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Written Comments

SB3225

A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES OR THE SESSION LAWS OF HAWAII FOR THE PURPOSES OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, OR DELETING OBSOLETE OR UNNECESSARY PROVISIONS

Charlotte A. Carter-Yamauchi, Director
Legislative Reference Bureau

Presented to the Senate Committee on Judiciary

Wednesday, February 18, 2026, 9:05 a.m.
Conference Room 016 & Videoconference

Chair Karl Rhoads and Members of the Committee:

Good morning Chair Rhoads and members of the Committee. My name is Charlotte Carter-Yamauchi, and I am the Director of the Legislative Reference Bureau and the Revisor of Statutes. Thank you for providing the opportunity to submit testimony in support of Senate Bill No. 3225, Relating to Statutory Revision. Bills such as Senate Bill No. 3225 have come to be known as the "statutory revision bill" and are prepared and submitted by the Legislative Reference Bureau pursuant to our statute revision functions, set forth in chapter 23G of the Hawaii Revised Statutes.

All amendments in the measure are intended to be technical in nature to correct errors, omissions, or obsolete law. They either contain no substantive change to the law, or if they do have substantive effect, they are intended to correct the types of errors noted in the memorandum attached to this testimony. Please note that the memorandum explains the rationale for each amendment proposed by this bill. Also, please note that the bill was reviewed prior to introduction by the Department of the Attorney General, and we have revised the bill to address any concerns raised.

The Bureau would be pleased to assist the Committee in preparing the committee report and making any changes to the revision bill that the Committee deems appropriate. Should the Committee have any follow-up questions, please contact John Morsey, Assistant Director for Revision of Statutes, by phone at 808-587-0670 or by e-mail at j.morsey@capitol.hawaii.gov.

Attachment

**MEMORANDUM CONCERNING PROPOSED
STATUTORY REVISIONS FOR THE 2026 REGULAR LEGISLATIVE SESSION
TO BE CONTAINED IN A BILL ENTITLED
"A BILL FOR AN ACT RELATING TO STATUTORY REVISION:
AMENDING OR REPEALING VARIOUS PROVISIONS OF
THE HAWAII REVISED STATUTES OR THE SESSION LAWS OF HAWAII
FOR THE PURPOSES OF CORRECTING ERRORS AND REFERENCES,
CLARIFYING LANGUAGE, OR DELETING OBSOLETE OR
UNNECESSARY PROVISIONS"**

**Prepared by the Legislative Reference Bureau
Pursuant to Section 23G-20, Hawaii Revised Statutes**

COMMENT

Act 175, Session Laws of Hawaii 2025, added nine new statutory sections to chapter 325, HRS. Further, Act 175 amended section 36-27(a), HRS, by adding paragraph (35) to exempt the "[u]niversal immunization purchase special fund under section 325- " from the central service assessment but did not specify the new statutory section being referred to under chapter 325. The Revisor designated as section "325-133" the new statutory section that established the universal immunization purchase special fund. Accordingly, in the 2025 HRS Supplement, the Revisor amended section 36-27(a)(35), HRS, by changing the reference from section "325- " to section "325-133". This amendment should be ratified. Additional technical nonsubstantive amendments are made for purposes of consistency and style.

SECTION 1. Section 36-27, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

"(a) Except as provided in this section, and notwithstanding any other law to the contrary, from time to time, the director of finance, for the purpose of defraying the prorated estimate of central service expenses of government in relation to all special funds, except the:

- (1) Special out-of-school time instructional program fund under section 302A-1310;
- (2) School cafeteria special funds of the department of education;
- (3) Special funds of the [~~University~~] university of Hawaii;
- (4) Convention center enterprise special fund under section 201B-8;
- (5) Special funds [~~established by~~] under section 206E-6;
- (6) Aloha Tower fund [~~created by~~] under section 206J-17;

