

OFFICE OF THE SPEAKER
TWENTY-EIGHTH STATE LEGISLATURE

COMMITTEE REFERRALS

NO. 25
25TH LEGISLATIVE DAY-MARCH 8, 2016

Committee Abbreviations:

AGR - Agriculture	LAB - Labor & Public Employment
CPC - Consumer Protection & Commerce	LMG - Legislative Management
EDB - Economic Development & Business	OMH - Ocean, Marine Resources, & Hawaiian Affairs
EDN - Education	PBS - Public Safety
EEP - Energy & Environmental Protection	TOU - Tourism
FIN - Finance	TRN - Transportation
HED - Higher Education	VMI - Veterans, Military, & International Affairs, & Culture and the Arts
HLT - Health	WAL - Water & Land
HSG - Housing	
HUS - Human Services	
JUD - Judiciary	

		<u>Committee REFERRAL</u>
<u>SB75, SD2</u>	RELATING TO THE ENVIRONMENT. Requires the department of health to establish the Hawaii battery storage recycling task force to make recommendations for a workable recycling program for battery storage devices in Hawaii. Requires the task force to submit an interim report and final report to the legislature. (SD2)	HLT/EEP, FIN
<u>SB2007, SD1</u>	RELATING TO STATE COUNCIL ON MENTAL HEALTH. Amends the membership of the State Council on Mental Health, defines quorum for the Council, and specifies number of votes required to constitute valid acts of the Council. Designates the State Council on Mental Health within the department of health for administrative purposes. (SD1)	HLT, CPC, FIN

**Committee
REFERRAL**

SB2008, SD1	RELATING TO SERVICE AREA BOARDS. Amends statutory provisions relating to quorum and voting requirements for service area boards on mental health and substance abuse. Designates service area boards on mental health and substance abuse within the department of health for administrative purposes. (SD1)	CPC, FIN
SB2021	RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOENERGY HAWAII, LLC. Extends the authorization of the issuance of special purpose revenue bonds to BioEnergy Hawaii, LLC, for the purpose of establishing a cogeneration facility and related energy production facilities, for an additional five years.	EEP, FIN
SB2040, SD1	RELATING TO POST-SECONDARY EDUCATION. Clarifies that under the Hawaii Post-Secondary Education Authorization Program, when an institution ceases to operate, the student transcripts shall be kept permanently in a form prescribed by the director and other records requested and obtained by DCCA may be disposed of at the director's discretion. (SD1)	HED, FIN
SB2245, SD1	RELATING TO BEACHES. Amends the definition of "water pollutant" as used in chapter 342D, HRS, to exclude locally sourced beach sand that meets certain conditions. (SD1)	OMH/EEP, JUD
SB2250	RELATING TO COUNTIES. Allows the counties to make short term investments with similar authority as the state director of finance. Requires counties' investments in bonds of any improvement district to be of investment grade or supported by the general obligation pledge of the county in which the improvement district is located.	FIN
SB2256, SD1	RELATING TO MOTOR VEHICLE DRIVER LICENSING. Authorizes issuance of driver's licenses with the notation of "veteran" for persons who are veterans of the Korean conflict and persons who served in the armed forces of the Republic of Korea, who fought under the command of the United Nations led by the United States, during the Korean conflict and are currently United States citizens. (SD1)	VMI, TRN, FIN
SB2298, SD1	RELATING TO THE UNIFORM FIDUCIARY ACCESS TO DIGITAL ASSETS ACT. Adopts the Revised Uniform Fiduciary Access to Digital Assets Act, which provides authority to plan for the management and disposition of digital assets. (SD1)	CPC, JUD, FIN

