## OFFICE OF THE SPEAKER TWENTY-SIXTH STATE LEGISLATURE

## **COMMITTEE REFERRALS**

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## NO. 7 5th LEGISLATIVE DAY-JANUARY 25, 2012

### Committee Abbreviations:

AGR - Agriculture

CPC - Consumer Protection & Commerce

CUA - Culture & the Arts

EDN - Education

EEP - Energy & Environmental Protection

ERB - Economic Revitalization & Business

ENV - Housing

HUS - Human Services

INT - International Affairs

JUD - Judiciary

LAB - Labor & Public Employment

LMG - Legislative Management

ENV - Exercise & Military Affairs

DRM - Public Seferce & Military Affairs

ENV - Exercise & Military Affairs

ENV - Exercise & Military Affairs

ENV - Exercise & Military Affairs

FIN - Finance PBM - Public Safety & Military Affairs HAW - Hawaiian Affairs TOU - Tourism

HED - Higher Education TRN - Transportation

HLT - Health WLO - Water, Land, & Ocean Resources

## Committee REFERRAL

## HB2320 RELATING TO HIGHWAY SAFETY.

TRN, JUD, FIN

Clarifies recommendations of the ignition interlock implementation task force. Allows for renewal of a driver's license revoked for impaired driving. Allows repeat intoxicated drivers to install ignition interlock devices in any vehicle they operate, by eliminating the requirement to surrender motor vehicle registrations and license plates. Provides guidelines for ignition interlock instruction permits and ignition interlock permits. Makes housekeeping amendments to chapter 291E.

## HB2321 RELATING TO THE UNIVERSITY OF HAWAII BOARD OF HED, JUD

REGENTS.

Imposes a one year residency requirement on any at-large

member of the UH board of regents.

		Committee <u>REFERRAL</u>
<u>HB2322</u>	RELATING TO ETHANOL. Repeals the ten per cent ethanol by volume requirement for gasoline sold in Hawaii for use in motor vehicles. Requires the Hawaii state energy office to submit reports on local ethanol production.	TRN, EEP, FIN
<u>HB2323</u>	RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWELFTH REPRESENTATIVE DISTRICT. Authorizes the issuance of general obligation bonds and appropriates funds for capital improvement projects in the 12th representative district.	FIN
<u>HB2324</u>	RELATING TO BROADBAND. Exempts the upgrading and new construction of broadband facilities on state and county property from state and county permitting processes. Effective 07/01/12 to 06/30/17.	ERB, CPC, FIN
<u>HB2325</u>	RELATING TO BROADBAND. Requires the State and counties to approve, approve with modification, or disapprove all broadband related permits within 45 days. If no action is taken, the application will be deemed approved on the 46th day.	ERB, CPC, FIN
<u>HB2326</u>	RELATING TO TAXATION.  Amends various income tax credits to provide that the basis of eligible depreciable property for state income tax purposes shall be reduced by the amount of the tax credit claimed.	EEP, FIN
<u>HB2327</u>	RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-FOURTH REPRESENTATIVE DISTRICT. Authorizes the issuance of GO bonds and appropriates funds for CIP in the 24th representative district.	FIN
<u>HB2328</u>	RELATING TO TAXATION. Adds a chapter to the HRS entitled "Estate and Generation-Skipping Transfer Tax".	FIN
<u>HB2329</u>	RELATING TO TEMPORARY ASSISTANCE FOR OTHER NEEDY FAMILIES. Requires that applicants for Temporary Assistance for Other Needy Families benefits reside in the State for at least six consecutive months immediately preceding their application to receive such benefits.	HUS, JUD, FIN

		Committee <u>REFERRAL</u>
<u>HB2330</u>	RELATING TO CLIMATE CHANGE. Requires the state office of planning and county planning authorities to take into account a predicted sea level rise of 1 foot above current sea level by 2050 when permitting and planning for development.	EEP/WLO, FIN
<u>HB2331</u>	RELATING TO ADVANCED PRACTICE REGISTERED NURSES. Authorizes advanced practice registered nurses to certify death certificates and certificates of disability for disabled persons to obtain parking placards.	HLT, TRN, CPC/JUD
<u>HB2332</u>	RELATING TO CHILD SUPPORT. Establishes civil fines for an employer's failure to comply with an income withholding order for child support.	HUS, JUD, FIN
<u>HB2333</u>	RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTY-EIGHTH REPRESENTATIVE DISTRICT. Authorizes the issuance of GO bonds and appropriates funds for CIP for the benefit of the 38th representative district.	FIN
<u>HB2334</u>	RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST THE HAWAII ISLAND COMMUNITY DEVELOPMENT CORPORATION. Authorizes the issuance of SPRBs to assist the HICDC to construct a adult day care facility in Hilo, Hawaii.	HUS, FIN
<u>HB2335</u>	RELATING TO THE NATIVE HAWAIIAN ORGANIZATION NOTIFICATION LIST. Requires the office of Hawaiian affairs to make accessible a copy of the federal Native Hawaiian Organization Notification List so that it may serve as a resource by which state agencies and other interested parties may direct information dissemination and address topics including kuleana lands and curatorship.	HAW, WLO/EEP, FIN
<u>HB2336</u>	RELATING TO MOTOR VEHICLE INSURANCE. Effective 1/1/14, requires motor vehicle insurers to electronically report to the insurance commissioner all existing policies within 45 days. Requires each insurer to report cancelled, nonrenewed, altered, and new policies.	TRN, CPC, FIN
<u>HB2337</u>	RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTIETH REPRESENTATIVE DISTRICT.  Appropriates funds for capital improvement projects for the benefit of the 40th representative district. Effective July 1, 2012.	FIN

		Committee REFERRAL
<u>HB2338</u>	RELATING TO THE CREATIVE MEDIA INDUSTRY. Authorizes the Department of Land and Natural Resources to lease public lands for purposes of developing creative media production and post-production facilities by negotiation, without public auction.	WLO/ERB, FIN
<u>HB2339</u>	RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY. Clarifies residency requirements for community representatives of the Kalaeloa Community Development District to the Hawaii Community Development Authority. Makes conforming amendments.	WLO, FIN
<u>HB2340</u>	RELATING TO TRANSPORTATION. Opens the zipper lane to green hybrid vehicles, regardless of the number of occupants. Effective July 1, 2012.	TRN, EEP, JUD
<u>HB2341</u>	RELATING TO FINANCING AGREEMENTS. Specifies that the issuance of certificates of participation does not require legislative approval.	LMG, FIN
<u>HB2342</u>	RELATING TO PUBLIC SAFETY. Requires the governor to provide notice to the legislature within forty-eight hours of the promulgation of an emergency proclamation.	PBM, LMG
<u>HB2343</u>	PROPOSING AN AMENDMENT TO THE HAWAII STATE CONSTITUTION TO REQUIRE DISCLOSURE OF THE NAMES OF JUDICIAL NOMINEES.  Amends the State constitution to require the judicial selection committee to publicly disclose its list of nominees for appointment to the office of the chief justice, supreme court, intermediate appellate court, circuit courts, or district courts concurrently with its presentation of that list to the governor or the chief justice.	JUD, FIN
<u>HB2344</u>	RELATING TO LEGISLATIVE VACANCIES. Conforms the requirements of filling a United States senate vacancy to the United States Constitution by removing the residency requirement and the submission of a list to the Governor of appointees from the same political party as the incumbent who have been members of that party for six months.	JUD

		Committee <u>REFERRAL</u>
<u>HB2345</u>	RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST ST. FRANCIS HEALTHCARE SYSTEM OF HAWAII. Authorizes the issuance of SPRBs of up to \$80,000,000, for St. Francis Healthcare System to construct healthcare facilities. Effective 07/01/12.	HLT, FIN
<u>HB2346</u>	RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS. Consolidates laws regarding professional employer organizations. Establishes professional employer organization special fund into which registration fees are to be deposited.	ERB, CPC, FIN
<u>HB2347</u>	RELATING TO GENERAL OBLIGATION BONDS FOR REVENUE-PRODUCING UNDERTAKINGS. Permits the pledging of receipts other than real property tax and revenues as defined by the state constitution.	FIN
<u>HB2348</u>	RELATING TO REAL ESTATE APPRAISERS. Requires real estate appraisers acting as arbitrators to provide information about the arbitration proceedings to any person upon request. Requires unresolved questions of law to be submitted for judicial relief.	ERB, CPC/JUD
<u>HB2349</u>	RELATING TO COLLECTION OF RESTITUTION FOR CRIME VICTIMS.  Amends the definition of "debt," as defined in section 231-52, HRS, to include court-ordered restitution subject to civil enforcement. Increases deductions from prisoners' earnings from 10% to 25%, for purposes of enforcing restitution orders. Removes court's authority to revoke restitution once ordered. Creates standards and procedures for income-withholding, for purposes of enforcing restitution orders. Extends victims' access to adult probation records, to include access to payment compliance records, for purposes of enforcing restitution orders.	JUD, FIN
<u>HB2350</u>	RELATING TO APPROPRIATIONS FOR THE HONOLULU FAMILY JUSTICE CENTER.  Appropriation to the department of the prosecuting attorney of the city and county of Honolulu for the Honolulu family justice center.	HUS, JUD, FIN
<u>HB2351</u>	RELATING TO APPROPRIATIONS TO THE JUDICIARY. Makes a grant-in-aid to the judiciary for the hiring of 2 judges and necessary staff in the family court of the 1st judicial circuit, to conduct jury trials for misdemeanor domestic violence and domestic violence-related cases.	HUS, JUD, FIN

		Committee <u>REFERRAL</u>
<u>HB2352</u>	RELATING TO OPIHI. Establishes until 06/30/17 a moratorium on the harvesting of opihi on Oahu. Establishes a ban on taking or harvesting opihi statewide, subject to open and closed seasons and traditional rights. Requires annual reports.	WLO, JUD
<u>HB2353</u>	RELATING TO VETERANS CEMETERIES. Requires that the general obligation fund appropriation for land acquisition for expansion of burial space for the veterans cemetery in Makawao, Maui, also be used for planning, design, and construction of the burial space. Appropriates funds. Effective July 1, 2012.	PBM, FIN
<u>HB2354</u>	RELATING TO VETERANS.  Provides funds for the acquisition of land, planning, design, and construction of a care home facility for veterans. Effective July 1, 2012.	PBM, HUS/HLT, FIN
<u>HB2355</u>	RELATING TO MOTOR VEHICLES. Prohibits text messaging while operating a motor vehicle. Imposes penalty of not more than \$100 for each violation.	TRN, JUD
<u>HB2356</u>	RELATING TO MOPEDS.  Prohibits persons driving a moped from carrying any package, bundle, or other article which prevents the person from keeping both hands on the handlebars. Prohibits the operation of a moped with handlebars more than fifteen inches in height above that portion of the seat occupied by the driver. Prohibits the driver of a moped from overtaking and passing in the same lane occupied by the vehicle being overtaken. Prohibits the operation of a moped between lanes of traffic or between adjacent lines or rows of vehicles.	TRN, JUD
<u>HB2357</u>	RELATING TO THE ARTS. Allows fifty per cent of the works of art special fund to be used for performing arts and their related costs. Effective July 1, 2012.	CUA, FIN
<u>HB2358</u>	RELATING TO THE BUILDING CODE. Establishes the Hawaii State Building Code, Hawaii State Building Code Council, and Natural Disaster Preparedness Commission. Effective July 1, 2012.	WLO, PBM, FIN
<u>HB2359</u>	RELATING TO PORTABLE ELECTRONICS INSURANCE. Establishes provisions for the sale of portable electronics insurance. Requires vendors to hold a limited lines license to sell or offer coverage under a policy.	ERB, CPC, FIN

#### HB2360 RELATING TO APPRAISALS.

ERB, CPC/JUD

Arbitration proceedings to determine the fair market value, fair market rental, or fair and reasonable rent of real property where the arbitrator is a real estate appraiser, require: (1) certain information from the proceeding to be released upon request by any person; and (2) the arbitration parties to seek judicial determination of legal issues that the parties cannot agree upon.