- (7) Funds of the employees' retirement system [~~created by~~ under section 88-109;
- (8) Hawaii hurricane relief fund [~~established~~] under chapter 431P;
- (9) Hawaii health systems corporation special funds and the subaccounts of its regional system boards;
- (10) Universal service fund [~~established~~] under section 269-42;
- (11) Emergency and budget reserve fund under section 328L-3;
- (12) Public schools special fees and charges fund under section 302A-1130;
- (13) Sport fish special fund under section 187A-9.5;
- (14) Neurotrauma special fund under section 321H-4;
- (15) Glass advance disposal fee [~~established by~~] under section 342G-82;
- (16) Center for nursing special fund under section 304A-2163;
- (17) Passenger facility charge special fund [~~established by~~] under section 261-5.5;
- (18) Solicitation of funds for charitable purposes special fund [~~established by~~] under section 467B-15;
- (19) Land conservation fund [~~established by~~] under section 173A-5;
- (20) Court interpreting services revolving fund under section 607-1.5;
- (21) Trauma system special fund under section 321-22.5;
- (22) Hawaii cancer research special fund;
- (23) Community health centers special fund;
- (24) Emergency medical services special fund;
- (25) Rental motor vehicle customer facility charge special fund [~~established~~] under section 261-5.6;
- (26) Shared services technology special fund under section 27-43;
- (27) Automated victim information and notification system special fund [~~established~~] under section 353-136;
- (28) Deposit beverage container deposit special fund under section 342G-104;
- (29) Hospital sustainability program special fund under section 346G-4;
- (30) Nursing facility sustainability program special fund under section 346F-4;
- (31) Hawaii 3R's school improvement fund under section 302A-1502.4;
- (32) After-school plus program revolving fund under section 302A-1149.5;

- (33) Civil monetary penalty special fund under section 321-30.2;
- (34) Stadium development special fund under section 109-3.5; and
- (35) Universal immunization purchase special fund under section [†]325-133[†],

shall deduct five per cent of all receipts of all other special funds, which deduction shall be transferred to the general fund of the State and become general realizations of the State. All officers of the State and other persons having power to allocate or disburse any special funds shall cooperate with the director in effecting these transfers. To determine the proper revenue base upon which the central service assessment is to be calculated, the director shall adopt rules pursuant to chapter 91 for the purpose of suspending or limiting the application of the central service assessment of any fund. No later than twenty days prior to the convening of each regular session of the legislature, the director shall report all central service assessments made during the preceding fiscal year."

COMMENT

Section 103D-215(b), HRS, refers to the "state procurement automation special fund". However, the correct name of the fund is the "state procurement automation system special fund". Accordingly, section 103D-215(b), HRS, should be amended by changing "state procurement automation special fund" to "state procurement automation system special fund".

SECTION 2. Section 103D-215, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

"(b) The state procurement automation system special fund shall be expended by the administrator of the state procurement office for the purposes of the administration, management, operation, maintenance, and upgrade of the procurement automation system."

COMMENT

Section 132D-16.6, HRS, refers to "section 132D-10(2)". However, section 9 of Act 243, Session Laws of Hawaii 2025, amended section 132D-10, HRS, by, among other things, adding subsection designations. Accordingly, section 132D-16.6, HRS, should be amended by changing "section 132D-10(2)" to "section 132D-10(a)(2)". Additional technical nonsubstantive amendments are made for the purpose of style.

SECTION 3. Section 132D-16.6, Hawaii Revised Statutes, is amended to read as follows:

"~~[†]~~**§132D-16.6**~~[†]~~ **Display site inspection.** Each county fire chief is authorized to conduct inspections of the persons conducting a display, including the site where the display is occurring or will occur within the fire chief's county to determine compliance with the applicable county code and the current editions of the National Fire Protection Association's "NFPA 1123: Code for Fireworks Display" and "NFPA 1126: Standard for the Use of Pyrotechnics Before a Proximate Audience". An inspection fee of \$200 shall be assessed by the county upon the holder of a permit for a display under section ~~[132D-10(2),]~~ 132D-10(a)(2), which shall be separate from the display permit fee under that section. The inspection fee shall be paid to the county in which the display will occur~~[†]~~ and shall be used to defray the cost of the official conducting the inspection of the display setup."