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SB2319, SD1	RELATING TO INSURANCE. Requires all insurers in the State, including health benefits plans under chapter 87A, Hawaii Revised Statutes, and medicaid managed care programs, to cover reimbursement for contraceptive supplies intended to last for up to a twelve-month period for an insured. (SD1)	HLT, CPC, FIN
SB2320, SD1	RELATING TO CONTRACEPTIVE SUPPLIES. Authorizes pharmacists to prescribe and dispense self-administered hormonal contraceptive supplies to persons eighteen years of age or older. Specifies requirements pharmacists must meet prior to prescribing and dispensing contraceptive supplies. Requires all insurers in the State, including health benefits plans under chapter 87A, Hawaii Revised Statutes, and medicaid managed care programs, to reimburse pharmacists who prescribe and dispense contraceptive supplies. (SD1)	HLT, CPC/JUD, FIN
SB2333, SD1	RELATED TO LICENSED MARRIAGE AND FAMILY THERAPISTS. Permits marriage and family therapists licensed pursuant to chapter 451J, Hawaii Revised Statutes, to use the title "licensed marriage and family therapist". Makes conforming amendments. (SD1)	CPC, JUD
SB2341, SD1	RELATING TO RESPIRATORY THERAPISTS. Makes permanent the regulation of respiratory therapists under chapter 466D, Hawaii Revised Statutes. (SD1)	HLT, CPC
SB2367	AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAII RENEWABLE RESOURCES, LLC. Authorizes the issuance of special purpose revenue bonds to assist Hawaii Renewable Resources, LLC, with the development of facilities for food crop, animal feed, and renewable non-fossil fuel production on O'ahu.	AGR, FIN
SB2383, SD2	RELATING TO THE HAWAII HEALTH CONNECTOR. As part of the transition to a federally supported, state-based exchange: repeals the Hawaii health connector, updates an associated reference to the connector, and states that any debts and liabilities pertaining to the connector that were incurred prior to its repeal shall not constitute a debt or liability of the State. (SD2)	HLT, CPC, FIN

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[SB2395, SD1](#)

RELATING TO TELEHEALTH.

Requires the State's medicaid managed care and fee-for-service programs to cover services provided through telehealth. Specifies that any telehealth services provided shall be consistent with all federal and state privacy, security, and confidentiality laws. Specifies medical professional liability insurance policy requirements with regard to telehealth coverage. Clarifies that reimbursement for services provided through telehealth shall be equivalent to reimbursement for the same services provided via face-to-face contact between a health care provider and a patient. Requires written disclosure of coverages and benefits associated with telehealth services. Ensures telehealth encompasses store and forward technologies, remote monitoring, live consultation, and mobile health. Ensures telehealth is covered when originating in a patient's home and other non-medical environments. Clarifies requirements for physicians and out-of-state physicians to establish a physician-patient relationship via telehealth. Ensures reimbursement requirements for telehealth services apply to all health benefits plans under chapter 87A, Hawaii Revised Statutes. Makes other conforming amendments related to telehealth. Effective 7/1/2050. (SD1)

HLT/HUS, CPC,
FIN

[SB2453](#)

RELATING TO AQUATIC RESOURCES PENALTIES.

Authorizes the court to require a person who violates certain laws pertaining to aquatic resources to complete an aquatic resources educational class administered by DLNR in lieu of or in addition to paying a monetary fine. Authorizes the court to require a person who violates certain laws pertaining to aquatic resources to perform community service administered by DLNR in lieu of paying a monetary fine.

OMH, JUD, FIN

[SB2484](#)

RELATING TO FIREWORKS.

Raises the permit fee for aerial devices, display fireworks, or articles pyrotechnic.

PBS, FIN

[SB2506](#)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST TRUTAG TECHNOLOGIES, INC.

Authorizes the issuance of special purpose revenue bonds for TruTag Technologies, Inc.