#### HB2361 RELATING TO DEBT COLLECTION.

JUD, FIN

Provides that the Attorney General shall collect accounts delinquent for more than 90 days for executive departments, excepting the University of Hawaii. Creates a fund into which an unspecified percent of any money recovered by the Attorney General will be deposited, while the remainder will be returned to the department from which it came. Allows the Attorney General to list and eliminate uncollectable accounts based upon certain criteria.

#### RELATING TO EXTERNAL REVIEW. HB2362

HLT, CPC/JUD,

Allows an enrollee in a managed care plan or the enrollee's appointed representative to appeal an external review decision issued under chapter 432E, Hawaii Revised Statutes, to the

circuit court, hearings officer, or review panel.

### HB2363 RELATING TO THE ESTABLISHMENT OF AN AGRIBUSINESS COOPERATIVE PROGRAM.

AGR, FIN

FIN

Requires the convening of a task force to conduct a study as to whether an agribusiness cooperative program should be

established in Hawaii.

#### RELATING TO FAMILY LEAVE. HB2364

LAB, ERB, FIN

Adds definition of "sibling" to the Family Leave Law. Permits an employee to use family leave to care for a sibling.

### RELATING TO FUNDING FOR WATERSHED HB2365

EEP/WLO, ERB, FIN

PROTECTION.

Requires businesses in the State to collect a 10-cent fee for each single-use checkout bag provided to a customer, with certain exceptions. Subject to income and general excise taxes, allows businesses to keep 20% of the fees collected from 1/1/13 to 12/31/13 and 10% thereafter. Requires fees to be collected on paper bags in counties that currently have ordinances banning plastic bags. Authorizes 20% of the fees collected to be expended by DOH for clean water projects. Authorizes 60% of the fees collected from 1/1/13 to 12/31/13, and 70% thereafter, to be expended by DLNR for watershed protection. Takes effect 1/1/2013.

		Committee <u>REFERRAL</u>
<u>HB2366</u>	RELATING TO THE EAST HAWAII COMMUNITY DEVELOPMENT DISTRICT. Establishes the east Hawaii community development district and board. Requires DLNR to deed certain leases to the board. Effective 07/01/12.	WLO, FIN
<u>HB2367</u>	RELATING TO MARINE LIFE. Establishes a special fund for the marine life conservation program, and authorizes the collection of user fees for marine life conservation districts.	WLO, FIN
<u>HB2368</u>	RELATING TO THE UNIVERSITY OF HAWAII AT HILO. Appropriates funds for a medical residency program at UH-Hilo.	HLT/HED, FIN
<u>HB2369</u>	RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTY-THIRD, THIRTY-FOURTH, AND THIRTY-SIXTH REPRESENTATIVE DISTRICTS. Appropriates funds for capital improvement projects for the benefit of the 33rd, 34th, and 36th representative districts. Effective July 1, 2012.	FIN
<u>HB2370</u>	RELATING TO THE HURRICANE RESERVE TRUST FUND. Provides for the earlier repayment of the amount appropriated and transferred into the general fund from the hurricane reserve trust fund under Act 62, SLH 2011, to address the general fund deficit in fiscal year 2010-2011. Provides for an earlier termination of the relief fund's authority to issue revenue bonds under Act 62.	FIN
<u>HB2371</u>	RELATING TO ENDANGERED AND THREATENED SPECIES. Allows citizen suits to enforce certain conservation statutes, habitat conservation plans, and safe harbor agreements against any person. Repeals the prohibition on approval of issuance of new safe harbor agreements, habitat conservation plans, and incidental take licenses after July 1, 2012.	WLO, JUD, FIN
<u>HB2372</u>	MAKING AN APPROPRIATION FOR THE HAWAII HEALTH AUTHORITY.  Makes an appropriation for the Hawaii health authority.	HLT, FIN

HB2373 RELATING TO HEALTH.

HLT, TRN, FIN

Renames the organ and tissue education special fund to the organ and tissue support and education special fund and permits use of the fund to establish a nonprofit organ transplant center. Imposes a \$1 fee for any new or renewed driver's license to be deposited into the fund and to be repealed on 12/31/2015. Transfers \$500,000 from the emergency medical services special fund to the organ and tissue support and education special fund.

HB2374 RELATING TO THE OFFICE OF LANGUAGE ACCESS. HLT/LAB, FIN

Transfers the Office of Language Access to the Department of Health, as an administratively attached agency. Effective July 1,

2012.

HB2375 RELATING TO THE MORTGAGE RESCUE FRAUD CPC/JUD, FIN

PREVENTION ACT.

Establishes criminal penalties and a mandatory fine for certain violations of the mortgage rescue fraud prevention act. Establishes a special fund to enforce the mortgage rescue fraud prevention act and for related public educational activities.

RELATING TO CAMPAIGN SPENDING. HB2376

JUD, FIN

Repeals current reporting provisions for corporations. Establishes requirements for persons other than individuals, candidates, candidate committees, and noncandidate committees to register with the Campaign Spending Commission and file reports. Allows the Campaign Spending Commission to monitor and penalize persons for absent or deficient filings. Requires more detail in reporting for all persons, especially regarding contributions or expenditures for advertisements or electioneering communications.

HB2377 RELATING TO RENEWABLE ENERGY. EEP, CPC, FIN

Authorizes the public utilities commission to establish a ratepayer-funded hydrokinetic energy rebate program.

RELATING TO FORECLOSURES. **HB2378** 

CPC/JUD, FIN

For mortgage foreclosures by judicial action, specifically prohibits evictions or ejectments of persons in possession of mortgaged property used as a primary residence until the

foreclosure action has been finally adjudicated.

<u>HB2379</u>	RELATING TO GAMING. Authorizes the Hawaiian homes commission to allow gaming on Hawaiian home lands and to consult with the Hawaiian Homes Commission Act, 1920 beneficiaries and designate specific Hawaiian home lands parcels for the purposes of establishing gaming operations. Creates the Hawaii gaming commission to regulate gaming operations. Imposes a wagering tax on gross receipts of gaming operations and provides for distribution to the general fund and Hawaiian home lands trust fund.	HAW, JUD, FIN
<u>HB2380</u>	RELATING TO SHIPPING. Establishes a working group to explore options for reducing the shipping time and costs for transporting goods from Molokai and Lanai to Oahu.	TRN/ERB, CPC, FIN
<u>HB2381</u>	RELATING TO AQUACULTURE AND MARICULTURE. Prohibits the leasing of state marine waters along the north Kohala coast of the island of Hawaii for the construction, expansion, or transfer of any open ocean commercial finfish mariculture facility. Amends the definition of mariculture.	WLO, ERB, FIN
<u>HB2382</u>	MAKING AN APPROPRIATION FOR LIFEGUARD SERVICES AT KEKAHA KAI STATE PARK.  Makes an appropriation for lifeguard services at Kekaha Kai state park.	PBM, FIN
<u>HB2383</u>	RELATING TO AQUACULTURE AND MARICULTURE. Imposes a temporary moratorium on the leasing of state marine waters for the construction, expansion, or transfer of any open ocean commercial finfish mariculture facility. Requires DLNR to submit a report to the legislature on the adequacy of current management practices.	WLO, ERB, FIN
<u>HB2384</u>	RELATING TO LAND USE. Requires the land use commission, upon request, to extend the time period for which a boundary amendment is effective for at least 2 years if the appropriate county officer or agency determines that the petitioner has substantially commenced development.	WLO, FIN
<u>HB2385</u>	RELATING TO THE ENHANCED 911 BOARD. Adds the state CIO to the enhanced 911 board. Reduces the wireless communication service provider members on the board from 3 to 2.	PBM, FIN

		Committee REFERRAL
<u>HB2386</u>	RELATING TO LIQUOR.  Makes it lawful to provide a discount for liquor purchases through coupons or mail-in rebates when purchased with other merchandise.	ERB, CPC
<u>HB2387</u>	RELATING TO NEW MARKETS TAX CREDITS. Expands methods for delivering funding to a community development entity by allowing guarantees and credit enhancements. Increases total maximum funding amounts from \$250,000 to \$5,000,000.	ERB, FIN
<u>HB2388</u>	RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-EIGHTH REPRESENTATIVE DISTRICT. Appropriates funds for capital improvement projects in the 48th representative district.	FIN
<u>HB2389</u>	RELATING TO NET ENERGY METERING. Authorizes group net metering among electric utility customers beginning 7/1/2013. Directs the PUC to adopt rules for group net metering.	EEP, CPC, FIN
<u>HB2390</u>	RELATING TO INCENTIVE PROGRAMS. Creates an incentive program to encourage innovation and savings by the executive departments. Establishes an incentive program to provide cash rewards to state employees whose suggestions or inventions resulting in cost-savings. Authorizes the department to retain cost-savings less the cash award amount. Require auditor to report on efficacy and quality of department's service to public. Makes appropriation.	LAB, FIN
HB2391	RELATING TO LEASEHOLD CONVERSION. Extends the sunset provision of Act 166, SLH 2007, to extend the exemption from taxation of capital gains realized from the sale of leased fee interest in condominium units to association of apartment owners or residential cooperative corporations until 1/1/18.	HSG, FIN
<u>HB2392</u>	RELATING TO CONDOMINIUMS. Allows condominium boards composed of unit owners greater flexibility in: (1) Management contracts signed by developer-controlled condominium boards; and (2) Amending bylaws regarding management contracts.	HSG, CPC

		Committee <u>REFERRAL</u>
<u>HB2393</u>	RELATING TO CONDOMINIUMS. Requires that management contracts that automatically rollover for a period of six months or longer shall require the prior written approval of the board of the rollover term.	HSG, CPC
<u>HB2394</u>	RELATING TO CONDOMINIUMS. Requires that petitioners have adequate time to address concerns at a requested special association meeting. Prohibits a board to adopt any rule for association meetings that would require a majority of the quorum vote to change.	HSG, CPC
<u>HB2395</u>	RELATING TO HOMESTEAD LEASES. Transfers all rights, powers, functions, and duties relating to homestead leases from DLNR to OHA.	WLO/HAW, JUD, FIN
<u>HB2396</u>	RELATING TO OCEAN RESOURCES.  Deletes the "one-gallon per person per day" exception to the prohibition against the removal of sand and other beach or marine deposits, except for materials inadvertently taken, such as those carried away on the body, clothes, toys, recreational equipment, and bags.	WLO, JUD
<u>HB2397</u>	RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SIXTH REPRESENTATIVE DISTRICT.  Appropriates funds for capital improvement projects for the benefit of the 6th representative district. Effective July 1, 2012.	FIN
<u>HB2398</u>	RELATING TO LAND USE. Establishes the Honokohau marina development district on the island of Hawaii.	WLO, FIN
<u>HB2399</u>	MAKING AN APPROPRIATION TO THE OFFICE OF THE PROSECUTING ATTORNEY, COUNTY OF HAWAII. Makes a grant-in-aid to the county of Hawaii office of prosecuting attorney for career criminal prosecution program.	PBM, FIN
<u>HB2400</u>	RELATING TO PUBLIC UTILITIES. Limits the operations of any electric public utility. Requires acquisition of electricity by a power purchase agreement with an unaffiliated entity. Requires utility to purchase lowest cost nonfossil fuel generated electricity prior to purchasing fossil fuel generated electricity. Requires PUC to establish a statewide electricity rate. Exempts IRC section 501(c)(12) utilities. Prioritizes geothermal as a replacement for fossil fuel. Effective 1/01/15.	EEP, CPC, FIN

HB2401 PROPOSING AN AMENDMENT TO ARTICLE IV, SECTION JUD, FIN

2, OF THE HAWAII STATE CONSTITUTION TO ADD A RESIDENCY REQUIREMENT FOR MEMBERS APPOINTED TO THE REAPPORTION MENT COMMUNICATION.