COMMENT

Act 235, Session Laws of Hawaii 2025, amended section 142-3, HRS, by, among other things, adding references to the "department or board of agriculture". Further, Act 236, Session Laws of Hawaii 2025, in global amendments, renamed existing references to the "department of agriculture" as the "department of agriculture and biosecurity" (in section 17) and the "board of agriculture" as the "board of agriculture and biosecurity" (in section 18). Because the then-existing language of section 142-3, HRS, included references to the "department of agriculture" but did not include references to the "board of agriculture", section 17 of Act 236 specifically amended section 142-3, HRS, but section 18 of Act 236 did not. Accordingly, to effectuate the intent of the global amendments in Act 236, the Revisor amended section 142-3(b)(5) and (7), HRS, in the 2025 HRS Supplement by changing "department or board of agriculture" to "department or board of agriculture and biosecurity". These amendments should be ratified. Additional technical nonsubstantive amendments are made for purposes of clarity and style.

SECTION 4. Section 142-3, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

"(b) In the performance of its duties under this chapter, the department of agriculture and biosecurity may:

- (1) Conduct investigations, collect data, and require reports from owners of animals, including livestock animals, as may be necessary to conduct inspections or facilitate its decisions;

- (2) Enter upon private property, including agricultural lands, as may be necessary in making any investigation or inspection required or authorized by this chapter; provided that the entry shall not constitute a cause of action in favor of the owner of the land, except for damages resulting from wilful acts or negligence by the department or its employees acting in the course of their official duties;
- (3) Establish and assess fees pursuant to chapter 91 to cover a portion of the department's costs in carrying out the implementation and administration of any programs established or authorized under this chapter;
- (4) Recover expenses incurred in taking any action required by the owner of the animals, including livestock, in the same manner that debts are recoverable by law;
- (5) Assess and collect administrative penalties for violation of this chapter, any rule adopted thereunder, or order issued by the department or board of agriculture [†]and biosecurity[†] pursuant to this chapter;
- (6) Place liens, as needed, on the owner's property, to be collected as delinquent taxes against lands and property, if the owner neglects to pay any costs, expenses, or penalties chargeable to the owner under this chapter[‡] or any rule, order, or condition adopted, issued, or required under this chapter;
- (7) With the assistance of the attorney general, institute and pursue all court actions that may be necessary to obtain the enforcement of any order issued by the department or board of agriculture [†]and biosecurity[†] in carrying out this chapter;
- (8) Cooperate, advise, consult, contract, or enter into cooperative agreements with the United States government[‡] or any of its agencies, other state agencies, or the county governments[‡] or any of ~~its~~ their agencies; and
- (9) Take any and all other actions as may be necessary to carry out this chapter."

COMMENT

Act 235, Session Laws of Hawaii 2025, amended section 142-3.6, HRS, by, among other things, adding a reference to the "department of agriculture". Further, Act 236, Session Laws of Hawaii 2025, in global amendments, renamed existing references to the "department of agriculture" as the "department of

agriculture and biosecurity" (in section 17) and the "board of agriculture" as the "board of agriculture and biosecurity" (in section 18). Because the then-existing language of section 142-3.6, HRS, included references to the "board of agriculture" but did not include references to the "department of agriculture", section 18 of Act 236 specifically amended section 142-3.6, HRS, but section 17 of Act 236 did not. Accordingly, to effectuate the intent of the global amendments in Act 236, the Revisor amended section 142-3.6(3), HRS, in the 2025 HRS Supplement by changing "department of agriculture" to "department of agriculture and biosecurity". This amendment should be ratified. Additional technical nonsubstantive amendments are made for purposes of clarity, consistency, and style.

