

OFFICE OF THE SPEAKER
TWENTY-SIXTH STATE LEGISLATURE

COMMITTEE REFERRALS

NO. 4
3rd LEGISLATIVE DAY-JANUARY 20, 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>
HB2070	RELATING TO HIGHWAY TRAFFIC. Requires motorists when passing a stationary authorized emergency vehicle on a highway to vacate the lane closest to the stationary authorized emergency vehicle or reduce driving speed until safely clear of the stationary authorized emergency vehicle.	TRN/PBM, JUD
HB2071	RELATING TO TRAFFIC. Requires motorists when passing a stationary vehicle whose passengers are rendering aid at a traffic accident on a highway to vacate the lane closest to the stationary vehicle or reduce driving speed until safely clear of the stationary vehicle.	TRN/PBM, JUD
HB2072	RELATING TO HEALTH. Allows the Department of Health to share records with other state departments and agencies upon authorization of a person with a tangible interest in the record.	HLT, JUD, FIN

**Committee
REFERRAL**

HB2073	RELATING TO THE HAWAII LEGACY TRUST FUND. Establishes the Hawaii legacy trust fund as a separate fund of the Hawaii Community Foundation to encourage individuals to make strong financial investments while supporting conservation, reforestation, environmental stewardship, sustainability, affordable housing, public education, and the well-being of the State's keiki and kupuna.	WLO, FIN
HB2074	RELATING TO INSURANCE. Mandates health insurance coverage for the diagnosis and treatment of autism spectrum disorders under accident and health or sickness insurance and group hospital and medical services contracts and health maintenance organizations.	HLT, CPC, FIN
HB2075	RELATING TO TAXATION. Imposes conveyance tax on the transfer or conveyance of a controlling interest of an entity with an interest in realty in Hawaii; exempts certain transfers. Imposes conveyance tax on certain transfers of real property at the lowest rate. Effective 01/01/13.	ERB, FIN
HB2076	RELATING TO MILK. Allows milk produced by a hoofed animal to not be pasteurized if it is intended for personal consumption or personal use by any person, including a milk producer.	HLT, AGR, CPC
HB2077	RELATING TO OCCUPATIONAL SAFETY AND HEALTH. Requires employers to adopt crowd management safety plans for events where large crowds are expected to gather, such as at retail sales events. Requires DLIR to adopt rules.	ERB, LAB, FIN
HB2078	RELATING TO TAXATION. Requires that all advertisements and solicitations for transient accommodations conspicuously display the registration identification number. Applies beginning 1/1/13.	TOU, FIN
HB2079	RELATING TO THE STATE MICROBE. Establishes and designates the bacterium Nesiotobacter exalbescens as the official microbe of the State.	HLT
HB2080	RELATING TO MOTOR VEHICLE INSURANCE. Requires motor vehicle insurance companies to issue insurance cards with a magnetic strip or microchip to allow retail service stations to determine whether a gasoline purchaser's motor vehicle insurance is current. Requires the insurance commissioner to adopt rules to implement the requirement, including exemptions.	ERB, CPC, FIN

**Committee
REFERRAL**

HB2081	RELATING TO MOPEDS. Allows for mopeds designed to carry both a passenger and driver to be used on a public street.	TRN, JUD
HB2082	RELATING TO BUSINESS ENTITIES. Authorizes the organization of low-profit limited liability companies.	ERB, FIN
HB2083	RELATING TO SUN SHADE DEVICES. Prohibits the use of sun shade devices on a motor vehicle from fifteen minutes after sunset until fifteen minutes before sunrise. Provides a penalty.	TRN, JUD
HB2084	RELATING TO HAWAII PUBLIC HOUSING AUTHORITY. Directs the Auditor to conduct an audit of Hawaii Public Housing Authority's management of Punchbowl Homes. Requires the Auditor to submit its findings and recommendations, including any proposed legislation, to the legislature no later than twenty days prior to the convening of the Regular Session of 2013. Effective July 1, 2012.	HSG, LMG, FIN
HB2085	RELATING TO CABLE SERVICE. Transfers regulation of cable service from the department of commerce and consumer affairs to the public utilities commission.	ERB, CPC, FIN
HB2086	RELATING TO SHERIFFS. Establishes the office of the sheriff within the department of the attorney general. Transfers the department of public safety's duties relating to the office of the sheriff, including the service of process, execution of court orders, and provision of security to state buildings to the department of the attorney general.	PBM, JUD, FIN
HB2087	RELATING TO HEALTH. Creates an immunization task force within DOH to study benefits and risks of childhood vaccinations.	HLT/HUS, FIN
HB2088	RELATING TO THE JOHN A. BURNS SCHOOL OF MEDICINE. Directs UH to examine and report on the feasibility of relocating JABSOM from UH-Manoa to UH-West Oahu.	HLT, HED, FIN
HB2089	RELATING TO HEALTH. Requires employers to provide a minimum amount of paid sick and safe leave to employees to be used to care for themselves or a family member who is ill, needs medical care, or is a victim of domestic violence, sexual assault, or stalking.	LAB, ERB, FIN