TO THE REAPPORTIONMENT COMMISSION.

Proposes a constitutional amendment to require the two members appointed by each of the senate president, speaker of the house of representatives, and the two so designated by their opposition party, to be from different counties.

HB2402 RELATING TO RECREATIONAL ACTIVITIES. ERB, CPC/JUD

Repeals the statutory requirement that a trier of fact determine whether or not a risk is inherent to a recreational activity when determining whether a commercial provider of recreational

activity is liable for a person's injuries.

HB2403 RELATING TO COMMERCIAL WATERSPORTS. WLO, FIN

Requires DLNR to adopt rules to designate areas where, and time periods during which, commercial watersports equipment may be operated. Prohibits persons from using commercial watersports equipment without a use permit issued by DLNR. Requires a permittee to pay fees to DLNR for a use permit for commercial watersports equipment. Requires DLNR to conduct an annual review of the use permits issued for commercial watersports equipment. Defines "commercial watersports equipment."

<u>HB2404</u> RELATING TO PUBLIC INFORMATION. JUD, FIN

Requires all government agencies, boards, commissions, and committees to post the minutes of their meetings online.

HB2405 RELATING TO HEALTH INSURANCE. HLT, CPC, FIN

Requires health insurers, mutual benefit societies, and health maintenance organizations to provide health care coverage and benefits for autism spectrum disorders beginning after December

31, 2012.

HB2406 RELATING TO HEALTH. HLT, CPC, FIN

Requires the director of health to convene a mental health and substance abuse parity working group to determine how the State can come into compliance with federal mental health and

substance abuse parity laws and regulations and enhance existing

state parity laws.

HB2407 RELATING TO THE ARTS. CUA, EDN, FIN

Appropriates funds for high-quality, integrated, meaningful arts education for students from kindergarten through grade 12.

		Committee <u>REFERRAL</u>
<u>HB2408</u>	RELATING TO TAXATION.  Changes the sunset date of the temporary suspension of the general excise tax exemptions for high technology research and development and for shipbuilding and ship repairs provided for in Act 105, Session Laws of Hawaii 2011. Effective June 30, 2012.	ERB, FIN
<u>HB2409</u>	RELATING TO CONSUMER PROTECTION.  Authorizes the director of commerce and consumer affairs to enforce certain federal laws to protect military members and their families from abusive lending practices.	PBM, CPC, FIN
<u>HB2410</u>	RELATING TO THE MILITARY. Requires the Governor to enter into a memorandum of understanding with the U.S. Department of Defense to provide continued support for the military's presence in Hawaii.	PBM, FIN
<u>HB2411</u>	RELATING TO CAPITAL IMPROVEMENTS. Makes appropriations from general obligation bonds and certain special funds for the planning and design of future construction projects. Effective 07/01/2012.	ERB, FIN
<u>HB2412</u>	RELATING TO HOUSING. Temporarily allows the dwelling unit revolving fund to reimburse the general fund for the principal of general obligation bonds issued for housing projects and programs. Appropriates the moneys reimbursed to repair and maintain public housing units. Effective on 7/1/12, and terminates on 6/30/14.	HSG/ERB, FIN
<u>HB2413</u>	RELATING TO CLEAN AND SOBER HOMES AND HALFWAY HOUSES. Establishes a temporary clean and sober home and halfway house task force. Requires the task force to submit a report to the legislature containing findings and recommendations and any proposed legislation that may be necessary to effectuate those recommendations.	HLT/HUS, FIN
<u>HB2414</u>	RELATING TO CLEAN AND SOBER AND HALFWAY HOME REGULATION. Establishes a licensing requirement for all clean and sober homes and halfway houses and requires the department of health to establish rules to oversee them.	HLT/HUS, FIN

		Committee REFERRAL
<u>HB2415</u>	RELATING TO MEDICAID.  Requires certain medicaid recipients to pay a copayment for prescription drugs covered under the recipients' medicaid benefits in accordance with a system developed by the Department of Human Services. Requires the Department of Human Services to seek the approval of the Centers for Medicare and Medicaid Services prior to the establishment and implementation of such a system.	HUS, FIN
<u>HB2416</u>	RELATING TO EDUCATION. Establishes a School Attendance Working Group within the Department of Education to address issues surrounding high absentee rates in K-12 schools. Effective July 1, 2012.	EDN, FIN
<u>HB2417</u>	RELATING TO RENEWABLE ENERGY. Limits the claimable tax credit to each subject property rather than each renewable energy system on a subject property. Effective 1/1/13 and applies to tax years beginning after 12/31/12.	EEP, FIN
<u>HB2418</u>	RELATING TO THE ATTORNEY GENERAL. Allows businesses with less than 150 employees to enter into cooperative purchasing agreements and exempts these agreements from restraint of trade provisions. Requires parties to agreements to file information with the attorney general and pay a filing fee to support enforcement of the information requirement.	ERB, JUD
<u>HB2419</u>	RELATING TO LAND USE.  Requires counties to seek declaratory ruling from the land use commission for reclassification of lands in a county general plan. Changes to the general plan take effect immediately upon approval of the reclassification by the land use commission.	WLO, FIN
<u>HB2420</u>	RELATING TO HISTORIC STRUCTURES. Establishes a tax credit for qualifying rehabilitation expenses of historic structures. Establishes a revolving fund administered by the state historic preservation division to fund the tax credit.	WLO, FIN
<u>HB2421</u>	RELATING TO FEED MILLS.  Awards a grant to the Oceanic Institute for the construction of the feeds research and pilot production facility. Requires the Oceanic Institute to report to the legislature on the progress of the project. Appropriation.	AGR, FIN

#### HB2422 RELATING TO INTERNET GAMING.

ERB, JUD, FIN

Establishes the Hawaii internet lottery and gaming corporation for the purpose of conducting internet gambling in Hawaii. Allocates proceeds to capital improvements at public schools and the University of Hawaii system, scholarships and educational loan repayments for medical students who practice in Hawaii for 10 years, support for the family practice rural residency program, watershed protection, and reduction and prevention of problem gambling.

#### RELATING TO THE KAANAPALI AQUATIC HB2423

WLO, FIN

RECREATIONAL PARK.

Requires the DLNR to establish and administer an aquatic recreational park pilot program in Kaanapali on the island of Maui.

HB2424 RELATING TO AGRICULTURAL BUILDING PERMITS. AGR, WLO

Exempts from county building permits buildings or structures located on commercial farms or ranches used for general agricultural or aquacultural operations.

HB2425 RELATING TO ELECTIONS. JUD

Requires prior candidate approval of advertisements by a

noncandidate committee.

RELATING TO CHILD VISITATION. HB2426

HUS, JUD, FIN

Permits family court to award reasonable visitation to grandparents if the denial of visitation would cause significant harm to the child. Establishes a rebuttable presumption that visitation decisions made by a parent are in the best interests of the child. Presumption may be rebutted by certain evidence. Identifies factors the court shall consider in awarding visitation. Effective July 1, 2012.

HB2427 RELATING TO THE MILITIA. PBM, ERB, FIN

Establishes an employer income tax credit for taxpayers who maintain employee insurance coverage for national guard members for the duration of the national guards' active duty. Expands the powers of the governor and governor's designee in calling the national guard into active duty. Allows the adjutant general to order the national guard into active service for nonemergency purposes that are necessary and attendant to the mission of the department of defense. Expands the rights granted to national guard members to incorporate rights granted under the Servicemembers Civil Relief Act and the Uniformed Services

Employment and Reemployment Rights Act.

		Committee <u>REFERRAL</u>
<u>HB2428</u>	RELATING TO TUITION WAIVERS. Allows the University of Hawaii and the community colleges to waive tuition for spouses and children of totally disabled veterans and active or reserve members of the armed forces who were killed in action.	PBM, HED, FIN
<u>HB2429</u>	RELATING TO THE BOARD OF AGRICULTURE. Allows ex officio members of the Board of Agriculture to designate a representative for board meetings.	AGR
<u>HB2430</u>	RELATING TO AGRICULTURE. Creates an agricultural development and food security program within the Department of Agriculture. Effective 7/1/2012.	AGR, FIN
<u>HB2431</u>	RELATING TO AGRICULTURAL POLICY.  Amends objectives and policies for the economy to support the purchase and consumption of locally grown products. Effective upon approval.	AGR, FIN
<u>HB2432</u>	RELATING TO PROCUREMENT.  Exempts the purchase of fresh meats and produce and animals and plants by any governmental body from the Hawaii Public Procurement Code.	AGR/ERB, FIN
<u>HB2433</u>	RELATING TO LIVESTOCK FEED. Creates a livestock feed feasibility pilot project to investigate the viability of a livestock feed program on Department of Agriculture land. Effective on approval.	AGR, FIN
<u>HB2434</u>	RELATING TO THE STATE BUILDING CODE. Abolishes the State Building Code Council, provides for a transition from the current to the new proposed law, and requires the counties to adopt building codes with their revisions or opt out of adoption.	WLO, FIN
<u>HB2435</u>	RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS.  Administratively places the State Foundation on Culture and the Arts within the Department of Business, Economic Development, and Tourism instead of the Department of Accounting and General Services.	CUA, ERB, FIN
<u>HB2436</u>	RELATING TO THE INFORMATION PRIVACY AND SECURITY COUNCIL. Allows the Comptroller to designate a replacement to serve and chair the Information Privacy and Security Council.	JUD

		Committee <u>REFERRAL</u>
<u>HB2437</u>	RELATING TO ELECTIONS.  Makes an appropriation of \$1,725,000 for fiscal year 2011-2012 to fund the voting system contract for conducting of the 2012 elections.	JUD, FIN
<u>HB2438</u>	MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES.  Makes emergency appropriations for claims against the State, its officers, and its employees that were submitted during the regular session of 2011 but were not funded.	JUD, FIN
<u>HB2439</u>	RELATING TO EMPLOYER-UNION HEALTH BENEFITS TRUST FUND.  Amends section 87A-1, Hawaii Revised Statutes, to add a new definition of "credited service" and to clarify the definitions of "employee" and "part-time, temporary, and seasonal or casual employee."	LAB, FIN
<u>HB2440</u>	RELATING TO ACTIONS BY AND AGAINST THE STATE. Clarifies that section 661-1, Hawaii Revised Statutes, only waives the State's sovereign immunity with respect to a claim "founded upon a statute," if the Legislature has unequivocally waived the State's immunity in a separate statute.	JUD
<u>HB2441</u>	RELATING TO CHILD SUPPORT ENFORCEMENT. Includes the date that services for remuneration were first performed as information to be provided to the Child Support Enforcement Agency through the new hire reporting process.	HUS, JUD
<u>HB2442</u>	RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL.  Amend sections 28-16 and 661-22, Hawaii Revised Statutes, to enable the Attorney General to retain and deposit fifteen percent of any recovery from any civil action or settlement of a civil claim initiated or prosecuted by the Attorney General to be used for staffing, expenses, equipment, and training.	JUD, FIN
<u>HB2443</u>	RELATING TO ATTORNEY'S FEES. Clarify that section 28-6, Hawaii Revised Statutes, allows a court to award the Department of the Attorney General attorney's fees and litigation costs when it prevails in a lawsuit.	JUD, FIN
<u>HB2444</u>	RELATING TO DRIVERS' LICENSES.  Authorizes state, county, and city governmental agencies to use chapter 287, Hawaii Revised Statutes, to suspend the driver's license of an individual who has refused to pay a debt owed to a governmental agency, following judgment or order.	TRN, JUD, FIN

## **Committee** REFERRAL HB2445 RELATING TO THE TAX LIEN AND ENCUMBRANCE TRN, JUD, FIN RECORD. Amends section 286-46, Hawaii Revised Statutes, to allow the recordation of outstanding judgments payable to state or county agencies as a condition precedent to the vehicle's renewal, registration, or transfer of ownership, and to exempt state or county agencies from paying the statutory fee of \$5. HB2446 RELATING TO THE PROBATE CODE. JUD, FIN Prevents the statute of limitations from precluding a state agency's claim against a decedent's estate unless the agency receives actual notice of the commencement of the decedent's probate case. HB2447 RELATING TO FURNISHING THE DATE OF VITAL HLT, JUD, FIN EVENTS TO GOVERNMENTAL AGENCIES WITHIN THE STATE OF HAWAII THAT REQUEST VERIFICATION. Amends section 338-18, Hawaii Revised Statutes, to allow the Department of Health to disclose dates of vital events to governmental agencies within the State of Hawaii seeking verification of information contained in vital statistics records for purposes of updating official lists. RELATING TO MEDICAID. HB2448 HUS, JUD, FIN Establishes a formula for calculating the amount to be contributed by the State, towards a claimant's attorney's fees and costs, in lieu of recovering the full amount as stated in section 346-37(f) and (h), Hawaii Revised Statutes. HB2449 RELATING TO MEDICAID. HUS, JUD, FIN Amends section 346-1, Hawaii Revised Statutes, to define, for the limited purpose of reimbursing Medicaid for benefits paid out, the term "value of damages" as the total amount that a Medicaid recipient receives from a settlement or what a court or jury awards to the Medicaid recipient. RELATING TO MEDICAID. HB2450 HUS/HLT, JUD, Amends section 346-1, Hawaii Revised Statutes, to define the **FIN**

RELATING TO MEDICAID.

basis.

