file any meeting notice that specifies legislation or legislation-related agenda items no fewer than two calendar days before a meeting during the period from the convening of the legislature in regular session to adjournment sine die of each regular session, and during any special session of the legislature.</p>	EDN, JUD
SB461, SD1	<p>RELATING TO RENEWABLE ENERGY. Removes the dependency of the price of electrical energy generated from nonfossil fuel sources from the avoided cost of energy generated by the electric public utility purchasing the nonfossil fuel generated electricity. (SD1)</p>	EEP, CPC
SB477	<p>RELATING TO GOVERNMENT RETENTION OF ATTORNEYS. Authorizes the speaker of the house of representatives or the president of the senate, separately as well as jointly, to employ or retain attorneys.</p>	LMG, JUD, FIN
SB497, SD1	<p>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)</p>	EDN/LAB, FIN
SB501	<p>RELATING TO THE TEACHER EDUCATION COORDINATING COMMITTEE. Clarifies membership requirements of the teacher education coordinating committee.</p>	EDN/LAB, FIN

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SB535	RELATING TO INTOXICATING LIQUOR. Prohibits possession of open liquor containers in public housing common areas and on streets and sidewalks.	HUS, JUD
SB567	RELATING TO HEALTH. Lowers the minimum age requirement for blood donation to sixteen years old with parental consent.	HLT, JUD
SB614	RELATING TO FAMILY LEAVE. Grants family leave to an employee during any calendar year to provide family care and support during the military deployment of the employee's child, spouse or reciprocal beneficiary, or parent. Requires an employee to provide proof of military deployment. Defines military deployment. Effective 7/1/2015.	EBM, LAB, FIN
SB654	RELATING TO VOTING. Allows election-day voter registration.	JUD, FIN
SB688	RELATING TO EMPLOYMENT. Establishes job security requirements upon the divestiture of a covered establishment.	LAB, EBM, FIN
SB721	RELATING TO DISTRICT-WIDE IMPROVEMENT PROGRAMS. Changes the authority of the Hawaii Community Development Authority to assess the costs of providing public facilities against real property in the community development district from mandatory to discretionary.	WLO, FIN
SB782, SD1	RELATING TO EMPLOYMENT SECURITY. Establishes eligibility for unemployment insurance. (SD1)	LAB/EBM, JUD, FIN
SB786, SD1	RELATING TO HISTORIC PLACES. Makes the entering or remaining unlawfully on property listed in the Hawaii register of historic places after warning or request to leave, an offense of criminal trespass in the first degree. Makes the intentional or knowing damage to property on the Hawaii register of historic places an offense of criminal property damage in the first degree. (SD1)	WLO, JUD
SB799	PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION, TO CLARIFY THE SELECTION OF THE STUDENT MEMBER OF THE BOARD OF EDUCATION. Proposes a constitutional amendment to article x, section 2, of the State constitution to clarify the selection of the student member of the board of education.	EDN, JUD, FIN

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SB843, SD1	RELATING TO SENTENCING. To restore a statutory provision allowing for presentence mental health or medical examination of defendants for purposes of sentencing. (SD1)	HUS, JUD, FIN
SB848	RELATING TO METAL. Removes sunset clause in Act 197, Session Laws of Hawaii 2007, which contains a repeal date of July 1, 2009.	CPC, JUD
SB851, SD1	RELATING TO CHILD SUPPORT ENFORCEMENT. Clarifies that all income withholding payments be sent through the Child Support Enforcement Agency; allows the agency to disburse support by electronic deposit or debit card; allows for electronic copy or facsimile of a signature as proof of service for certified mail; clarifies lien payment and enforcement. (SD1)	HUS, JUD, FIN
SB856	RELATING TO IDENTIFICATION. Extends expiration period on the Hawaii State Identification card from six years to eight years; deletes the provisions for transitioning from expiration dates calculated by issue dates to expiration on the cardholder's birthday.	JUD
SB880	RELATING TO GAS PIPELINE SYSTEMS. Repeals the Public Utilities Commission's responsibility for pipeline safety and inspection functions in Hawaii because this has been the responsibility of the Federal Office of Pipeline Safety since 1993.	CPC, FIN
SB896, SD1	RELATING TO CIVIL SERVICE LAW. Increases effectiveness and efficiency by affirming that positions in the Hawaii National Guard sponsored youth and adult educational programs are exempt from civil service requirements. (SD1)	EBM, LAB, FIN
SB906	RELATING TO PUBLIC MEETINGS. Expands ability of a board or commission to facilitate public meetings through available interactive conferencing technology.	JUD, FIN
SB930	RELATING TO VOLUNTEER MEDICAL ASSISTANCE SERVICES. Provides for medical expenses and immunity from liability for licensed medical personnel providing volunteer medical services on behalf of the State or a county.	HLT, JUD, FIN

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SB936	<p>RELATING TO DEPARTMENT OF HEALTH CERTIFICATES.</p> <p>Repeals the requirement for a sanitation certificate to be issued for county business licenses for the operation of a lodging or tenement house, group home, group residence, group living arrangement, hotel, or boarding house. The City and County of Honolulu no longer requires business licenses for these facilities because of Act 35, Session Laws of Hawaii 2001, so the sanitation certificate is unnecessary for Oahu. The counties of Kauai, Maui, and Hawaii never required a sanitation certificate for these types of businesses.</p>	HLT, CPC
SB937	<p>RELATING TO MENTAL HEALTH.</p> <p>Clarifies that the provisions of section 704-412, Hawaii Revised Statutes, govern the timing and standards of decision for applications for conditional release or discharge from the custody of the Director of Health and includes a time frame for decisions on motions for conditional release or discharge.</p>	HLT, JUD
SB1055	<p>RELATING TO HARBORS.</p> <p>Authorizes the department of transportation to adopt rules relating to safety measures, security requirements, and shipping activities in commercial harbors controlled by the State.</p>	TRN, WLO
SB1108	<p>RELATING TO NATIVE HAWAIIANS.</p> <p>Extends the sunset date for the Aha Kiole Advisory Council to 2011.</p>	HAW, WLO, FIN
SB1120	<p>RELATING TO CHARTER SCHOOLS.</p> <p>Clarifies civil service status of employees at 2 conversion charter schools, Waialae and Lanikai elementary schools.</p>	EDN/LAB, FIN
SB1142, SD1	<p>RELATING TO PHYSICIAN ASSISTANTS.</p> <p>Authorizes physician assistants to sign certain documents; to provide emergency medical care without supervision; to administer immunizations; to prescribe medications for patients suffering from human immunodeficiency virus or acquired immune deficiency syndrome without preauthorization; limits liability of physician assistants under good Samaritan laws. (SD1)</p>	HLT, CPC/JUD, FIN

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[SB1215](#)

PROPOSING AN AMENDMENT TO THE HAWAII
CONSTITUTION RELATED TO RESIDENCE
REQUIREMENTS FOR MEMBERS OF THE LEGISLATURE.
Amends the state constitution to require candidates for the state
senate or house of representatives to be a resident of the
legislative district from which the person is a candidate for not
less than twelve consecutive months prior to the general election.

LMG, JUD, FIN

[SB1622, SD1](#)

RELATING TO EMPLOYMENT SECURITY.
Requires certain employers to retain employees who were
displaced from an employer by divestiture through a transfer of a
covered establishment to a new employer. (SD1)

LAB, EBM, FIN