EDB, FIN

**Committee
REFERRAL**

<u>SB2511</u>	RELATING TO TELECOMMUNICATIONS. Includes the Director of Business, Economic Development, and Tourism as a permanent member on the Broadband Assistance Advisory Council. Ensures a member from each county is represented through appointment on the council. Authorizes the chair of the council to designate representatives of other interested public and private sector organizations to serve as members of the council or the work groups of the council on an ad hoc basis as needed.	EDB, CPC
<u>SB2539, SD1</u>	RELATING TO THE SPECIAL ACTION TEAM FOR THE HAWAII STATE HOSPITAL. Establishes a temporary special action team for the Hawaii state hospital to address the capacity and census issues at the hospital and the development there of a new forensic facility ready for occupancy by June 30, 2019. Appropriates \$50,000 in general funds for the team. (SD1)	HLT, FIN
<u>SB2541</u>	RELATING TO INFORMATION TECHNOLOGY. Authorizes the State CIO to use or transfer funds, appropriated in the 2015 State budget Act, to executive departments and agencies for projects that have been approved by the governor.	EDB, FIN
<u>SB2543</u>	RELATING TO EDUCATION. Adds as a purpose of the University of Hawaii community college system the provision of occupational training and certification programs designed to rapidly qualify persons to fill new and hard-to-fill position classes of the State, counties, and private sector that require technical skills. Appropriates an unspecified sum of general funds for the programs. Effective 07/01/16.	LAB/HED, FIN
<u>SB2550</u>	RELATING TO FEDERAL FUNDS. Requires the office of the governor to prepare a federal funding policy study for the State of Hawaii. Requires an interim report to be submitted before the 2017 regular session and the final study to be submitted before the 2018 regular session. Makes an appropriation. Effective 7/1/2016.	FIN
<u>SB2551</u>	RELATING TO NON-GENERAL FUNDS. Requires the judiciary to submit an annual report to the legislature on the judiciary's management of non-general funds.	JUD, FIN

**Committee
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SB2555	RELATING TO STATE FUNDS. Appropriates moneys from the general revenues into the Emergency and Budget Reserve Fund in FY 2015-2016 to comply with article VII, section 6, of the Hawaii State Constitution, which requires, under certain economic conditions, that the legislature provide a tax credit to state taxpayers or make a deposit into one or more funds.	FIN
SB2565	RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY. Repeals the state housing sales program of the Hawaii public housing authority.	HSG, FIN
SB2619, SD1	RELATING TO UNCLAIMED PROPERTY. Requires a holder of unclaimed property to provide a statement in its report to the director of finance that the holder has complied with certain requirements, including providing notice to the apparent owner. Requires a holder of unclaimed property valued at \$50 or more to provide notice to the apparent owner via mail, electronic mail, or telephone no more than six months prior to the holder submitting the report to the director of finance. (SD1)	CPC, FIN
SB2655, SD1	RELATING TO THE GENERAL EXCISE TAX COLLECTION DATE. Amends the date of filing of monthly, quarterly, semiannual, and annual general excise tax returns from the 20th day of the respective applicable month to the last day of the month. Applies to returns and payments due on or after 1/1/17. (SD1)	FIN
SB2660	RELATING TO BUREAU OF CONVEYANCES. Removes the sunset date of Act 119, Session Laws of Hawaii 2013, as amended, thereby making permanent the voluntary deregistration process for fee non-time share interests.	WAL, CPC, FIN
SB2670	RELATING TO BEHAVIOR ANALYSTS. Reduces the surcharge on the license and renewal fee for behavior analysts from \$100 to \$50.	CPC, FIN
SB2671, SD1	RELATING TO VETERINARY TECHNICIANS. Beginning 7/1/2018, establishes requirements for the regulation of veterinary technicians and the practice of veterinary technology. Establishes registration requirements and limitations on use of titles for veterinary technicians. Appropriates funds to implement the registration of veterinary technicians. (SD1)	CPC, FIN