Amends sections 346-29.5(b) and 346-37(g), Hawaii Revised Statutes, to state that the lien amount in the Notice of Lien sent by the Department of Human Services for reimbursement of

HUS, JUD, FIN

term "medical institution" as being an institution created for the practice of medicine and for caring for patients on a long-term

Medicaid benefits shall be presumed to be valid.

HB2451

		Committee <u>REFERRAL</u>
<u>HB2452</u>	RELATING TO NOTARIES PUBLIC. Clarify the information required to be on notary seals and increase the fees to become a notary and to renew a notary commission.	JUD, FIN
<u>HB2453</u>	RELATING TO CIVIL IDENTIFICATION.  To make the Director of Transportation responsible for the non-driver's identification card program for the State of Hawaii and to have the non-drivers' identification cards issued by the examiners of drivers in each county to comply with the federal REAL ID Act of 2005, division B of Public Law No. 109-13, by January 15, 2013.	TRN, FIN
<u>HB2454</u>	RELATING TO THE RAP BACK PROGRAM OF THE HAWAII CRIMINAL JUSTICE DATA CENTER. Allows programs statutorily authorized to obtain criminal history record checks on employment and licensing applicants to participate in the rap back program.	JUD, FIN
<u>HB2455</u>	RELATING TO STATE CODE OF ETHICS. Excepts members of groups convened solely to provide comments, share technical knowledge or expertise, or assist in formulating recommendations to, with or for the Legislature, Governor, or other state departments, agencies, or boards, from chapter 84, Hawaii Revised Statutes, State Ethics Code.	JUD
<u>HB2456</u>	RELATING TO THE PUBLICATION OF NOTICES. Allows government agencies to publish notices electronically on the official government websites in lieu of publication in a newspaper or other written publication.	FIN
<u>HB2457</u>	RELATING TO LIMITED EXEMPTION UNDER STATE ETHICS CODE REGARDING CHARITABLE EVENTS. Exempts from restrictions on gifts under the ethics code invitations or complimentary tickets to a widely attended charitable event from a charitable entity, whether or not the charitable entity is the host of the charitable event. Requires disclosure. Effective July 1, 2012.	JUD
<u>HB2458</u>	RELATING TO CONVERSIONS BY NONPROFIT CORPORATIONS. Repeals provisions regarding conversions by nonprofit corporations.	CPC/JUD
<u>HB2459</u>	RELATING TO TORT LIABILITY. Clarifies the definition of "similar circumstances" concerning joint liability in certain motor vehicle accidents.	TRN, JUD, FIN

		Committee <u>REFERRAL</u>
<u>HB2460</u>	RELATING TO GOVERNMENT TORT ACTIONS. Clarifies certain limitations regarding the State's liability in tort cases and brings the State's liability in line with similar federal liability in many cases.	JUD, FIN
<u>HB2461</u>	RELATING TO GOVERNMENT TORT LIABILITY. Amends section 662-5, Hawaii Revised Statutes, to allow the State of Hawaii to demand a trial by jury in the same manner as a private individual in a tort action.	JUD, FIN
<u>HB2462</u>	RELATING TO PUBLIC LAND LIABILITY.  Amends and clarifies the definition of "improved public lands" for the limitation of liability for public entities based on the duty to warn of dangers on public lands.	WLO, JUD
<u>HB2463</u>	RELATING TO PUBLIC LAND LIABILITY.  Makes permanent the limitations of liability for public entities based on the duty to warn of dangers on public lands.	WLO, JUD
<u>HB2464</u>	RELATING TO LANDOWNERS' LIABILITY. Amends section 520-2, Hawaii Revised Statutes, to delete the exclusion of lands owned by the government in the definition of "land."	WLO, JUD
<u>HB2465</u>	RELATING TO THE DISCLOSURE OF VITAL STATISTICS RECORDS TO LAW ENFORCEMENT OFFICERS. Authorizes the Department of Health to provide certain public health records to law enforcement officers to facilitate criminal investigations.	HLT/PBM, JUD
<u>HB2466</u>	RELATING TO THE POWER OF ARREST.  Adds the federal bureau of investigation and the United States immigration and customs enforcement to the list of federal agencies whose officers may make arrests for certain offenses under state law. Removes the citizenship and immigration services from the list. Adds proper titles of the heads of the district offices for the listed federal agencies.	PBM, JUD
<u>HB2467</u>	RELATING TO CHILD ABUSE.  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.	HUS, JUD

HB2468

## RELATING TO FALSE CLAIMS TO THE STATE.

JUD. FIN

Brings the State's false claims law into compliance with the Federal False Claims Act in order to meet federal requirements that state laws provide the same or greater protections as those established under section 1909 of the Social Security Act. By meeting the federal requirements, the State will be able to continue to retain an additional ten percent of civil recoveries in cases brought under the false claims law that involve federal programs.

HB2469

### RELATING TO SEX OFFENDER REGISTRATION.

JUD, FIN

Adds comparable foreign convictions and tribal convictions to covered offenses; makes offenders who are subject to sex offender registration or notification in their jurisdiction of conviction, covered offenders under Hawaii law; makes it clear that a covered offender must register and report the offender's permanent residence, current temporary residence, or if an address is not available, a description of the place or area in which the covered offender resides; amends the definition of "conviction" in section 846E-1, Hawaii Revised Statutes, to clarify that conviction, for purposes of sex offender registration, occurs on the date judgment is entered; creates a tier classification for any covered sexual offenses that are not clearly included within the current tier classification law; addresses the problem of covered offenders who do not have registered residences to which the post office can deliver mail and cannot receive the ninety-day verification mailings by requiring these offenders to report in person once per month; and repeals the definitions of "mental abnormality, "personality disorder," and "predatory."

HB2470

### RELATING TO HOMICIDE.

TRN, JUD

Amends the driver's license revocation provisions to allow license revocation for a period of time up to the maximum term of probation allowable when a driver is convicted of manslaughter resulting from the operation of a vehicle, or negligent homicide in the first or second degrees; allows for up to two years of imprisonment when a convicted defendant is sentenced to probation for manslaughter; and clarifies that probation is an applicable sentence for manslaughter.

HB2471

### RELATING TO TORT LIABILITY.

PBM, JUD

Repeals the sunset date and makes permanent the law shielding county lifeguards from liability.

		Committee REFERRAL
<u>HB2472</u>	RELATING TO SEXUAL IMAGES PRODUCED BY MINORS.  Prohibits adults from soliciting minors to electronically transmit nude images of minors; prohibits minors from electronically transmitting nude images of themselves or other minors, or soliciting other minors to do so; prohibits persons from possessing a nude image transmitted by a minor; and makes it an affirmative defense that the recipient made reasonable efforts to destroy the transmitted nude image.	HUS, JUD
<u>HB2473</u>	RELATING TO PRISON LITIGATION. Requires prisoners to exhaust administrative remedies before bringing a civil court action.	PBM, JUD, FIN
<u>HB2474</u>	RELATING TO PRISON LITIGATION. Imposes certain limitations and conditions on in forma pauperis prisoner lawsuits.	PBM, JUD, FIN
<u>HB2475</u>	RELATING TO PUBLIC MEETINGS. Use of interactive conference technology to increase ability of members of state and county boards and commissions to attend board meetings.	JUD, FIN
<u>HB2476</u>	MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES.  Makes appropriations for claims against the State, its officers, and its employees.	JUD, FIN
<u>HB2477</u>	RELATING TO THE SMALL BUSINESS REGULATORY REVIEW BOARD.  Transfers the Small Business Regulatory Review Board from the Department of Business, Economic Development, and Tourism to the Department of Commerce and Consumer Affairs, and authorizes the expenses of the board to be funded from the Compliance Resolution Fund; and requires each agency to notify the board on an annual basis of any rules to be amended or repealed to reflect a statutory amendment or repeal.	ERB, CPC, FIN
<u>HB2478</u>	RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM. Increases the Hula Mae Multifamily Revenue Bond authorization amount.	HSG, FIN

		Committee REFERRAL
<u>HB2479</u>	RELATING TO CREATIVE MEDIA DEVELOPMENT. Amends section 235-17, Hawaii Revised Statutes, by expanding the definitions of qualified productions to include animation or special and visual effects and productions for internet distribution and providing the sunset date for the tax credit as amended by this Act as January 1, 2020.	ERB, FIN
<u>HB2480</u>	RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY. Amends section 206E-191, Hawaii Revised Statutes, to permit the Hawaii Community Development Authority's Kalaeloa Community Development District ex-officio members to designate a representative with voting powers in the event they are unable to attend an authority meeting.	WLO, FIN
<u>HB2481</u>	RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY. Clarifies notice requirements for the Hawaii Community Development Authority's public hearings.	WLO, FIN
<u>HB2482</u>	RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY. Extends the Hawaii Community Development Authority's authority to sell or lease all or a portion of the real or personal property constituting a redevelopment project to all projects.	WLO, FIN
<u>HB2483</u>	RELATING TO ENVIRONMENT. Creates a climate change adaptation policy for the State of Hawaii by amending the Hawaii State Planning Act to include climate change adaptation priority guidelines.	EEP, FIN
<u>HB2484</u>	RELATING TO ELECTRIC VEHICLES. Codifies Act 290, Session laws of Hawaii 1997, requirement for the Department of Transportation to adopt rules for the registration of, and issuance of license plates for, electric vehicles and revises and codifies electric vehicle exemptions from parking fees and High Occupancy Vehicle lane restrictions.	TRN, EEP, FIN
<u>HB2485</u>	RELATING TO ELECTRIC VEHICLE PARKING. Clarifies the electric vehicle parking requirement.	TRN, EEP, FIN
<u>HB2486</u>	RELATING TO UNCLAIMED PROPERTY. Requires holders of unclaimed property to remit all property with their November 1 report and corrects references to the Unclaimed Property Trust Fund.	JUD, FIN

HB2487 RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM. LAB, FIN

Corrects errors; harmonizes ordinary disability and ordinary death benefits for new members of the Employees' Retirement System with their service retirement benefits; and harmonizes age and service requirements for judges who are currently members of the Employees' Retirement System with the requirements for other contributory plan members.

HB2488 RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM. LAB, FIN

To prevent unexpected increases in pension benefits and in the unfunded actuarial accrued liability of the Employees' Retirement System by limiting the amount of compensation included in "average final compensation" and requiring employers to pay the additional costs resulting from spiking.

