

OFFICE OF THE SPEAKER
TWENTY-SIXTH STATE LEGISLATURE

COMMITTEE REFERRALS

NO. 3
2nd LEGISLATIVE DAY-JANUARY 19, 2012

Committee Abbreviations:

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

		<u>Committee REFERRAL</u>
HB2007	RELATING TO INSTRUCTIONAL TIME. Requires the Department of Education to devise four bell schedules for each grade level to standardize instructional periods across all schools, with the exception of charter schools and multi-track public schools. Requires each school to choose one of the available bell schedules for each grade level.	EDN, FIN
HB2008	RELATING TO CHARTER SCHOOLS. Requires the Board of Education to contract for an implementation and transition coordinator to assist with the implementation of S.B. No. , Regular Session of 2012. Makes an appropriation.	EDN, FIN

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HB2009	RELATING TO YELLOW PAGES PHONE BOOKS. Requires distributors of yellow pages phone books to obtain permits from the DOH. Creates an opt-out registry for residents and businesses to elect not to receive delivery of yellow pages phone books. Requires that all yellow pages phone books be recyclable. Creates penalties for noncompliance. Authorizes exemptions.	EEP, CPC/JUD, FIN
HB2010	RELATING TO CHARTER SCHOOLS. Establishes a new chapter governing charter schools based on the recommendations of the charter school governance, accountability, and authority task force established by Act 130, Session Laws of Hawaii 2011. Repeals chapter 302B, HRS. Makes housekeeping amendments.	EDN/LAB, FIN
HB2011	RELATING TO INVOLUNTARY PSYCHIATRIC HOSPITALIZATION. Establishes new procedures for the examination and involuntary hospitalization of persons that meet criteria for commitment to psychiatric facilities.	HLT, JUD, FIN
HB2012	RELATING TO THE STATE BUDGET. To adjust and request appropriations for Fiscal Biennium 2011-13 funding requirements for operations and capital improvement projects of Executive Branch agencies and programs.	FIN
HB2013	RELATED TO MIXED MARTIAL ARTS. Amends the definition of mixed martial arts to include the regulation of other disciplines that use striking.	ERB, CPC
HB2014	RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-SECOND REPRESENTATIVE DISTRICT. Appropriates funds for capital improvement projects for schools in the twenty-second representative district.	FIN
HB2015	RELATING TO THE PUBLIC GUARDIAN. Allows the Attorney General to file for a petition of guardianship for individuals who are not able to understand or adequately participate in decisions concerning their care, and have no relatives or friends willing and able to act as a guardian, at the request of a county chief of police.	JUD, FIN

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HB2016	<p>RELATING TO EVIDENCE. Amends the title of Act 210, Session Laws of Hawaii 2008, to read news and broadcast media privilege. Expands the application of the Act to expressly include bona fide owners or editors of news or broadcast media entities. Clarifies that, where applicable, the news and broadcast media privilege will shield a journalist, newscaster, owner, or editor of a news or broadcast media entity from being compelled to testify or produce the source of information whether or not it has been published or broadcasted, or any unpublished or unbroadcasted information.</p>	JUD
HB2017	<p>RELATING TO THE MOTOR VEHICLE RENTAL INDUSTRY. Provides that lessors may pass on vehicle title, plate, registration, and inspection costs to lessees.</p>	TRN, CPC
HB2018	<p>RELATING TO FORECLOSURES. Repeals the provision automatically making all violations of the mortgage foreclosure law an unfair or deceptive act or practice, in favor of determinations made on a case-by-case basis. Establishes a time limit for filing actions to void title transfers of foreclosed property. Specifies a mortgagor's right to claim that a violation of the mortgage foreclosure law constitutes an unfair or deceptive act or practice. Provides that a mortgagee's failure to demonstrate rights of a holder in due course is prima facie evidence of an unfair or deceptive act or practice. Following the expiration of the mortgage foreclosure dispute resolution program in 2014, specifies certain foreclosure violations as unfair or deceptive acts or practices, and limits the types of violations that may void a title transfer of foreclosed property.</p>	CPC/JUD, FIN
HB2019	<p>RELATING TO MORTGAGES. Prohibits deficiency judgments to recover the remaining balance on mortgage loans for certain residential property sold in a foreclosure action or short sale.</p>	CPC/JUD, FIN
HB2020	<p>RELATING TO MORTGAGE FORECLOSURES. Repeals part I of chapter 667, HRS, relating to foreclosure by action or foreclosure by power of sale.</p>	CPC/JUD, FIN
HB2021	<p>RELATING TO SOLAR ENERGY DEVICES. Requires that the rules of a private homeowners association or entity consider solar energy devices' reflectivity on the surrounding area when adopting rules that facilitate the placement of solar energy devices.</p>	EEP/HSG, CPC