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<u>SB2675, SD1</u>	<p>RELATING TO LICENSING. Authorizes the board of dental examiners, Hawaii medical board, and board of pharmacy to deny a license to an applicant who has been disciplined by another state or federal agency and the board of nursing to deny a license to an applicant who has been disciplined by another state agency. Authorizes the board of dental examiners, Hawaii medical board, board of nursing, and board of pharmacy to impose the same disciplinary action against a licensee as was taken by another state or federal agency. Establishes conditions for the disciplinary action. Prohibits a licensee from practicing until a final order of discipline is issued if the licensee has been prohibited from practicing in another state. Requires any final order of discipline taken to be public record. (SD1)</p>	HLT, CPC, JUD
<u>SB2680, SD1</u>	<p>RELATING TO FINANCIAL INSTITUTIONS. Clarifies and addresses inconsistencies within the fee schedule for financial institutions in chapter 412, Hawaii Revised Statutes. Repeals the credit union advisory board. (SD1)</p>	CPC, FIN
<u>SB2694, SD1</u>	<p>RELATING TO EMPLOYMENT SECURITY. Clarifies Hawaii's employment security law for independent contractors. Includes twenty factors to be used as guidelines when determining whether an individual could be an independent contractor. Retains the ability of the department of labor and industrial relations to determine if an individual is an independent contractor. Requires the director of labor and industrial relations to report to the legislature prior to the regular session of 2017 regarding guidelines developed by the unemployment insurance coverage committee. Requires an annual report to the legislature regarding covered employment determinations. (SD1)</p>	LAB, FIN
<u>SB2723, SD1</u>	<p>RELATING TO ENFORCEMENT OF WAGE LAWS. Requires government contractors who violate wages and hours laws to pay a penalty that is equal to ten per cent of the amount of back wages due or \$1,000 per offense, whichever is greater, for the first offense; and a penalty equal to the amount of back wages found due or \$10,000 for each offense, whichever is greater, for the second offense. Effective January 7, 2019. (SD1)</p>	LAB, JUD, FIN

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SB2732	RELATING TO THE HAWAII HURRICANE RELIEF FUND. Requires the interest earned on the balance of the Hawaii hurricane reserve trust fund to be retained in the trust fund. Requires the board of directors of the Hawaii hurricane relief fund to conduct a study of the acquisition of a catastrophic hurricane loss financing arrangement with all or a portion of the interest earned in the trust fund. Appropriates hurricane reserve trust fund moneys for the study. Effective 07/01/16.	CPC, FIN
SB2775	RELATING TO THE AFFORDABLE CARE ACT SECTION 1332 STATE INNOVATION WAIVER. Authorizes the State to submit and implement a waiver from certain provisions of the Patient Protection and Affordable Care Act of 2010.	HLT/LAB, FIN
SB2819	RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION. Changes the name of the High Technology Development Corporation to Hawaii Technology Development Corporation. Effective 7/01/2016.	EDB, FIN
SB2823	RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION. Authorizes the Hawaii Housing Finance and Development Corporation Board of Directors to set the salary of the Hawaii Housing Finance and Development Corporation Executive Director in an amount not to exceed the salary of the Director of Business, Economic Development, and Tourism. Effective 7/1/2016.	HSG, FIN
SB2825, SD1	RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS. Eliminates the ex officio National Aeronautics and Space Administration representative from the Pacific International Space Center for Exploration Systems Board. (SD1)	EDB
SB2835, SD1	MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS. To provide fund authorizations and appropriations for collective bargaining cost items for collective bargaining unit (8) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2015-2017. (SD1)	LAB, FIN