HB2489 RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM. LAB, FIN

Changes one of the requirements to become a member of the Board of Trustees of the Employees' Retirement System of the

State of Hawaii.

HB2490 RELATING TO ELECTRIC UTILITIES. EEP, CPC, FIN

Authorizes the Public Utilities Commission to allow electric utility companies to recover all non-energy power purchase costs from long-term power purchase agreements, thus mitigating associated imputed debt or debt equivalence. Effective July 1,

2012.

HB2491 RELATING TO THE HAWAII EMPLOYER-UNION HEALTH LAB, FIN

BENEFITS TRUST FUND.

Authorizes the board of the Employer-Union Health Benefits Trust Fund to create a trust fund for the purpose of receiving employer contributions that will prefund post-employment health and other benefit costs for retirees and their beneficiaries.

HB2492 RELATING TO THE HAWAII EMPLOYER-UNION HEALTH LAB, FIN

BENEFITS TRUST FUND.

Changes the date that the base monthly contribution is annually adjusted from July 1 of each year to January 1 of each year.

HB2493 RELATING TO COLLECTIVE BARGAINING COST ITEMS. LAB, FIN

Provides Employer contributions amounts for plan years 2011-2012 and 2012-2013 for Hawaii Employer-Union Health Benefits Trust Fund health benefit plan premiums for the employees of collective bargaining unit 9 and their excluded

counterparts.

		Committee REFERRAL
<u>HB2494</u>	RELATING TO COLLECTIVE BARGAINING COST ITEMS. Provides Employer contributions amounts for plan years 2011-2012 and 2012-2013 for Hawaii Employer-Union Health Benefits Trust Fund health benefit plan premiums for the employees of collective bargaining unit 10 and their excluded counterparts.	LAB, FIN
<u>HB2495</u>	RELATING TO COLLECTIVE BARGAINING COST ITEMS. Provides Employer contributions amounts for plan years 2011-2012 and 2012-2013 for Hawaii Employer-Union Health Benefits Trust Fund health benefit plan premiums for the employees of collective bargaining unit 11 and their excluded counterparts.	LAB, FIN
<u>HB2496</u>	RELATING TO BUSINESS REGISTRATION. To clarify and correct ambiguities and errors in Hawaii's business registration laws.	ERB, CPC, FIN
<u>HB2497</u>	RELATING TO SECURITIES. Clarifies and corrects ambiguities and errors in Hawaii's securities laws.	CPC
<u>HB2498</u>	RELATING TO ESCROW DEPOSITORIES.  Amends the fee structure for services provided by the Division of Financial Institutions of the Department of Commerce and Consumer Affairs for escrow depository regulation; amends fines for violations of escrow depository regulations; and adjusts bond requirements for escrow depositories.	CPC, FIN
<u>HB2499</u>	RELATING TO FINANCIAL INSTITUTIONS. Adjusts regulatory fees for financial institutions to more accurately reflect today's economy.	CPC, FIN
<u>HB2500</u>	RELATING TO MONEY TRANSMITTERS.  Amends the fee structure for services provided by the Division of Financial Institutions for the regulation of money transmitters; amends the fine for violations of money transmitter regulations.	CPC, FIN
<u>HB2501</u>	RELATING TO MORTGAGE LOAN ORIGINATION.  Amends the Secure and Fair Enforcement for Mortgage  Licensing Act to reflect recent federal changes and adjust fees in  consideration of the new regulatory requirements.	CPC, FIN

		Committee REFERRAL
<u>HB2502</u>	RELATING TO MORTGAGE SERVICERS. Requires every mortgage servicer who provides loan modification services that would require licensure as a mortgage loan originator to be licensed as a mortgage loan originator in addition to being licensed as a mortgage servicer.	CPC, FIN
<u>HB2503</u>	RELATING TO CAPTIVE INSURANCE COMPANIES. Amends captive insurance company law (article 19, chapter 431, Hawaii Revised Statutes).	CPC, FIN
<u>HB2504</u>	RELATING TO ENTITIES REGULATED BY THE INSURANCE COMMISSIONER. Removes confusing and obsolete provisions to streamline licensing process; updates financial regulatory requirements to be more consistent with requirements placed on traditional insurance companies; and modernizes the fee amounts paid by these entities.	HLT, CPC, FIN
<u>HB2505</u>	RELATING TO INSURANCE. Updates the laws governing guaranty associations in conformity with the National Association of Insurance Commissioners' Property and Casualty Insurance Guaranty Model Act and the Life and Health Insurance Guaranty Association Model Act.	CPC, FIN
<u>HB2506</u>	RELATING TO INSURANCE. Eliminates underlying producer license requirement for applying and obtaining surplus lines broker license; provides greater clarity and consistency in licensing insurance producers selling annuity products; clarifies reinsurance intermediary licensing requirements and removes unnecessary licensing conditions.	CPC, FIN
<u>HB2507</u>	RELATING TO INSURANCE. Requires the Insurance Commissioner to publish listing of homeowners insurers and homeowners insurance premium rates in a newspaper of general circulation in the State annually; and allows the Insurance Commissioner to specify interim rates upon disapproval of insurance rate filings for property and casualty insurance.	HSG, CPC, FIN
<u>HB2508</u>	RELATING TO COLLECTION AGENCIES. Clarifies and strengthens enforcement provisions for exempt out- of-state collection agencies and increases fines for collection agencies governed under chapter 443B, Hawaii Revised Statutes.	CPC, FIN

## **Committee** REFERRAL HB2509 MAKING AN EMERGENCY APPROPRIATION FOR PBM, FIN REIMBURSEMENT OF COSTS RELATED TO THE ASIA-PACIFIC ECONOMIC COOPERATION MEETINGS. Provides reimbursements of funds to the seven departments that incurred costs for planning, safety, and security necessary for the Asia-Pacific Economic Cooperation meetings held in November 2011. HB2510 RELATING TO THE HAWAII STATE PUBLIC LIBRARY EDN, FIN SYSTEM. Clarifies that the transfer of certain functions pertaining to education personnel and facilities by Act 51, Session Laws of Hawaii 2004, did not apply to the Hawaii State Public Library System and its employees. HB2511 RELATING TO LIBRARIES. EDN, FIN Update Hawaii Revised Statutes, chapter 312 so it accurately reflects long-standing State Board of Education and Hawaii State Public Library System practice. RELATING TO GOVERNMENT PUBLICATIONS. HB2512 EDN, FIN Updates the existing chapter 93, Hawaii Revised Statutes, in response to changes in technology and reduces printing, workload, and delivery costs for all state and county agencies. HB2513 RELATING TO EDUCATION. EDN/LAB, FIN Provides flexibility to Department of Education to implement student health programs by deleting certain operational requirements established by law and deletes the requirement to adopt rules. RELATING TO PUBLIC SAFETY. HB2514 PBM, JUD, FIN Based on analysis and policy options developed as part of the justice reinvestment initiative. Amends statutes to require a pretrial risk assessment to be conducted within three working; expand the parole board and require the use of validated risk assessments to guide parole decisions; limit length of

## HB2515 RELATING TO CRIME.

PBM, JUD, FIN

To promulgate law effecting implementation of criminal justice system policies and practices that would address inefficiencies in processing pretrial defendants, improve the targeting and allocation of resources aimed at reducing recidivism, and strengthening accountability by offenders.

incarceration for first-time parole violators; increase victim restitution payments by inmates; require a period of parole

supervision prior to the maximum sentence date.

		Committee <u>REFERRAL</u>
<u>HB2516</u>	MAKING AN APPROPRIATION FOR EARLY CHILDHOOD HEALTH. Appropriates funds to the Department of Health to support early childhood development.	HLT, FIN
<u>HB2517</u>	RELATING TO THE AGING AND DISABILITY RESOURCE CENTERS.  Create aging and disability resource centers in each county to streamline access to long-term supports and services for older adults, persons with disabilities, and family caregivers.	HUS/HLT, FIN
<u>HB2518</u>	RELATING TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES.  To appropriate moneys for the business and technology transformation initiative in fiscal year 2012-2013 to prepare the State for the larger transformation activities that will be defined in the forthcoming information technology strategic plan.	ERB, FIN
<u>HB2519</u>	RELATING TO EARLY LEARNING. Appropriates funds to the Department of Education to support early childhood education.	EDN/HUS, FIN
<u>HB2520</u>	RELATING TO ENVIRONMENTAL PROTECTION.  Appropriate funds to the Department of Land and Natural Resources for the immediate protection of priority watershed forests to replenish Hawaii's water supplies and provide many other fundamental benefits to Hawaii's environmental health.	WLO/EEP, FIN
<u>HB2521</u>	RELATING TO THE PUBLIC TRUST LANDS. Conveys Kakaako Makai lands to Office of Hawaiian Affairs, and resolves all disputes and controversies, and extinguishes, discharges and bars all claims, suits, and actions relating to OHA's portion of income and proceeds from the public trust lands for the period November 7, 1978 through June 30, 2012	WLO/HAW, JUD, FIN
<u>HB2522</u>	MAKING APPROPRIATIONS TO RECAPITALIZE STATE FISCAL RESERVES. Makes general fund appropriations of \$20,000,000 for fiscal year 2011-2012 and \$43,700,000 for fiscal year 2012-2013 to recapitalize the Emergency and Budget Reserve Fund and makes general fund appropriations of \$55,000,000 for fiscal year 2011-2012 and \$56,000,000 for fiscal year 2012-2013 to recapitalize the Hawaii Hurricane Relief Fund.	FIN

HB2523 RELATING TO INTERISLAND ELECTRIC TRANSMISSION WLO/EEP/CPC, CABLE SYSTEMS. FIN Establishes a regulatory structure for the installation and implementation of an interisland high voltage electric transmission cable system and for the construction of on-island transmission infrastructure. RELATING TO THE REGULATION OF HB2524 ERB, CPC, TELECOMMUNICATIONS AND CABLE TELEVISION FIN/LMG SERVICES. Creates a communications division within the Department of Commerce and Consumer Affairs to regulate telecommunications and cable television services; to promote the development of broadband infrastructure; and to advance the provision of broadband, telecommunications, and video programming services. EEP, CPC, FIN RELATING TO ELECTRICITY. HB2525 Authorizes the Public Utilities Commission to develop, adopt, and enforce reliability standards for electric systems, and to oversee electric grid access; authorizes the Public Utilities Commission to contract for the performance of related duties with a party to be named the Hawaii Electricity Reliability Administrator. Effective July 1, 2012. CPC, FIN HB2526 RELATING TO REPORTING REQUIREMENTS FOR TELECOMMUNICATIONS AND CABLE TELEVISION PROVIDERS. Requires reporting by telecommunications and cable television providers to the Department of Commerce and Consumer Affairs and provides confidentiality for certain information and reports submitted. RELATING TO EDUCATION. EDN/LAB, FIN HB2527 Provides the department the directive, means and flexibility to establish a performance management system that cultivates and supports highly effective educators and that implements our State's race to the top commitments. RELATING TO THE DEPARTMENT OF HAWAIIAN HOME HB2528 HAW, WLO/HSG, LANDS. **FIN** Extends the repeal date in Act 187, Session Laws of Hawaii 2010, to continue the pilot program that enables the Department

of Hawaiian Home Lands to begin housing and other projects without having the full amount of the cost of the projects on hand

at the start of the project.