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HB2022	RELATING TO EMERGENCY ASSISTANCE. Appropriates funds as a grant-in-aid to each county to provide emergency on-call assistance to disabled persons whose motorized wheelchairs have broken down. Requires county matching funds.	HLT, FIN
HB2023	RELATING TO THE CENTER FOR NURSING. Makes permanent the assessment and deposit of center for nursing fees into the compliance resolution fund and distribution of those funds to the credit of the center for nursing special fund.	HLT, HED, FIN
HB2024	RELATING TO EMPLOYMENT SECURITY. Provides for the payment of self-employment assistance benefits in lieu of regular unemployment benefits under conditions allowing recipients to focus on receiving training and assistance to become self-employed.	LAB
HB2025	RELATING TO EMPLOYMENT SECURITY. Authorizes certain private employers to administer a work-sharing plan to avoid temporary layoffs, if approved by the DLIR. Allows employees under a work-sharing plan to receive unemployment benefits to compensate for lost wages.	LAB, ERB, FIN
HB2026	RELATING TO FUNDS. Addresses the auditor's recommendations regarding the transfer of non-general funds to the general fund.	LMG, FIN
HB2027	RELATING TO COMPUTER CRIME. Adds new definitions to computer crime, including identifying information, malware, phishing, and spyware. Establishes a third degree of computer fraud, and incorporates the element of phishing into all three computer fraud offenses. Amends the offense of unauthorized computer access in the third degree to include distributing or transferring spyware without authorization or by deceptive means.	JUD
HB2028	RELATING TO THE PREVENTION OF WORKPLACE VIOLENCE. Establishes a legal mechanism by which an employer or employee may seek a temporary restraining order, or preliminary or permanent injunctive relief on their own behalf or on the behalf of others, to prohibit workplace violence or the threat of workplace violence.	LAB/ERB, JUD, FIN