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<u>SB2836, SD1</u>	<p>MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS. To provide fund authorizations and appropriations for collective bargaining cost items for collective bargaining unit (14) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2015-2017. (SD1)</p>	LAB, FIN
<u>SB2837, SD1</u>	<p>MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS. Provides fund authorizations and appropriations for collective bargaining cost items for Unit (11) and their excluded counterparts. (SD1)</p>	LAB, FIN
<u>SB2840, SD1</u>	<p>RELATING TO REPORTING DEATHS TO STATE AGENCIES. Authorizes the DOH to continue to disclose, including through electronic means, lists of names of persons whose deaths have been recorded by DOH to state agencies that maintain official lists of persons and are prohibited by federal law from sharing information for the lists. Requires lists of the deceased from DOH to also include the last four digits of the deceased's social security number, if known. (SD1)</p>	LAB, HLT, CPC
<u>SB2841</u>	<p>RELATING TO PAYMENTS BY EMPLOYERS TO THE EMPLOYEES' RETIREMENT SYSTEM. Confirms that employer contributions to the Employees' Retirement System may be made in advance or on a monthly basis.</p>	LAB, FIN
<u>SB2849, SD1</u>	<p>RELATING TO ESCROW DEPOSITORIES. Clarifies the escrow depositories law by: adding definitions; authorizing the commissioner of financial institutions to use NMLS for its escrow depositories program; adding criminal history record check and disclosure requirements to licensure and change in control applications; updating the escrow depository license renewal date for consistency with NMLS; clarifying sale or transfer of license or change in control requirements; and updating certain fees. (SD1)</p>	CPC/JUD, FIN
<u>SB2856</u>	<p>RELATING TO CONSUMER PROTECTION. Clarifies scope of Office of Consumer Protection investigator powers.</p>	JUD

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SB2883	RELATING TO AMENDING IDENTITY OF REGISTRANT'S PARENT ON A BIRTH CERTIFICATE. Clarifies that amendments to birth records that change parenthood shall not be conducted through the Uniform Information Practices Act procedures to correct personal records, but must be pursuant to a court order of appropriate jurisdiction or other legal establishment of parenthood.	HLT, JUD
SB2887, SD1	RELATING TO DEVELOPMENTAL DISABILITIES. Amends the definition of "developmental disabilities" in section 333F-1, Hawaii Revised Statutes, to include children from birth to age 9 who have a substantial developmental delay or specific congenital or acquired condition and without services and supports, have a high probability of meeting criteria for developmental disabilities later in life. (SD1)	HUS/HLT, FIN
SB2921	RELATING TO CONFORMITY TO THE INTERNAL REVENUE CODE. Conforms Hawaii income and estate and generation-skipping transfer tax laws to the Internal Revenue Code of 1986, as amended as of December 31, 2015, and makes technical, nonsubstantive amendments.	FIN
SB2926, SD1	RELATING TO ADMINISTRATIVE TAX APPEALS AND DISPUTE RESOLUTION PROGRAM. Changes the title of the appeals officer from independent appeals officer to administrative appeals officer. Makes a taxpayer or return preparer eligible to petition to participate in the administrative appeals and dispute resolution program and establishes conditions, procedures, and deadlines whereby the taxpayer or return preparer may petition to do so. Takes effect on 1/7/2059. (SD1)	JUD, FIN
SB2939	RELATING TO THE UNIVERSITY OF HAWAII ACCOUNTING AND FINANCIAL MANAGEMENT SYSTEM. Repeals the sunset provisions, with respect to the University of Hawaii, from sections 40-1, 40-2, 40-4, 40-6, 40-58, and 40-81, Hawaii Revised Statutes.	HED, FIN
SB2971	RELATING TO THE UNIVERSITY OF HAWAII. Repeals requirement that UH prepare an annual report regarding the construction academy.	HED, FIN
SB2975	RELATING TO BLOOD GLUCOSE MONITORING. Authorizes DOE employees to volunteer to administer or assist a student with blood glucose monitoring.	HLT, JUD