<u>HB2529</u>	RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS.  Exempts expenditures less than \$250,000 from trust funds identified in section 213(d), Hawaiian Homes Commission Act, 1920, as amended, from the requirements of chapter 103D, Hawaii Revised Statutes.	HAW, ERB, FIN
<u>HB2530</u>	RELATING TO RENEWABLE ENERGY REVENUE. Identifies geothermal royalties and revenue from public land dispositions to renewable energy producers as supplemental sources of revenue for the Native Hawaiian Rehabilitation Fund.	HAW, WLO/EEP, FIN
HB2531	RELATING TO THE HAWAIIAN HOMES COMMISSION ACT. Allows the chairman, with unanimous consent of the commission, to suspend administrative rules for the purpose of awarding a lease to a native Hawaiian who has been on the waitlist for at least twenty years.	HAW, FIN
<u>HB2532</u>	RELATING TO A DISCOUNT AND SAVINGS PROGRAM. Establishes a discount and savings program to generate revenue for the Department of Hawaiian Home Lands for the purpose of maintaining its trust lands and communities, and educating participants about the state's lands and natural resources.	HAW, ERB, FIN
<u>HB2533</u>	RELATING TO THE DEFINITION OF AGGRAVATED CIRCUMSTANCES IN THE CHILD PROTECTIVE ACT. Ensures that the definition of "aggravated circumstances" in chapter 587A, Hawaii Revised Statutes, is consistent with recent changes to the federal Child Abuse Prevention and Treatment Act provisions.	HUS, JUD
<u>HB2534</u>	RELATING TO DEATH BENEFITS.  Makes permanent the decreased funeral benefit for medical and financial assistance recipients, establishes that the Department of Human Services may bear the cost for crematory and mortuary services for unclaimed dead human bodies and that the Department of Human Services may approve a determination that a dead human body is unclaimed.	HUS, FIN
<u>HB2535</u>	RELATING TO PSYCHOTROPIC MEDICATIONS IN MEDICAID.  Makes permanent previous changes to the psychotropic medication statute that ensure access to medically necessary psychotropic medications while allowing cost-effective strategies.	HUS/HLT, FIN

## **Committee** REFERRAL HB2536 RELATING TO INSURER REQUIREMENTS. HUS, CPC, FIN Requires all commercial health care insurers operating in Hawaii to share with the Department of Human Services, a listing of their members for medicaid eligibility determination. HB2537 RELATING TO DISCLOSURE OF RECORDS CONCERNING HUS. JUD APPLICANTS AND RECIPIENTS OF HUMAN SERVICES AFTER AN IN CAMERA REVIEW BY THE COURT. Allows the Department of Human Services to disclose confidential records pursuant to a court order, after an in camera review of the records by the court, upon a showing of good cause by the party seeking the release of the records. RELATING TO EXEMPTIONS FROM CHILD CARE HB2538 HUS, EDN, FIN LICENSING. Adds exemptions for any kindergarten, school, or program licensed by the Charter School Review Panel, the Hawaii Council of Private Schools, or any federal agency from child care licensing by the Department of Human Services. RELATING TO ADULT ABUSE PREPETRATOR CHECKS HB2539 HUS, JUD, FIN FOR CHILD CARE PROVIDERS. Allows the Department of Human Services to conduct adult abuse perpetrator checks on providers, license exempt pursuant to section 346-152, Hawaii Revised Statutes, who care for children receiving child care subsidies from the department, applicants who want to operate a child care facility, prospective employees of the applicant, licensed child care providers, and new employees of the registered or licensed provider. HB2540 RELATING TO FEES FOR CHILD CARE LICENSING AND HUS, FIN REGISTRATION. Allows the Department of Human Services to charge reasonable fees to obtain a child care license or certificate of registration and establishes a special fund. RELATING TO CONTRACT PROPOSALS FOR CHILD HB2541 HUS, FIN CARE. Allows an exception to allow for proposals to be received from organizations that are not yet licensed to operate a child care program at a facility specified in the request for proposals. RELATING TO THE HAWAII INTERAGENCY COUNCIL HB2542 HSG, FIN ON HOMELESSNESS. Establishes the Hawaii Interagency Council on Homelessness to be administratively placed within the Department of Human

Services; makes an appropriation for administrative expenses.

		Committee <u>REFERRAL</u>
<u>HB2543</u>	RELATING TO PUBLIC HOUSING. Reduces the minimum number of resident board member candidates from five to three that must be submitted by the Resident Advisory Board of the Hawaii Public Housing Authority for consideration by the Governor for appointment to the Authority's Board of Directors.	HSG, FIN
<u>HB2544</u>	RELATING TO PUBLIC HOUSING. Authorizes the Board of Directors of the Hawaii Public Housing Authority to set the executive director's compensation based on a comparability analysis, and other factors.	HSG, FIN
<u>HB2545</u>	RELATING TO FINANCIAL ABUSE OF ELDERS. Amend section 412:3-114.5, Hawaii Revised Statutes, to require financial institutions to report instances of suspected financial abuse of an elder directly to the appropriate police department instead of the Department of Human Services.	HUS, PBM, FIN
<u>HB2546</u>	MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FOR HEALTH CARE PAYMENTS.  Makes an emergency appropriation from the general revenues of the State of Hawaii for fiscal year 2011-2012 to address the budget shortfall in for the health care payments program (HMS 401) in the Department of Human Services. Effective upon approval.	HUS, FIN
HB2547	MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES.  Makes an emergency appropriation from general revenues of the State of Hawaii for fiscal year 2011-2012 to address the budget shortfall for General Support for Health Care Payments (HMS 902) in the Department of Human Services.	HUS, FIN
<u>HB2548</u>	RELATING TO EMPLOYMENT EXEMPTION FOR DOMESTIC SERVICES AUTHORIZED BY THE DEPARTMENT OF HUMAN SERVICES.  Amends the definition of "employment" in the workers' compensation, temporary disability insurance, and prepaid health care statutes by clarifying the "domestic services" exclusion for services authorized by the Department of Human Services.	HUS, LAB, FIN

		Committee REFERRAL
<u>HB2549</u>	RELATING TO QUALIFIED COMMUNITY REHABILITATION PROGRAMS. Repeals the requirement for the Department of Human Resources Development to submit annual reports to the Legislature regarding expenditures of qualified community rehabilitation programs.	LAB, FIN
<u>HB2550</u>	RELATING TO LEAVES OF ABSENCE. Repeals section 76-30.5, Hawaii Revised Statutes, which limits excluded civil service employees to take a leave of absence of less than one year to fill certain appointed positions.	LAB, FIN
<u>HB2551</u>	RELATING TO THE DISABILITY AND COMMUNICATION ACCESS BOARD SPECIAL FUND.  Amends the purpose of the Disability and Communication Access Board Special Fund to allow for the receipt of various fees, including fees from the credentialing of interpreters.	HLT, FIN
<u>HB2552</u>	RELATING TO FUNDING FOR PARKING FOR DISABLED PERSONS. Increases the state vehicle registration fee by \$1, to be deposited into the Disability and Communication Access Board Special Fund to cover the costs of administering the parking program for persons with disabilities.	TRN, FIN
<u>HB2553</u>	RELATING TO BUILDING DESIGN FOR PERSONS WITH DISABILITIES. Requires the Disability and Communication Access Board (DCAB) to charge fees to defray expenses of reviewing construction plans to ensure compliance with law, establishes a fee schedule to be effective January 1, 2013, and requires the fees to be deposited into the DCAB special fund.	WLO, FIN
<u>HB2554</u>	RELATING TO HOSPITAL LICENSING.  Permits the Department of Health the option of recognizing full accreditation by the Joint Commission as evidence of hospital compliance with all licensing inspection for the duration of the accreditation.	HLT, FIN
<u>HB2555</u>	RELATING TO VITAL STATISTICS FEES. Raises the fees associated with vital statistics certified copy and expedited and correction services.	HLT, FIN

HLT, FIN

HB2556 RELATING TO DISPOSITION OF DEAD HUMAN BODIES. HLT. FIN

> Repeals the authority of the department of health to deliver or distribute an unclaimed dead human body to a university, hospital, or institution for medical educational and research purposes, and clarifies the responsibilities of the person who has possession, charge, or control of an unclaimed dead human body with respect to gathering and providing information to state agencies.

HB2557 RELATING TO SALES OF ELECTRONIC CIGARETTES.

Places e-cigarettes with other tobacco products as items prohibited to be sold to a minor and amends the definition of "tobacco products" for purposes of taxation.

RELATING TO THE HAWAII ADVISORY COMMISSION HB2558 HLT. FIN

> ON DRUG ABUSE AND CONTROLLED SUBSTANCES. Amends statutory provisions of the Hawaii Advisory Commission on Drug Abuse and Controlled Substances to provide for more focused attention in addressing the issue of

substance abuse as a public health issue.

RELATING TO MORTALITY REVIEW FOR PERSONS HB2559 HUS, JUD, FIN

WITH DEVELOPMENTAL OR INTELLECTUAL

DISABILITIES.

Creates a new part in chapter 321, Hawaii Revised Statutes, giving the Department of Health the authority to obtain all records for death review for persons with developmental or intellectual disabilities.

HB2560 RELATING TO RECYCLING. EEP/ERB, FIN

> Creates a recycling program for all electrically powered consumer devices, creates the Electric Device Recycling Special Fund, and abolishes the Electronic Device Recycling Fund.

RELATING TO SOLID WASTE. HB2561 EEP, FIN

> Increases the solid waste management surcharge to \$1.25 per ton of solid waste disposed of in landfills or shipped out-of-state; increases the solid waste management surcharge to 60 cents per ton of solid waste disposed of at waste-to-energy facilities that accept 150,000 tons or more of solid waste annually; provides for no surcharges to waste-to-energy facilities that accept less than 150,000 tons of solid waste annually and for ash disposed of in landfills that originates from a waste-to-energy facility, and defines "waste-to-energy facility".

		Committee <u>REFERRAL</u>
<u>HB2562</u>	RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM. Removes the exemption for dietary supplements from the deposit beverage container program.	EEP/ERB, FIN
<u>HB2563</u>	RELATING TO THE HAWAII IMMUNIZATION REGISTRY. Authorizes the Department of Health to allow limited health insurer access to the Hawaii Immunization Registry and authorizes the Hawaii Immunization Registry to store minimal demographic information for individuals who have elected to refuse inclusion in the Hawaii Immunization Registry.	HLT, CPC, FIN
<u>HB2564</u>	RELATING TO VOLUNTEER MEDICAL ASSISTANCE SERVICES. Adds pharmacists as a volunteer health professional to be provided immunity from liability.	HLT, JUD
<u>HB2565</u>	RELATING TO THE TRAUMA SYSTEM SPECIAL FUND. Adds to the uses of the moneys in the Trauma System Special Fund the costs to staff, operate, and continue the services of the injury prevention program.	HLT, FIN
<u>HB2566</u>	RELATING TO THE HAWAII EARLY INTERVENTION COORDINATING COUNCIL. Revises the Hawaii Early Intervention Coordinating Council membership and functions to be consistent with part C of the Individuals with Disabilities Education Act of 2004 requirements regarding the state interagency coordinating council.	HLT/HUS, EDN, FIN
<u>HB2567</u>	RELATING TO MARRIAGE LICENSE FEES. Raises the marriage license fee.	HLT, FIN
<u>HB2568</u>	RELATING TO BACKGROUND CHECKS.  Permits the department of health to identify a designee to perform background checks on its behalf as may be required by law and relating to employment, contracting, licensure, certification, or volunteer status.	HLT, JUD, FIN

# Committee REFERRAL

# <u>HB2569</u> RELATING TO CIVIL UNIONS.

JUD. FIN

Amends various statutory provisions related to civil unions and conforming amendments to recognize civil unions; deletes the eligibility requirement for a civil union requiring termination of an existing reciprocal beneficiary relationship, except for out-ofstate unions recognized in the State as civil unions; authorizes any licensing agent statewide to issue a civil union license; authorizes the Department of Health to collect fees for civil union licenses to allow for application online; conforms the information collected by civil union solemnizers to the information collected by marriage solemnizers; makes a reciprocal beneficiary relationship automatically terminate upon either party entering into a civil union; authorizes civil union partners to change their names on the certificate of civil union; and confirms that the family court has jurisdiction over the divorce, annulment, and separation of partners to a union that is recognized as a civil union in this State.

