

THE SENATE  
KA 'AHA KENEKOA

THE THIRTY-SECOND LEGISLATURE  
REGULAR SESSION OF 2023

COMMITTEE ON COMMERCE AND CONSUMER PROTECTION

Senator Jarrett Keohokalole, Chair  
Senator Carol Fukunaga, Vice Chair

NOTICE OF HEARING

DATE: Tuesday, February 7, 2023  
TIME: 9:15 AM  
PLACE: Conference Room 229 & Videoconference  
State Capitol  
415 South Beretania Street

**PHOTO ID REQUIRED FOR ENTRANCE TO THE STATE CAPITOL  
BUILDING HOURS: 7AM TO 5PM, MONDAY - FRIDAY**

Face masks are recommended while visiting the State Capitol and may be required in some offices.  
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*The Legislature is accepting written, videoconference, and in-person testimony at public hearings.*  
A live stream of all Senate Standing Committee meetings will be available on the [Senate YouTube Channel](#).

A G E N D A

**SB 499** RELATING TO PROFESSIONAL ENGINEERS, ARCHITECTS, CPN, JDC

[Status &  
Testimony](#)

SURVEYORS AND LANDSCAPE ARCHITECTS.  
Clarifies that the conviction of a crime by a person holding a license to practice professional engineering, architecture, land surveying, or landscape architecture in the State, that is substantially related to the qualifications, functions, and duties of the licensee constitutes a ground for disciplinary action by the State Board of Professional Engineers, Architects, Surveyors, and Landscape Architects. Allows the Board to suspend or revoke a convicted licensee's license or decline to reissue a license to a convicted licensee subject to certain conditions.

**SB 1448** RELATING TO THE STATE BOARD OF PROFESSIONAL CPN, WAM

[Status &  
Testimony](#)

ENGINEERS, ARCHITECTS, SURVEYORS, AND  
LANDSCAPE ARCHITECTS.  
Increases the number of members composing the State Board of Professional Engineers, Architects, Surveyors, and Landscape Architects from fourteen to sixteen members, and requires one member to have at least five years of experience as an employee of a government agency.

<p><a href="#"><u>SB 1523</u></a>  <a href="#"><u>Status &amp; Testimony</u></a></p>	<p>RELATING TO THE STATE BOARD OF PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS AND LANDSCAPE ARCHITECTS.          Requires the State Board of Professional Engineers, Architects, Surveyors and Landscape Architects to, upon its denial of an application for licensure, provide the applicant with a written notice of denial accompanied by a written explanation describing the reasons for the board's denial.</p>	<p>CPN</p>
<p><a href="#"><u>SB 709</u></a>  <a href="#"><u>Status &amp; Testimony</u></a></p>	<p>RELATING TO AN INCOME TAX CREDIT.          Establishes a nonrefundable individual income tax credit for expenses paid to retrofit a residence with wind resistive devices.</p>	<p>CPN, WAM</p>
<p><a href="#"><u>SB 797</u></a>  <a href="#"><u>Status &amp; Testimony</u></a></p>	<p>RELATING TO TIME SHARING PLANS.          Specifies that primary and secondary plan documents be listed in the public disclosure statement of a time share plan. Clarifies the manner in which the required disclosure of liens, title defects, or encumbrances on the titles of units may be made. Provides that a review of encumbrances be waived upon the certification from the developer that the time share interest is free and clear of blanket liens or that identifies all blanket liens.</p>	<p>CPN</p>
<p><a href="#"><u>SB 799</u></a>  <a href="#"><u>Status &amp; Testimony</u></a></p>	<p>RELATING TO TIME SHARING PLANS.          For time share plans that use title-holding trusts, requires the developer to submit a title report evidencing that the title vested in the trustee. For time share plans that use a notice of time share plan, requires the recordation of the notice and its submission. For time share plans that use alternative arrangements, requires the recordation of any alternative arrangement documents.</p>	<p>CPN</p>
<p><a href="#"><u>SB 1131</u></a>  <a href="#"><u>Status &amp; Testimony</u></a></p>	<p>RELATING TO TIME SHARE PLANS.          Amends the definitions of "time share interest" and "time share plan" in state time sharing plan law for the purpose of subjecting any fractional ownership plan for a joint homeownership limited liability company, or any other entity, to the law.</p>	<p>CPN, JDC</p>
<p><a href="#"><u>SB 930</u></a>  <a href="#"><u>Status &amp; Testimony</u></a></p>	<p>RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE.          Allows a landlord or landlord's agent to charge an application screening fee at the time a rental application is processed for residential property. Caps the amount of an application screening fee at \$25 and prohibits fees to be charged for each member of a household. Requires the landlord or landlord's agent to provide a receipt for payment of the application screening fee and copy of any report obtained, if requested by the applicant, and within ten days of the applicant's request. Requires the landlord or landlord's agent to return any unauthorized fee amounts to the applicant.</p>	<p>CPN</p>