**Committee
REFERRAL**

HB2090	RELATING TO NATIVE HAWAIIAN BUSINESSES. Fosters the development and growth of native Hawaiian-owned businesses. Provides 5% bid preference for native Hawaiian businesses certified by OHA. Requires immediate notification to OHA of ownership change and reapplication.	ERB, HAW, FIN
HB2091	RELATING TO EDUCATION. Directs the Department of Education to establish a three-year pilot project that implements a comprehensive assessment program for certain students in grades seven, eight, and nine.	EDN, FIN
HB2092	RELATING TO KANAKA MAOLI FISHPONDS. Provides state lease preferences for the reconstruction, restoration, repair, or use of kanaka maoli fishponds. Defines kanaka maoli fishponds as Hawaiian fishponds. Effective July 1, 2012.	WLO, HAW, FIN
HB2093	RELATING TO AGRICULTURAL EDUCATION. Requires the University of Hawaii to establish a Center for Agricultural Leadership. Requires the University of Hawaii to establish a two-year pilot project at one high school campus in each county to determine the steps necessary for a school farm to be food safety certified by the Department of Agriculture.	AGR, HED/EDN, FIN
HB2094	RELATING TO ENVIRONMENTAL DISASTER RESPONSE. Increases the environmental response, energy, and food security tax by 2 cents per barrel and deposits the increase into the wildlife recovery and rehabilitation special fund. Establishes the wildlife recovery and rehabilitation special fund to support the operations of a facility to respond to oil and fuel-related disasters affecting native wildlife in the State.	WLO/EEP, FIN
HB2095	RELATING TO TAXATION. Limits the amount that an employer may deduct for benefits provided to an employee to 50 times the State's median household income.	ERB, FIN
HB2096	RELATING TO EMPLOYMENT SECURITY. Extends the 75% maximum weekly benefit amount to 12/31/12. Sets, for calendar year 2012, the employer contribution rate at schedule F. Makes available a line of credit of general revenues for the unemployment compensation fund between 03/01/12 and 06/01/13. Requires, before 06/29/13, that the general fund be repaid for all general revenues loaned to the unemployment compensation fund. Requires, on 06/30/13, the repaid revenues be transferred to the emergency and budget reserve fund. Requires the Act to apply retroactively to 01/01/12.	LAB, FIN

**Committee
REFERRAL**

HB2097	<p>RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES TO THE GENERAL PUBLIC.</p> <p>Extends the lapse date of the special purpose revenue bonds authorized to assist The Queen's Health Systems in Act 176, Session Laws of Hawaii 2003, as amended by Act 86, Session Laws of Hawaii 2007, from 6/30/13 to 6/30/18.</p>	HLT, FIN
HB2098	<p>RELATING TO ELDER ABUSE.</p> <p>Authorizes a private cause of action for financial exploitation of a vulnerable adult. Allows for attorney's fees, costs, and punitive damages.</p>	HUS, JUD, FIN
HB2099	<p>RELATING TO WORKERS' COMPENSATION.</p> <p>Clarifies that attorney's fees may be included in costs that may be assessed against a party who brings, prosecutes, or defends a workers' compensation claim without reasonable ground.</p>	LAB, ERB, FIN
HB2100	<p>RELATING TO BEES.</p> <p>Appropriates \$10,000 to the University of Hawaii at Hilo for the development of a new bee hive research area at the University's farm located in Panaewa, Hawaii.</p>	AGR, HED, FIN
HB2101	<p>RELATING TO GENETICALLY ENGINEERED FISH.</p> <p>Prohibits the sale of genetically engineered fish or genetically engineered fish products in the State unless appropriately labeled as genetically engineered fish or genetically engineered fish products.</p>	AGR/ERB, CPC/JUD, FIN
HB2102	<p>RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND.</p> <p>Eliminates medicare part B reimbursements for employee-beneficiaries and spouses of employee-beneficiaries hired after June 30, 2012. Effective July 1, 2012.</p>	LAB, FIN
HB2103	<p>RELATING TO THE BANK OF THE STATE OF HAWAII.</p> <p>Establishes the bank of the State of Hawaii. Directs the state bank to develop a program to acquire residential property in situations where the mortgagor is an owner-occupant and the mortgagee is a securitized trust that cannot adequately demonstrate that it is a holder in due course.</p>	ERB/HSG, CPC, FIN
HB2104	<p>RELATING TO PARKING FOR DISABLED PERSONS.</p> <p>Authorizes blind and visually impaired persons to apply for and obtain disability parking permits.</p>	HUS, TRN, FIN