### HB2570 RELATING TO LICENSING OF DIETITIANS.

HLT, CPC, FIN

Consolidates licensing of registered dietitians as healthcare professionals under the Department of Commerce and Consumer Affairs.

# HB2571 RELATING TO EMPLOYMENT EXEMPTION FOR

HUS, LAB, FIN

DOMESTIC SERVICES FOR PERSONS WITH DEVELOPMENTAL AND INTELLECTUAL DISABILITIES. Amends the definition of "employment" in various sections of

the Hawaii Revised Statutes by clarifying the "domestic services" exclusion for services to persons with developmental and

intellectual disabilities.

### HB2572 RELATING TO STATE EMPLOYMENT.

LAB, FIN

Clarifies exemptions from civil service for federally funded work experience programs and temporary public service employment; allows persons with criminal conviction to participate in such programs provided reasonable safeguards are in place.

### HB2573 RELATING TO APPRENTICESHIP.

LAB, FIN

Amends the state apprenticeship law to conform to new federal regulations on apprenticeship in 29 Code of Federal Regulations

part 29.

		Committee <u>REFERRAL</u>
<u>HB2574</u>	RELATING TO NOTIFICATION OF CHAPTER 91 HEARINGS. Authorizes notification of chapter 91, Hawaii Revised Statutes, agency hearings, by written notice of hearing by first class mail and eliminates requirement for notice by registered or certified mail with return receipt.	JUD, FIN
<u>HB2575</u>	RELATING TO THE BOILER AND ELEVATOR SAFETY LAW. Establishes the Boiler and Elevator Special Fund for the purpose of collecting and depositing the fees charged for permits, inspections, and certificates of boilers, pressure systems elevators and kindred equipment, and amusement rides to provide sufficient operating funds for the Boiler and Elevator Inspection Branch.	LAB/ERB, HSG, FIN
<u>HB2576</u>	RELATING TO EMPLOYMENT SECURITY LAW. Amends the procedure for rate determination to clarify that the department's determination must be appealed to the referee and not directly to circuit court.	LAB, ERB, FIN
<u>HB2577</u>	RELATING TO WAGES. Clarifies the definition of "wages" in the Payment of Wages and Other Compensation Law, chapter 388, Hawaii Revised Statutes, to include any promised paid time off.	LAB, ERB, FIN
<u>HB2578</u>	RELATING TO THE ADVISORY COUNCIL FOR COMMUNITY SERVICES. Abolishes the Advisory Council for Community Services.	LAB, HUS, FIN
<u>HB2579</u>	RELATING TO INFORMATION FOR TEMPORARY DISABILITY INSURANCE CLAIMS. Establishes a deadline for an employer to submit the Employer's Statement portion of a Temporary Disability Insurance claim form when requested by an employee.	LAB, ERB, FIN
<u>HB2580</u>	RELATING TO CIVIL ACTIONS FOR DISCRIMINATORY PRACTICES IN REAL PROPERTY TRANSACTIONS. Allows aggrieved persons the right to file a civil action for housing discrimination no later than two years after the occurrence or termination of an alleged discriminatory housing practice.	HSG, JUD, FIN
<u>HB2581</u>	RELATING TO THE OFFICE OF LANGUAGE ACCESS. Transfers the Office of Language Access to the Department of Health, as an administratively attached agency.	HLT/LAB, FIN

## **Committee** REFERRAL HB2582 RELATING TO APPEALS TO THE APPELLATE BOARD. LAB, ERB, FIN Authorizes the Labor and Industrial Relations Appeals Board to establish reasonable fees for the filing of appeals and other administrative costs associated with the processing of appeals and to establish a Labor and Industrial Relations Appeals Board Special Fund. RELATING TO MEDICAL BENEFITS UNDER THE HB2583 LAB, ERB, FIN WORKERS' COMPENSATION LAW. Amends section 386-21(c), Hawaii Revised Statutes, by requiring the Director of Labor and Industrial Relations to make a decision on disputes regarding treatment plans and continued medical services without a hearing. HB2584 RELATING TO NOTICE OF WORKERS' COMPENSATION LAB, ERB, FIN INSURANCE. To allow the Director of Labor and Industrial Relations to accept the notice of employer's workers' compensation insurance from approved third party agencies in a manner and form approved by the director. HB2585 RELATING TO UNEMPLOYMENT INSURANCE INTEREST LAB, ERB, FIN PAYMENT. Authorizes the Department of Labor and Industrial Relations director to increase the employment and training assessment in increments of .01 per cent retroactive to January 1, 2012, for payment of interest on federal loans for unemployment insurance benefits. RELATING TO DISABILITY COMPENSATION DIVISION HB2586 LAB, ERB, FIN SPECIAL FUND. Authorizes the Disability Compensation Division to establish a Disability Compensation Division Special Fund and to establish reasonable fees for the issuing of subpoenas and filing of first injury reports. RELATING TO SAILING SCHOOL VESSELS. WLO, JUD HB2587 Amends the definition of "sailing school vessel" to mean, among other things, a vessel that is in compliance with the Federal Code of Regulations, Title 46, Part 169. RELATING TO GROUNDED VESSELS. WLO, FIN HB2588 Authorizes the Department of Land and Natural Resources to assume control of and remove a vessel grounded on a coral reef or in imminent danger of breaking up if the vessel cannot be removed by the owner within twenty-four hours of the grounding.

		Committee <u>REFERRAL</u>
<u>HB2589</u>	RELATING TO VESSELS. Clarifies responsibility for disposing of vessels and amends the description of an abandoned vessel.	WLO, JUD, FIN
<u>HB2590</u>	RELATING TO AQUATIC RESOURCE VIOLATIONS. Provides for transformative administrative penalty alternatives and an enhanced collection mechanism for outstanding fines and penalties resulting from aquatic resource violations.	WLO, JUD, FIN
<u>HB2591</u>	RELATING TO ACCRETED LANDS. Clarifies that land accreted after May 20, 2003, shall be public land except as otherwise provided by law.	WLO, JUD
<u>HB2592</u>	RELATING TO A STATEWIDE ISLAND BURIAL COUNCIL. Consolidates the five Island Burial Councils into a single Statewide Island Burial Council as a means to address long-standing quorum issues.	WLO/HAW, FIN
<u>HB2593</u>	RELATING TO EMERGENCY RULES FOR THREATS TO NATURAL RESOURCES OR THE HEALTH OF THE ENVIRONMENT.  Broadens the conditions under which emergency rules may be adopted to include instances of imminent threat to natural resources or the health of the environment.	WLO/EEP, JUD
<u>HB2594</u>	PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION TO ASSIST DAM AND RESERVOIR OWNERS. Proposes a constitutional amendment to authorize the State to issue special purpose revenue bonds and use the proceeds from the bonds to assist dam and reservoir owners.	WLO, JUD, FIN
<u>HB2595</u>	RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST DAM AND RESERVOIR OWNERS. Allows the authorization of special purpose revenue bonds to assist dam and reservoir owners.	WLO, FIN
<u>HB2596</u>	RELATING TO OPEN GOVERNMENT. Creates a process for an agency to obtain judicial review of Office of Information Practices decisions made under either part I of chapter 92 or chapter 92F, Hawaii Revised Statutes, and clarifies standard of review.	JUD, FIN

		Committee <u>REFERRAL</u>
<u>HB2597</u>	RELATING TO OPEN GOVERNMENT.  Allows board members to hear testimony for a meeting canceled for lack of quorum, to attend informational meetings, and to discuss board business via social media; provides for electronic meeting notices.	JUD, FIN
<u>HB2598</u>	RELATING TO PRE-SENTENCE REPORTS.  Amends the law to delete the Intake Service Center as an agency responsible for preparing the pre-sentence diagnosis and report.	PBM, FIN
<u>HB2599</u>	RELATING TO REENTRY INTAKE SERVICE CENTERS. Amends the law to define how pretrial assessments are generated and to provide statutory authority to the Department of Public Safety to supervise person ordered released from custody by the courts.	PBM, FIN
<u>HB2600</u>	RELATING TO CONTROLLED SUBSTANCES. Updates chapter 329, Hawaii Revised Statutes, to make it consistent with federal laws on controlled substances; and amends section 329-32 relating to the registration requirements for physicians who utilize Hawaii's Medical Use of Marijuana Program.	PBM/HLT, JUD, FIN
<u>HB2601</u>	RELATING TO SERVICE OF PROCESS. Update the statutes to authorize persons authorized by the courts to serve legal process.	PBM, JUD, FIN
<u>HB2602</u>	RELATING TO CREDIT FOR TIME OF DETENTION PRIOR TO SENTENCE. Clarifies circumstances under which defendants may earn pretrial credit for time of detention when already serving a sentence for an unrelated offense.	JUD, FIN
<u>HB2603</u>	RELATING TO DEPARTMENT OF PUBLIC SAFETY FEDERAL REIMBURSEMENT MAXIMIZATION SPECIAL FUND.  Expands the allowed use of the Federal Reimbursement Maximization Special Fund to reflect United States Department of Justice approved uses.	PBM, FIN
<u>HB2604</u>	RELATING TO COMPREHENSIVE OFFENDER REENTRY SYSTEM. Establishes the Offender Reentry Office within the Department of Public Safety to address the goals of chapter 353H, Hawaii Revised Statutes.	PBM, FIN

		Committee <u>REFERRAL</u>
<u>HB2605</u>	RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE. Provides a measure for conforming amendments to the Hawaii income tax law based upon amendments to the Internal Revenue Code made in calendar year 2011.	FIN
<u>HB2606</u>	RELATING TO TAX CLEARANCE FEES.  Imposes fees to obtain a tax clearance or a certified copy of a tax clearance.	FIN
<u>HB2607</u>	RELATING TO THE TAX REVIEW COMMISSION. Provides a measure for extending the reporting date of the 2010-2012 tax review commission and requests an additional \$100,000 for fiscal year 2011-2012.	ERB, FIN
<u>HB2608</u>	RELATING TO DRIVER LICENSING. Directs the Director of the Department of Transportation to select a statewide driver's license reciprocity committee to evaluate foreign countries' requests for driver's license reciprocity to ensure the standards of the foreign countries' driver's license testing is equivalent to Hawaii's driver's license testing.	TRN, INT, FIN
<u>HB2609</u>	RELATING TO COMMERCIAL DRIVER'S LICENSE. Prohibits driving a commercial motor vehicle without a commercial driver's license in the driver's possession; and prohibits texting while operating a commercial motor vehicle.	TRN, JUD
<u>HB2610</u>	RELATING TO PROCUREMENT.  Allow any utility owners whose facility occupies State Highway right-of-way to provide their share of costs up front to the affected state agency for encumbrance of funds in related contracts by way of an agreement to pay.	ERB, TRN, FIN
<u>HB2611</u>	RELATING TO ENVIRONMENTAL IMPACT STATEMENTS. Permanently amend chapter 343, Hawaii Revised Statutes to clarify current exemptions for secondary actions and require that applicants prepare environmental assessments when required.	EEP, JUD
<u>HB2612</u>	RELATING TO AIRPORT REVENUE. Amends Sections 261-7 and 171-59 Hawaii Revised Statutes to provide more flexibility in renting land and facilities at airports for revenue generation purposes.	TRN, WLO, FIN

# **Committee** REFERRAL TRN, WLO Amend chapter 266, Hawaii Revised Statutes, to exempt the Department of Transportation, Harbors Division, from the permit and site plan approvals requirements relating to submerged lands TRN, JUD, FIN

# within the conservation district.

RELATING TO THE COMMERCIAL HARBORS.

RELATING TO TRANSPORTATION.

Amends chapter 266, Hawaii Revised Statutes, to clarify that persons cited for non-criminal violations are subject to administrative appeal and the not District Court; clarifies that enforcement agents such as the harbor master, harbor agents, facility security officer, or district manager can issue citations for non-criminal violations; provides that penalties and fines are deposited into the Harbor Special Fund; allows Department of Transportation to seek reimbursement from tenants or harbor users that violate security rules in harbor secured areas thereby causes a fine or penalty from the U.S. Coast Guard upon the Department of Transportation.

