

HOUSE OF REPRESENTATIVES
THE TWENTY-NINTH LEGISLATURE
REGULAR SESSION OF 2017

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CORRECTED NOTICE OF DECISION MAKING

The hearing time has been changed from 2:15 PM to 2:00 PM

DATE: Wednesday, February 15, 2017
TIME: ~~2:15 PM~~ 2:00 PM
PLACE: Conference Room 329
 State Capitol
 415 South Beretania Street

A M E N D E D A G E N D A

The following measure(s) were previously heard on **February 9, 2017**.

HB 1019
Status

RELATING TO THE STATE RISK MANAGEMENT AND
INSURANCE ADMINISTRATION.

CPC, FIN

Amend the responsibilities of the Comptroller to acquire risk management, investigative, claims adjustment, actuarial, and other services on a fee for services compensation method through an exemption of applicable sections in chapter 431, Hawaii Revised Statutes, that do not allow this. Chapter 431 only allows the State's insurance broker to be compensated through commissions paid by the insurance companies the State buys insurance from which are based on a percentage of the insurance policy premium.

HB 1086
Status

RELATING TO INSURANCE.

CPC, FIN

Provides the Insurance Commissioner express prior approval authority over long-term care insurance rates. Makes technical, nonsubstantive amendments for clarity and consistency.



HB 1087
Status

RELATING TO INSURANCE.

CPC, FIN

Updates Hawaii Revised Statutes title 24 by: changing the dollar amount of the benefits, recovery, or compensation obtained or attempted to be obtained for a class C felony, and misdemeanor; requiring insurers seeking a certificate of authority to submit a Uniform Certificate of Authority Application to the Insurance Division and to clarify that the insurer's name must comply with sections 431:3-202(b) and 431:4-104(d)(1); including application and service fees charged to motor vehicle self-insurers; allowing the Insurance Commissioner to issue a declaration before an event that may require the use of nonresident adjusters; complying with the National Association of Insurance Commissioners' Producer Licensing Model Act; allowing third-party claimants to claim the general excise tax and certificate of ownership fee in total loss claims; requiring that certain costs and expenses incurred by the Insurance Commissioner during supervisory proceedings be paid or reimbursed by the assets of the insurer; and making technical, nonsubstantive amendments for clarity and consistency.

The following measure(s) were previously heard on **February 14, 2017**.

HB 50, HD1
(HSCR105)
Status

RELATING TO APPRAISAL MANAGEMENT COMPANIES.

IAC, CPC, FIN

Establishes an Appraisal Management Company Registration Program within the Department of Commerce and Consumer Affairs to conform to minimum standards of the Appraisal Management Companies Final Rule and Dodd-Frank Wall Street Reform and Consumer Protection Act. Establishes registration requirements, standards, and penalties for violations.

HB 75, HD1
(HSCR138)
Status

RELATING TO THE SMALL BUSINESS REGULATORY FLEXIBILITY ACT.

EDB, CPC, FIN

Extends the time given to an agency to submit a small business impact statement to the Departmental Advisory Committee on Small Business and the Small Business Regulatory Review Board. Gives the Board the opportunity to submit comments to the Governor within ten days after the proposed rules are submitted to the Governor for approval for public hearing. (HB75 HD1)

HB 190, HD1
(HSCR102)
Status

RELATING TO PRIVATE FLIGHT SCHOOLS.

EDN/HED, CPC, FIN

Requires the Department of Education to authorize private flight schools that: (1) are physically present in the State; (2) are certified by the Federal Aviation Administration; (3) offer flight instructor certificates; (4) request authorization; and (5) meet other requirements established by the rules of the Department. (HB190 HD1)

HB 206, HD1
(HSCR65)
Status

RELATING TO ENHANCED 911 SERVICES.

IAC, CPC, FIN

Establishes a prepaid wireless E911 surcharge at the point of sale. Allows sellers to deduct and retain for administrative purposes 3% of the surcharge that is collected. Requires deposit of surcharge balance in the enhanced 911 fund. (HD1)



HB 238
Status

RELATING TO REAL ESTATE BROKERS.

CPC, JUD

Creates criminal penalties for real estate brokers for improper deposit, segregation, or disposition of client trust account funds. Requires the principal broker to report the client trust account number and name of the managing institution to the real estate commission. Specifies that the principal broker must report changes in the account number and account location within ten days of a change. Authorizes the real estate commission to take action in circuit court to enforce client trust account requirements.

HB 248, HD1
(HSCR156)
Status

RELATING TO HEALTH INSURANCE.

HLT, CPC, FIN

Requires all health insurers, including health benefits plans under chapter 87A, HRS, to disclose on their public web sites any standards, criteria, or information used for making preauthorization decisions. (HB248 HD1)

HB 637, HD1
(HSCR114)
Status

RELATING TO THE STATE BUILDING CODES.

WAL, CPC, FIN

Expedites the review, update, and adoption of the Uniform Plumbing Code as it relates to the Hawaii State Building Codes. (HB637 HD1)

HB 648
Status

RELATING TO CONDOMINIUMS.