**Committee
REFERRAL**

HB2105	RELATING TO HEALTH. Requires insurance coverage for fertility preservation procedures for persons who are of reproductive age and are diagnosed with cancer that may, or whose treatment may adversely affect their fertility.	HLT, CPC, FIN
HB2106	RELATING TO STUDENT ACTIVITY FUNDS. Allows public schools to claim student activity funds left in the school by a graduating class immediately after the graduation of the class, rather than five years after the class graduates or upon donation by the graduating class as provided under current law.	EDN, FIN
HB2107	RELATING TO COPPER REDEMPTION. Requires that scrap metal dealers only purchase copper from licensed contractors.	CPC/JUD, FIN
HB2108	RELATING TO BODY PIERCING. Licenses and regulates body piercers. Defines "body piercers". Requires written consent of parent or guardian for minors to obtain body piercing. Requires tattoo artists and body piercers to maintain written customer consent forms for not less than two years.	HLT, CPC/JUD, FIN
HB2109	RELATING TO TATTOOS. Requires minors to inform tattoo artists of their minority status. Requires written consent of parent or guardian before applying a tattoo to a minor. Makes it a petty misdemeanor to apply a tattoo to a minor without written consent of parent or guardian.	HLT, CPC/JUD, FIN
HB2110	RELATING TO THE BOARD OF EDUCATION. Entitles the military representative on the Board of Education to vote on matters before the board by making the representative a member of the board.	PBM, EDN
HB2111	RELATING TO THE SELECTIVE SERVICE REGISTRATION AWARENESS AND COMPLIANCE ACT. Requires compliance with the Military Selective Service Act to be eligible for enrollment in a state-supported post-secondary institution, qualify for state financial assistance for post-secondary education, or be eligible for state or county employment or service.	PBM/LAB, HED, JUD

**Committee
REFERRAL**

HB2112	<p>RELATING TO RE-OPENING THE KULANI CORRECTIONAL FACILITY. Requires the Department of Public Safety to develop a plan to reopen the Kulani Correctional Facility. Requires a report to the Legislature. Appropriates funds for plans and design for a new housing facility for the Youth Challenge Academy at Keaukaha Military Reservation. Effective July 1, 2012.</p>	PBM, FIN
HB2113	<p>RELATING TO FIRE PROTECTION. Bans the ignition, possession, selling, and use of aerial luminaries.</p>	PBM, JUD
HB2114	<p>RELATING TO THE HAWAII HEALTH INSURANCE EXCHANGE. Provides a definition of consumer in the chapter on Health Insurance Exchange, requires statewide representation on the Health Insurance Exchange Board, removes insurers from serving on the Health Insurance Exchange Board, clarifies that representation by providers is not limited to dental providers, and requires the Hawaii Health Insurance Exchange to offer a basic health plan. Effective July 1, 2012.</p>	HLT, CPC, FIN
HB2115	<p>RELATING TO CANCER. Establishes the Hawaii colorectal cancer screening program to assist individuals with the detection and care of colorectal cancer. Appropriates funds for the program.</p>	HUS/HLT, FIN
HB2116	<p>RELATING TO HEALTH. Appropriates funds for the provision of health care services to uninsured persons through nonprofit community health centers. Effective July 1, 2012.</p>	HLT, FIN
HB2117	<p>RELATING TO HEALTH. Requires the director of health to set a maximum contaminant level for hexavalent chromium at 0.06 parts per billion and clarifies that state primary drinking water regulations may be more stringent than the national regulations, if the director deems more stringent regulations are necessary to protect public health.</p>	EEP, FIN
HB2118	<p>RELATING TO FUEL TAX. Authorizes Hawaii county to use the fuel tax revenue for repair and maintenance of substandard private subdivision roads in Hawaii county.</p>	TRN, FIN