<p><b><u>SB 1326</u></b></p> <p><a href="#"><u>Status &amp; Testimony</u></a></p>	<p>RELATING TO TITLE 24, HAWAII REVISED STATUTES.</p> <p>Provides amendments to external review procedures to improve consistency with the National Association of Insurance Commissioners Uniform Health Carrier External Review Model Act. Requires health insurers, mutual benefit societies, and health maintenance organizations to cover mandated services for mammography at least as favorably as coverage for other radiological examinations.</p>	<p>CPN, WAM</p>
<p><b><u>SB 1327</u></b></p> <p><a href="#"><u>Status &amp; Testimony</u></a></p>	<p>RELATING TO THE USE OF ELECTRONIC FILING BY THE PUBLIC UTILITIES COMMISSION.</p> <p>Authorizes the Public Utilities Commission to use electronic filing processes, including electronic service of documents, to conform to the provisions of chapters 269, 271, and 271G, Hawaii Revised Statutes, and current practices.</p>	<p>CPN</p>
<p><b><u>SB 1577</u></b></p> <p><a href="#"><u>Status &amp; Testimony</u></a></p>	<p>RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS.</p> <p>Requires the Department of Commerce and Consumer Affairs to make all business registration applications available online. Requires all applications to contain certain contact information.</p>	<p>CPN, JDC</p>
<p><b><u>SB 1579</u></b></p> <p><a href="#"><u>Status &amp; Testimony</u></a></p>	<p>RELATING TO ACCESS ORGANIZATIONS.</p> <p>Requires that any revenue derived from an access organization that receives public, education, and government access funds shall be deposited into the state general fund.</p>	<p>CPN, WAM</p>

Decision Making to follow, if time permits.

All testimony received by the Hawai'i Senate is posted on the Hawai'i Legislature's website, which is accessible to the public. Please do not include private information that you do not want disclosed to the public.

Please go to the Legislature's website, [www.capitol.hawaii.gov](http://www.capitol.hawaii.gov), to submit **written testimony** at least 24 hours prior to the hearing. Create a free account on the website, or sign in to an existing account, then click on the "Participate" drop down menu and select the "Submit Testimony" option to get started. While submitting your written testimony, you will be prompted to indicate if you would also like to testify at the hearing in-person or remotely via videoconference.

Please note the following:

- The number of oral testifiers and/or time allotted to each testifier may be limited by the Chair when necessary to adhere to the committee hearing schedule. We may not be able to accommodate everyone who requests to testify orally.
- Testifiers for this hearing will be limited to **2 minutes** each.

If you wish to **testify via videoconference** during the hearing, please review the detailed step-by-step instructions for testimony procedures before you submit your written testimony. Here's a direct link to the instructions: <https://capitol.hawaii.gov/docs/testimonyinstructions.pdf>

For general help navigating the committee hearing process, please contact the Public Access Room at (808) 587-0478 or [par@capitol.hawaii.gov](mailto:par@capitol.hawaii.gov). You can also visit their website at <https://lrb.hawaii.gov/par/>.

For special assistance: The cable TV broadcast and/or live stream of this meeting will include closed captioning. If you require other auxiliary aids or services to participate in the public hearing process (i.e., interpretive services (oral or written) or ASL interpreter), or are unable to submit testimony via the website due to a disability, please contact the committee at [CPNcommittee@capitol.hawaii.gov](mailto:CPNcommittee@capitol.hawaii.gov) at least 24 hours prior to the hearing.

For amended notices: Measures that have been deleted are stricken through and measures that have been added are underscored. If a measure is both underscored and stricken through, that measure has been deleted from the agenda.

FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT (808) 587-7215.

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Senator Jarrett Keohokalole  
Chair