The issuance of citations for traffic code violations and other criminal statutes are restricted to law enforcement officers and fines and penalties remain in the jurisdiction of the District Courts.

#### HB2615 RELATING TO HARBORS FIREBOAT. TRN/PBM, FIN

To abolish statutory requirements to reimburse the City and County of Honolulu for the operation and maintenance of the fireboat and allow for broader flexibility in the management of fireboat operations by the Department of Transportation.

HB2616 RELATING TO MOPEDS. TRN, JUD

> Requires passengers on a three-wheeled moped to be at least sixteen years of age.

HB2617

RELATING TO PENALTIES. TRN, JUD

Establishes a penalty for persons who violate the bumper height requirements of Section 291-35.1, Hawaii Revised Statutes.

RELATING TO THE UNIVERSITY OF HAWAII. HB2618 HED, FIN

> Extends the exemption granted to the University of Hawaii from certain provisions of the Hawaii public procurement code.

HB2613

HB2614

		Committee <u>REFERRAL</u>
<u>HB2619</u>	RELATING TO THE UNIVERSITY OF HAWAII. Increase by \$100,000,000 the University of Hawaii's authorization to issue revenue bonds to a total principal amount not to exceed \$300,000,000 for the purpose of financing the construction and maintenance of qualifying capital improvement projects.	HED, FIN
<u>HB2620</u>	RELATING TO THE UNIVERSITY OF HAWAII. Amends chapter 37, Hawaii Revised Statutes, to allow for the carryover of up to five percent of general funds appropriated into the next fiscal year.	HED, FIN
<u>HB2621</u>	RELATING TO THE CENTER FOR NURSING. Eliminates the sunset date on the deposit of certain nursing fees into the Compliance Resolution Fund and distribution of funds to the credit of the Center for Nursing Special Fund.	HLT, HED, FIN
<u>HB2622</u>	RELATING TO FORECLOSURES. Repeals the provision in the mortgage foreclosure law that makes a violation of the mortgage foreclosure law subject to the penalties provided under the State's unfair or deceptive act or practice laws.	CPC/JUD, FIN
<u>HB2623</u>	RELATING TO TRANSFER OF PROPERTY.  Specifies that property held in tenancy by the entirety shall continue to be treated as such after transfer to a specified trust except where specifically provided otherwise by the trust instrument; limits the remedy available to creditors against transferred property.	JUD
<u>HB2624</u>	RELATING TO THE UNIFORM PROBATE CODE. Adds a definition to the Uniform Probate Code to specify that the term "spouse" shall include parties to a civil union in accordance with chapter 572B, Hawaii Revised Statutes.	JUD
<u>HB2625</u>	RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FOURTEENTH, FIFTEENTH, AND SIXTEENTH REPRESENTATIVE DISTRICTS.  Appropriates funds for capital improvement projects for the benefit of the 14th, 15th, and 16th representative districts. Effective July 1, 2012.	FIN

## **Committee** REFERRAL HB2626 RELATING TO SAFE ROUTES TO SCHOOL. TRN, FIN Permanently establishes the Safe Routes to School Program within the Department of Transportation. Establishes a Safe Routes to School Special Fund. Assesses a surcharge of \$25 for violations of speeding in a school zone and a \$10 surcharge on various traffic violations and deposits these surcharges into the Safe Routes to School Special Fund. Deposits federal Safe Routes to School Program moneys into the Safe Routes to School Special Fund. Effective July 1, 2012. RELATING TO COLLECTIVE BARGAINING. LAB/PBM, FIN HB2627 Creates a new bargaining unit (14) for ocean safety officers and water safety officers employed by the State or counties. RELATING TO THE RESIDENTIAL LANDLORD-TENANT HB2628 HSG, HED, JUD CODE. Exempts certain private dorm management companies that provide housing to students of private universities or other higher education institutions from the residential landlord-tenant code. RELATING TO PUBLIC HOUSING. HSG, JUD, FIN HB2629 Prohibits smoking in federal and state low-income housing projects. Establishes a \$100 fine for each violation of the smoking prohibition. Specifies that a third violation of the smoking prohibition by a tenant, licensee, or occupant of the housing project shall result in eviction. Creates separate accounts under the public housing revolving fund and state lowincome revolving fund, into which fines from public housing smoking violations are to be deposited. Effective July 1, 2012. RELATING TO RENTAL AGREEMENTS. HSG, CPC HB2630 Amends the Residential Landlord-Tenant Code to allow for written notification of termination of a month-to-month tenancy from forty-five days to thirty days to correspond with the maximum allowable number of days covered under the renter's security deposit. RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR FIN HB2631 THE BENEFIT OF THE SEVENTH REPRESENTATIVE DISTRICT. Authorizes issuance of GO bonds and appropriates funds for CIP to benefit the 7th representative district. HB2632 RELATING TO GRANTS. FIN Authorizes the office of the lieutenant governor to assist state

agencies to draft grant proposals and to provide training in grant

writing. Appropriates funds.

# **Committee** REFERRAL

HB2633 AUTHORIZING THE ISSUANCE OF GENERAL

HED, FIN OBLIGATION BONDS AND MAKING AN

APPROPRIATION FOR THE UNIVERSITY OF HAWAII

MANOA CAMPUS CENTER COMPLEX.

Authorizes the issuance of GO bonds and appropriates the revenues to the UH for the renovation and expansion of the UH

campus center complex.

HB2634 RELATING TO THE DEPARTMENT OF HAWAIIAN HOME

HAW/WLO, FIN

Requires DHHL to develop and administer an off-the-grid living program to place eligible native Hawaiians on DHHL land prior to installation of utility infrastructure provided that federal and

basic habitation requirements are met.

RELATING TO INTERNATIONAL AFFAIRS. HB2635

INT/ERB. FIN

Transfers administrative responsibility of the Office of International Affairs from the DBEDT to the Office of the Lieutenant Governor. Makes temporary the Office of

International Affairs. Effective 01/01/13.

RELATING TO TRAFFIC VIOLATION RECORDS. HB2636

TRN, JUD

Beginning on December 1, 2012, requires the removal of certain certified traffic abstracts records of all alleged moving violations for which the disposition of the case was "dismissed with prejudice" or "not guilty", or that occurred more than ten years prior to the date of the request for the abstract, with exceptions.

RELATING TO MEDICAID. HB2637

HUS/HLT, FIN

Authorizes the Department of Human Services to provide medical assistance for dialysis, chemotherapy, and other cancer treatments, inpatient and outpatient physician visits, and drug

prescriptions. Effective July 1, 2012.

RELATING TO CHILD VISITATION. HB2638

HUS, JUD, FIN

Permits family court to award reasonable visitation to grandparents if denial of visitation would cause significant harm to the child. Establishes presumption that visitation decisions by parents are in the best interests of the child. Allows rebuttable presumption by clear and convincing evidence that denial would cause significant demonstrable harm to the child. Identifies

factors a court may consider in awarding visitation.

# **Committee** REFERRAL

HR6 REQUESTING THE LEGISLATURE OF THE STATE OF WLO, JUD

HAWAII TO AMEND CHAPTER 188. HAWAII REVISED STATUTES, BY ADDING A NEW SECTION TO BE APPROPRIATELY DESIGNATED PROHIBITING THE SALE OF AQUATIC LIFE FOR AQUARIUM PURPOSES AND AMEND EXISTING SECTION 188F-4 REGARDING THE WEST HAWAII REGIONAL FISHERY MANAGEMENT AREA PLAN AND SECTION 189-11 REGARDING

RECEIPTS IN MANAGEMENT AREA PLAN AND SECTION 189-11 REGARDING RECEIPTS IN DUPLICATE; A RESOLUTION REQUESTING THE GOVERNOR TO ISSUE A MORATORIUM ON THE COMMERCIAL TAKE AND SALE OF AQUATIC LIFE TAKEN FOR AQUARIUM

PURPOSES FROM STATE WATERS; AND

REQUESTING THE HAWAII DEPARTMENT OF LAND AND NATURAL RESOURCES TO ADOPT A RULE PROHIBITING THE COMMERCIAL TAKE AND SALE OF AQUATIC LIFE TAKEN FOR AQUARIUM PURPOSES

FROM STATE WATERS.

HR7 REQUESTING THE AUDITOR TO ASSESS THE SOCIAL

HLT, CPC, LMG

PBM, FIN

AND FINANCIAL EFFECTS OF REQUIRING HEALTH

INSURANCE COVERAGE FOR FERTILITY

PRESERVATION PROCEDURES FOR PERSONS OF REPRODUCTIVE AGE WHO HAVE BEEN DIAGNOSED WITH CANCER AND WILL UNDERGO TREATMENT

THAT MAY ADVERSELY AFFECT FERTILITY.

REQUESTING THE DEPARTMENT OF PUBLIC SAFETY HR8

> TO ADDRESS THE HIGH COST OF INCARCERATION WITHOUT REHABILITATION BY ESTABLISHING APPROPRIATE REHABILITATION PROGRAMS IN LIEU OF INCARCERATION FOR CERTAIN CONVICTED

INDIVIDUALS.

# Committee REFERRAL

WLO, JUD

HCR8

REQUESTING THE LEGISLATURE OF THE STATE OF HAWAII TO AMEND CHAPTER 188, HAWAII REVISED STATUTES, BY ADDING A NEW SECTION TO BE APPROPRIATELY DESIGNATED PROHIBITING THE SALE OF AQUATIC LIFE FOR AQUARIUM PURPOSES AND AMEND EXISTING SECTION 188F-4 REGARDING THE WEST HAWAII REGIONAL FISHERY MANAGEMENT AREA PLAN AND SECTION 189-11 REGARDING RECEIPTS IN MANAGEMENT AREA PLAN AND SECTION 189-11 REGARDING RECEIPTS IN DUPLICATE;

A RESOLUTION REQUESTING THE GOVERNOR TO ISSUE A MORATORIUM ON THE COMMERCIAL TAKE AND SALE OF AQUATIC LIFE TAKEN FOR AQUARIUM PURPOSES FROM STATE WATERS; AND

REQUESTING THE HAWAII DEPARTMENT OF LAND AND NATURAL RESOURCES TO ADOPT A RULE PROHIBITING THE COMMERCIAL TAKE AND SALE OF AQUATIC LIFE TAKEN FOR AQUARIUM PURPOSES FROM STATE WATERS.

HCR9

AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURANCE COVERAGE FOR FERTILITY PRESERVATION PROCEDURES FOR PERSONS OF REPRODUCTIVE AGE WHO HAVE BEEN DIAGNOSED WITH CANCER AND WILL UNDERGO TREATMENT THAT MAY ADVERSELY AFFECT FERTILITY.

REQUESTING THE AUDITOR TO ASSESS THE SOCIAL

HCR10

REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO ADDRESS THE HIGH COST OF INCARCERATION WITHOUT REHABILITATION BY ESTABLISHING APPROPRIATE REHABILITATION PROGRAMS IN LIEU OF INCARCERATION FOR CERTAIN CONVICTED INDIVIDUALS.

HLT, CPC, LMG

PBM, FIN

# Committee RE-REFERRAL

<u>HB1707</u>	RELATING TO TRANSIENT ACCOMMODATIONS. Requires nonresident owners of single family residential dwellings, apartments, condominiums, or townhouses who rent their property as a transient accommodation for 30 days or less to rent the property through a licensed real estate broker or salesperson. Provides for penalty.	TOU, CPC/JUD, FIN
<u>HB1859</u>	RELATING TO BUILDING CODES. Clarifies the individual shower control valve requirement of the building code by making a technical amendment.	CPC
<u>HB2031</u>	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/HLT, CPC, FIN
<u>HB2034</u>	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/AGR, CPC/JUD, FIN