**Committee
REFERRAL**

HB2119	RELATING TO PROCUREMENT. Gives exclusive jurisdiction to DCCA hearing officers to hear protests of solicitations or awards of contracts with an estimated value of less than \$5,000,000. Gives the circuit court exclusive jurisdiction to hear protests of solicitations or awards of contracts with an estimated value of \$5,000,000 or more.	ERB, FIN
HB2120	RELATING TO TAXATION. Establishes specific tax rates for the sale of pipe tobacco.	HLT, FIN
HB2121	RELATING TO RENEWABLE ENERGY. Prohibits state and county agencies from entering into an energy agreement or contract to install a renewable energy system with a private provider who has claimed the renewable energy technologies tax credit. Authorizes the issuance of general obligation bonds for renewable energy systems for state facilities. Effective July 1, 2012.	EEP, FIN
HB2122	RELATING TO THE PROCUREMENT CODE. Suspends the ability of a contractor to protest the awarding of a contract under the State Procurement Code for five years. Effective July 1, 2012.	ERB, FIN
HB2123	RELATING TO TAX ADMINISTRATION. Amends the general excise tax payment deadline from the twentieth day of the month to the last day of the month. Amends the due dates for miscellaneous tax types from the twentieth day of the month to the last day of the month to conform with the general excise tax payment deadline. Amends the due date for filing and payment of monthly periodic insurance premiums taxes from monthly to quarterly. Effective July 1, 2014.	FIN
HB2124	RELATING TO FIRE PROTECTION. Authorizes the county fire chief to require plans and documentation to show compliance with fire code and fire and life safety standards for the construction, alteration, rehabilitation, or addition to any building, structure, or property; change in use of buildings, property, or occupancy; and installation or alteration of any procedures, equipment, property, or structure for any life safety or fire protection systems.	PBM, WLO, FIN
HB2125	RELATING TO AQUARIUM FISH. Requires that any fines or penalties shall apply to each individual saltwater fish, freshwater non-game fish, or any specimen of aquatic life taken without an aquarium fish permit.	WLO, JUD

**Committee
REFERRAL**

HB2126	RELATING TO HOUSING. Requires the Hawaii interagency council on homelessness to conduct a needs assessment for transitional housing and develop a comprehensive strategy to assist the various populations in need of transitional housing. Requires the council to report its findings and recommendations to the 2013 legislature.	HSG, FIN
HB2127	RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAII PREPARATORY ACADEMY. Extends the lapse date, from 6/30/12 to 6/30/17, of the special purpose revenue bonds that were authorized to assist Hawaii Preparatory Academy in Act 116, SLH 2007.	EDN, FIN
HB2128	RELATING TO GRAY WATER. Establishes a tax credit for the installation of gray water systems.	EEP, FIN
HB2129	RELATING TO AQUARIUM FISH. Authorizes DLNR to impose temporary management measures within the West Hawaii regional fisheries management area. Requires DLNR to establish a limited entry program for commercial aquarium fishers.	WLO, JUD, FIN
HB2130	RELATING TO HUMAN SERVICES. Requires the State to pay interest on late payments to an operator of an adult day care facility, community care foster family home, or adult residential care home. Effective July 1, 2012.	HUS/HLT, FIN
HB2131	RELATING TO COMMUNITY CARE FOSTER FAMILY HOMES. Allows a community care foster family home to remain open for at least another six months upon losing its only medicaid patient, if a physician, licensed in the State, certifies that removal of the remaining private-pay client may result in transfer trauma to the remaining private-pay client.	HUS/HLT, FIN
HR3	REQUESTING THE DEPARTMENT OF TRANSPORTATION TO ESTABLISH A HAWAII STATE AIRPORT AUTHORITY TASK FORCE TO DETERMINE THE FEASIBILITY OF ESTABLISHING A HAWAII STATE AIRPORT AUTHORITY.	TRN, FIN
HR4	URGING THE GOVERNOR AND THE LEGISLATURE OF THE STATE OF HAWAII TO PRESERVE THE COUNTIES' SHARE OF THE TRANSIENT ACCOMMODATIONS TAX.	TOU, FIN

**Committee
REFERRAL**

HR5	RECOGNIZING THAT THE UNITED STATES CONSTITUTION ONLY PROTECTS RIGHTS OF NATURAL PERSONS.	JUD, FIN
HCR3	RECOGNIZING A DRAFT MEMORANDUM OF UNDERSTANDING AND COOPERATION BETWEEN THE STATE OF HAWAII AND THE LEAGUE OF CITIES OF THE PHILIPPINES.	INT, FIN
HCR4	REQUESTING THE DEPARTMENT OF TRANSPORTATION TO ESTABLISH A HAWAII STATE AIRPORT AUTHORITY TASK FORCE TO DETERMINE THE FEASIBILITY OF ESTABLISHING A HAWAII STATE AIRPORT AUTHORITY.	TRN, FIN
HCR5	RECOGNIZING THAT THE UNITED STATES CONSTITUTION ONLY PROTECTS RIGHTS OF NATURAL PERSONS.	JUD, FIN
HCR6	REQUESTING THE STATE'S FULL COMPLIANCE WITH SECTION 5 OF ACT 178, SESSION LAWS OF HAWAII 2006.	HAW/HLT, WLO/HSG, FIN
HCR7	REQUESTING THE ADDITION OF FINANCIAL LITERACY EDUCATION TO THE PUBLIC SCHOOL CURRICULUM.	EDN, FIN

**Committee
RE-REFERRAL**

HB2006	RELATING TO ETHANOL. Authorizes the director of business, economic development, and tourism to allow the sale of motor vehicle gasoline that does not contain ethanol unless sufficient quantities of locally produced ethanol or biofuel crops have been produced and are available to meet the requirements under existing law.	EEP, TRN, CPC
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.	TRN, JUD, FIN