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SB3024, SD1	RELATING TO THE STATE ETHICS COMMISSION. Reduces the appropriation in Act 151, SLH 2015, to the state ethics commission for an electronic filing system. Establishes a task force to examine the State's lobbyist laws and make recommendations to the legislature to amend these laws, if necessary. Re-appropriates the savings for an electronic filing system to cover the expenses of the lobbyist law task force. Takes effect on 1/7/2059. (SD1)	JUD, FIN
HR25	REQUESTING THE ESTABLISHMENT OF AN ERIN'S LAW TASK FORCE.	HUS, EDN
HR26	RECOGNIZING AEROSPACE AS A STRATEGIC AND TIMELY GROWTH INDUSTRY FOR HAWAII AND REQUESTING THE STATE ADMINISTRATION TO TAKE PROACTIVE, COORDINATED, AND SUSTAINED ACTION TO FULLY REALIZE THE SIGNIFICANT SCIENTIFIC, EDUCATIONAL, AND COMMERCIAL BENEFITS THE AEROSPACE INDUSTRY CAN BRING TO THE STATE.	EDB, FIN
HR27	REQUESTING THE UNITED STATES CONGRESS TO CALL A CONVENTION OF THE STATES FOR THE PURPOSE OF PROPOSING AMENDMENTS TO THE UNITED STATES CONSTITUTION.	JUD, FIN
HR28	REQUESTING THE CONVENING OF A TASK FORCE TO CONDUCT A STUDY ON IMPOSING MANDATORY ALTERNATIVE DISPUTE RESOLUTION TO RESOLVE HOMEOWNERS ASSOCIATIONS DISPUTES.	CPC, JUD
HR29	REQUESTING THE REVISION OF FEDERAL REGULATIONS SO THAT HOUSING SUBSIDIES THROUGH THE SECTION 8 RENTAL ASSISTANCE AND HOMEOWNERSHIP PROGRAM PAID DIRECTLY TO AN APPLICANT OF THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM ARE EXCLUDED FROM THE CALCULATION OF HOUSEHOLD INCOME TO DETERMINE ELIGIBILITY FOR THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM.	HSG/HUS, FIN
HCR59	RECOGNIZING AEROSPACE AS A STRATEGIC AND TIMELY GROWTH INDUSTRY FOR HAWAII AND REQUESTING THE STATE ADMINISTRATION TO TAKE PROACTIVE, COORDINATED, AND SUSTAINED ACTION TO FULLY REALIZE THE SIGNIFICANT SCIENTIFIC, EDUCATIONAL, AND COMMERCIAL BENEFITS THE AEROSPACE INDUSTRY CAN BRING TO THE STATE.	EDB, FIN

**Committee
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HCR60	PETITIONING CONGRESS FOR A LIMITED AMENDMENTS CONVENTION FOR THE PURPOSE OF PROPOSING A FREE AND FAIR ELECTIONS AMENDMENT TO THE UNITED STATES CONSTITUTION.	JUD, FIN
HCR61	ENDORING AND SUPPORTING THE ALA WAI WATERSHED PARTNERSHIP AND REQUESTING A REPORT ON PROGRESS MADE BY THE PARTNERSHIP.	EEP, WAL
HCR62	REQUESTING THE UNITED STATES CONGRESS TO CALL A CONVENTION OF THE STATES FOR THE PURPOSE OF PROPOSING AMENDMENTS TO THE UNITED STATES CONSTITUTION.	JUD, FIN
HCR63	REQUESTING THE CONVENING OF A TASK FORCE TO CONDUCT A STUDY ON IMPOSING MANDATORY ALTERNATIVE DISPUTE RESOLUTION TO RESOLVE HOMEOWNERS ASSOCIATIONS DISPUTES.	CPC, JUD
HCR64	REQUESTING THE REVISION OF FEDERAL REGULATIONS SO THAT HOUSING SUBSIDIES THROUGH THE SECTION 8 RENTAL ASSISTANCE AND HOMEOWNERSHIP PROGRAM PAID DIRECTLY TO AN APPLICANT OF THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM ARE EXCLUDED FROM THE CALCULATION OF HOUSEHOLD INCOME TO DETERMINE ELIGIBILITY FOR THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM.	HSG/HUS, FIN