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HB2029	RELATING TO FIREARMS. Requires the loss or theft of a firearm to be reported to the police within a certain time after discovery. Exempts persons who comply with the reporting requirement from the penalties for improper storage and other firearms violations.	PBM, JUD
HB2030	RELATING TO THE STATEWIDE TRAFFIC CODE. Requires motorists to "move over" when passing a stationary emergency vehicle on a highway.	TRN/PBM, JUD
HB2031	RELATING TO GENETICALLY-ENGINEERED FOOD. Requires any genetically-engineered food products that is sold, offered for sale, or distributed in the State to be labeled as a genetically-engineered food product.	AGR, CPC, FIN
HB2032	RELATING TO HUNTING. Requires the DLNR to establish a bag limit of 2 axis deer for the 2012 hunting season for any island with a resident population of more than 1,000 and less than 5,000.	WLO, FIN
HB2033	RELATING TO MORTGAGE COLLECTIONS. Prohibits mortgage collection firms from certain acts, such as knowingly breaching a bona fide mortgage modification agreement. Provides penalties.	CPC/JUD, FIN
HB2034	RELATING TO FOOD LABELING. Beginning 1/1/13, requires foods sold in the State that contain genetically engineered material to be labeled with a disclosure notice.	HLT, CPC/JUD, FIN
HB2035	RELATING TO HEALTH INSURANCE. Prohibits an insurer from requiring a doctor's referral for annual covered mammograms.	HLT, CPC, FIN
HB2036	RELATING TO TOURISM. Short form bill relating to tourism.	TOU
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HB2039	RELATING TO THE PUBLIC LAND TRUST. Amends the Hawaii state planning act to include promoting the development of geothermal energy resources that are located on public trust land as a source of firm power to achieve state energy objectives.	EEP/WLO, HAW, FIN
HB2040	RELATING TO THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL. Creates the environmental review special fund to fund the operations of the Office of Environmental Quality Control and the Environmental Council. Establishes filing fees for environmental review documents filed after December 31, 2012. Effective July 1, 2012.	EEP, FIN
HB2041	RELATING TO ELECTRICITY. Prohibits exclusivity or curtailment provisions in power purchase agreements between an electric utility and producers of electricity generated from geothermal steam or nonfossil fuel sources.	EEP, CPC
HB2042	RELATING TO ENERGY. Requires that the renewable portfolio standards shall be met by requiring that renewable energy whose sources are biogas, biomass, biofuels, or hydrogen shall be locally produced. Defines "locally produced".	EEP, CPC
HB2043	RELATING TO RENEWABLE ENERGY. Requires the PUC to direct electric utilities to place special emphasis on utilizing renewable energy sources when crafting integrated resource plans.	EEP, CPC, FIN
HB2044	RELATING TO PROCUREMENT. Requires a hearing officer to affirm the decision of a procurement officer in protests filed under section 103D-701, HRS, unless the procurement officer's decision is shown by clear and convincing evidence to be arbitrary, capricious, fraudulent, or clearly erroneous.	ERB, FIN
HB2045	RELATING TO TAXATION. Repeals Act 155, SLH 2010, which: (1) requires all businesses with excise tax exemptions to register to do business in Hawaii, file their tax returns in a timely manner, and expressly claim their entitlement; and (2) creates a personal trust liability for businesses that use the general excise tax as the basis for increasing their prices and ensures that those funds are paid to the State for the benefit of consumers and businesses.	ERB, FIN

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HB2046	RELATING TO ADULT AND COMMUNITY EDUCATION. Clarifies that funding for the adult and community education program shall be from appropriations by the legislature, supplemented by student fees. Establishes the adult and community education program special fund.	EDN, FIN
HB2047	RELATING TO INFORMATION PROTECTION. By January 1, 2014, requires businesses to implement a comprehensive, written policy and procedure to prevent identity theft, and to designate an employee to be responsible for protecting personal information. Requires businesses to train all employees in the implementation of the policy and procedure.	ERB, CPC/JUD
HB2048	RELATING TO THE DEPARTMENT OF EDUCATION. Requires the DOE to develop procedures for reasonable suspicion and random substance abuse testing of, at a minimum, 10% of all public school teachers and teacher trainees each year. Requires the DOE to adopt rules to determine sanctions for positive substance abuse assessments. Makes an appropriation to DOE.	EDN/LAB, JUD, FIN
HB2049	RELATING TO HOUSING. Conforms public housing eviction procedure to requirements of federal law. Requires evictions to be conducted by an eviction board appointed by the Hawaii public housing authority in collaboration with DHS.	HSG, JUD, FIN
HB2050	RELATING TO HUMAN SERVICES. Requires training programs and the recertification process for nurse aides to include a multicultural health awareness and education program. Effective July 1, 2013.	HUS/HLT, FIN
HB2051	RELATING TO DOMESTIC VIOLENCE. Requires the family court to maintain a computerized database containing information regarding covered offenders who have at least three convictions of abuse of a family or household member. Specifies information the database must contain. Allows a covered offender whose name is included in the database to petition for removal of the covered offender's name under certain circumstances.	HUS, JUD, FIN
HB2052	RELATING TO FORFEITURE. Prohibits law enforcement from seizing motor vehicles for forfeiture if the vehicle is primarily used by the owner for personal use and there has been no conviction for the underlying offense.	JUD, FIN