CPC, JUD

Clarifies that the removal or replacement of a director elected by a class of unit owners shall be by a majority of only the members of that class. Specifies that for an election in a mixed-use condominium project where directors are elected by different classes of owners, an association may cast a vote or votes allocated to any nonresidential unit owned by the association where those eligible to vote in the election are limited to owners of one or more nonresidential units, including the nonresidential unit owned by the association.

HB 735, HD1
(HSCR141)
Status

RELATING TO MOTOR VEHICLE RENTAL INDUSTRY.

TRN, CPC, FIN

Allows lessors of rental motor vehicles to pass on to lessees a government assessed fee. Defines government assessed vehicle fee and vehicle license recovery fee. (HB735 HD1)

HB 1245, HD1
(HSCR113)
Status

RELATING TO CEMETERIES.

WAL, CPC, FIN

Requires DCCA in consultation with Comptroller to develop strategies for repair and maintenance of Sunset Memorial Park in Pearl City, Oahu. Authorizes DCCA to access the Sunset Memorial Trust Fund. Limits liability for persons maintaining or repairing cemetery grounds. Requires report to Legislature. (HB1245 HD1)

HB 1308, HD1
(HSCR152)
Status

RELATING TO HOMEOWNERS ASSOCIATIONS.

HSG, CPC, FIN

Requires the Auditor to conduct a study, including a cost analysis, on the necessity and feasibility of establishing an agency within the Department of Commerce and Consumer Affairs to regulate homeowners associations, and to submit a report of its progress to the Legislature prior to the 2018 Regular Session. (HB1308 HD1)



HB 1325
(HSCR51)
Status

RELATING TO BIOSECURITY.

AGR, CPC, FIN

Requires the DOA to establish parameters and construction requirements for biosecurity facilities that provide for and ensure the safety of agricultural and food commodities. Makes appropriations for the biosecurity program, including projects for import replacements of high risk crops.

HB 1574, HD1
(HSCR218)
Status

RELATING TO ENERGY RATES.

EEP, CPC, FIN

Requires the public utilities commission to establish a tiered rate structure for customers of electric utilities. Requires the commission to establish discounted rates for low-income customers of electric utilities. Directs the public benefits fee to be appropriately tiered. Allows the fee to be used to benefit energy efficiency advancement for low- and middle-income ratepayers and for emergency energy workforce retraining and transition programs.

HB 1181, HD1
(HSCR209)
Status

**RELATING TO WORKERS' COMPENSATION
PRESCRIPTION DRUG REIMBURSEMENT.**

LAB, CPC, FIN

Amends the reimbursement rate for prescription drugs in the workers' compensation system to be ninety per cent of the average wholesale price. Restricts the provision of physician-dispensed prescription drugs to an unspecified time following injury. (HB1181 HD1)

HB 1080, HD1
(HSCR182)
Status

**RELATING TO THE AUTHORITY TO ADJUST
PROFESSIONAL AND VOCATIONAL LICENSING FEES.**

IAC, CPC, FIN

Updates section 92-28, Hawaii Revised Statutes, to include all of the Department of Commerce and Consumer Affairs' professional and vocational licensing chapters to allow for flexibility to adjust professional and vocational licensing fees in a timely manner, subject to the approval of the Governor. (HB1080 HD1)

HB 1471, HD1
(HSCR180)
Status

RELATING TO TAXATION.

TOU, CPC, FIN

Allows transient accommodations brokers to register as tax collection agents to collect and remit general excise and transient accommodations taxes on behalf of operators and plan managers using their services. Ensures that the subject property is in compliance with applicable land use laws. Allocates \$1,000,000 of TAT revenues to each county for FY 2017-2018. Sunsets on 12/31/2022. (HB1471 HD1)

HB 1262, HD1
(HSCR183)
Status

RELATING TO CHARTER TOUR OPERATORS.

IAC, CPC, FIN

Permits charter tour operators to maintain client trust accounts in a federally insured financial institution outside the State; provided that charter tour operators agree to allow the Department of Commerce and Consumer Affairs to access the tour operator's financial records through the financial institution. (HB1262 HD1)



HB 1081, HD1
(HSCR186)
Status

RELATING TO CITATIONS FOR BEAUTY CULTURE VIOLATIONS.

IAC, CPC, JUD

Authorizes the issuance of a citation for specific violations of beauty culture laws by licensees and permittees. Sets forth a process for licensees and permittees to contest the citation and provides for the assessment of fines for each violation. (HB1081 HD1)

HB 914, HD1
(HSCR215)
Status

RELATING TO HEALTH INSURANCE.

HLT, CPC, FIN


Requires a health carrier with a network plan to maintain a network that provides sufficient practitioners and services to meet the needs of the enrollees or members. (HB914 HD1)

As this is a decision making meeting only, no public testimony will be accepted.

If you require special assistance or auxiliary aids and/or services to participate in the House public hearing process (i.e., sign or foreign language interpreter or wheelchair accessibility), please contact the Committee Clerk at 586-6437 at least 24 hours prior to the hearing for arrangements. Prompt requests submitted help to ensure the availability of qualified individuals and appropriate accommodations.

For further information, please call the Committee Clerk at 586-6437.

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Rep. Angus L.K. McKelvey
Chair