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HB2053	RELATING TO THE UNIVERSITY OF HAWAII. Exempts illegal immigrant students at the UH and community colleges from paying nonresident tuition under certain conditions; allows those students to receive scholarships from nonstate funds and participate in financial aid programs. Requires the board of regents to adopt rules. Limits relief allowed if a court finds any applicable statute unlawful.	HED, JUD, FIN
HB2054	RELATING TO TAXATION. Establishes a tax credit for the purchase of a new electric vehicle or an electric vehicle charging unit.	EEP, FIN
HB2055	RELATING TO TAXATION. Establishes an income tax credit for the maintenance of solar water heaters.	EEP, FIN
HB2056	RELATING TO EDUCATION. Requires the DOE to provide the Hawaii National Guard Youth Challenge Academy with the names, addresses, and dates of attendance of students who have dropped out of high school.	PBM, EDN, FIN
HB2057	RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE. Clarifies that, of the 20% of the State's annual purchasing expenditure set aside to be awarded to small businesses, at least 3% shall be awarded to veteran-owned and service-disabled veteran-owned small businesses.	PBM, ERB, FIN
HB2058	RELATING TO EDUCATION. Appropriations funds from the Hawaii tobacco settlement special fund to support health and physical education.	HLT, EDN, FIN
HB2059	RELATING TO HIGHWAY SAFETY. Prohibits the use of modified air compression braking systems on passenger cars.	TRN, JUD
HB2060	RELATING TO CHALLENGE COURSE TECHNOLOGY. Establishes standards and regulations for operators of ziplines and canopy tours. Requires operators to obtain annual inspections and permits from the Department of Labor and Industrial Relations.	ERB/TOU, CPC/JUD, FIN
HB2061	RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTY-FIFTH REPRESENTATIVE DISTRICT. Appropriates funds for capital improvement projects for the benefit of the 35th representative district. Effective July 1, 2012.	FIN

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HB2062	<p>RELATING TO MUSIC THERAPY. Establishes the music therapy board within the department of commerce and consumer affairs. Requires licensure in order to use the title of "music therapist" or practice music therapy in the State.</p>	CUA, CPC, FIN
HB2063	<p>RELATING TO PUBLIC SAFETY. Makes appropriations for various rehabilitation, reentry, and job skill programs of the department of public safety.</p>	PBM, FIN
HB2064	<p>MAKING AN APPROPRIATION TO THE HAWAII WING CIVIL AIR PATROL. Makes an appropriation to the Hawaii wing, civil air patrol for repairs, tsunami training, oil, fuel, and maintenance.</p>	PBM, FIN
HB2065	<p>RELATING TO HAWAII GOOD AGRICULTURAL PRACTICES. Establishes the Hawaii good agricultural practices program. Makes an appropriation.</p>	AGR, FIN
HB2066	<p>RELATING TO PLANNING AND ECONOMIC DEVELOPMENT. Authorizes counties to designate areas within their boundaries as creative rural or urban area, subject to certification by DBEDT. Establishes an office of creative rural or urban areas within DBEDT to assess applications for certification by the counties.</p>	WLO, CUA, FIN
HB2067	<p>RELATING TO OCEAN RESOURCES. Authorizes administrative inspections within the West Hawaii regional fishery management area. Requires the DLNR to create an administrative search scheme to monitor compliance with aquatic resources management regulation.</p>	WLO, JUD, FIN
HB2068	<p>RELATING TO HIGHWAY SAFETY. Requires the examiner of drivers to place a symbol on the license of any person convicted for driving under the influence of an intoxicant.</p>	TRN, JUD, FIN
HB2069	<p>RELATING TO HOUSING. Prohibits a condominium board of directors, when leasing common elements of the condominium, from setting the rent at an amount below fair market rent value. Requires all direct costs attributable to condominium hotel operations to be charged only to unit owners whose units are included in condominium hotel operations.</p>	HSG, TOU, CPC