SECTION 5. Section 142-3.6, Hawaii Revised Statutes, is amended to read as follows:

"§142-3.6 Animal industry special fund. There is established the animal industry special fund to be administered by the board of agriculture and biosecurity. Moneys received by the board of agriculture and biosecurity from:

- (1) The use or rental of the division of animal industry's [~~properties~~] property or facilities, including the animal quarantine property or facilities pursuant to section 142-3.5;
- (2) Revenue from fees for diagnostic, surveillance, and other work by the animal industry division veterinary laboratory and animal disease control branch;
- (3) Fines, fees, costs, and damages recovered by the department of agriculture [~~+~~]and biosecurity[~~+~~] under section 142-32;
- (4) Fees for applications to register a brand or mark pursuant to section 142-41; and
- (5) Appropriations or other moneys made available, shall be deposited into the special fund. Fines collected under section 708-823.2 shall be deposited into the special fund. All interest earned or accrued on moneys deposited in the special fund shall become part of the special fund. Moneys in the special fund shall be expended to cover costs of the division of animal industry, including the costs of salaries, fringe benefits, operating expenses, equipment, motor vehicles, [~~contract~~] contracts with any qualified [~~person~~] persons or [~~entity~~] entities for livestock handling services, improvements to laboratory capabilities and operations, and operating and maintenance of the animal industry facilities; provided that moneys in the special fund may be used to fund the department's resource management and planning programs. A reserve shall be maintained in the special fund to cover contingency costs, including accrued vacation leave, unemployment insurance, and workers' compensation."

COMMENT

Act 235, Session Laws of Hawaii 2025, amended section 142-18, HRS, by, among other things, adding an additional reference to the "department of agriculture". Further, section 5 of Act 236, Session Laws of Hawaii 2025, amended section 142-18, HRS, by changing an existing reference to the "department of agriculture" to the "department of agriculture and biosecurity". Moreover, Act 236, in global amendments, renamed existing references to the "department of agriculture" as the "department of agriculture and biosecurity" (in section 17). Those global amendments did not specifically include section 142-18, HRS. Accordingly, to effectuate the intent of the global amendments in Act 236, the Revisor amended section 142-18(a), HRS, in the 2025 HRS Supplement by changing the reference to the "department of agriculture" that was added by Act 235 to the "department of agriculture and biosecurity". This amendment should be ratified. Additional technical nonsubstantive amendments are made for purposes of clarity and style.

SECTION 6. Section 142-18, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

"(a) ~~[The]~~ Subject to section 142-16, the owner of all cattle reacting to the tuberculin test shall ~~[, subject to section 142-16,]~~ cause them to be segregated immediately and, within a reasonable time thereafter, to be delivered for slaughter at a time and place as may be designated by the department of agriculture and biosecurity. The slaughter shall be under the direct supervision of the department of agriculture ~~[+]~~and biosecurity~~[+]~~ and in accordance with the meat inspection regulations of the United States Department of Agriculture."

COMMENT

Section 142-32(a), (c), (d), (e), and (f), HRS, as enacted by Act 235, Session Laws of Hawaii 2025, referred to the "department of agriculture" and the "board of agriculture". Further, Act 236, Session Laws of Hawaii 2025, in global amendments, renamed existing references to the "department of agriculture" as the "department of agriculture and biosecurity" (in section 17) and the "board of agriculture" as the "board of agriculture and biosecurity" (in section 18). Those global amendments did not specifically include section 142-32, HRS. Accordingly, to effectuate the intent of the global amendments in Act 236, the Revisor amended section 142-32(a), (c), (d), (e), and (f), HRS, in the 2025 HRS Supplement by changing "department of agriculture" to "department of agriculture and biosecurity" and "board of agriculture" to "board of agriculture and biosecurity". These amendments should be ratified.

SECTION 7. Section 142-32, Hawaii Revised Statutes, is amended as follows:

1. By amending subsection (a) to read:

"(a) Except as otherwise provided by law, the department of agriculture [+]and biosecurity[+] may set, charge, and collect administrative fines, fees, and costs for any violation of this chapter for which a penalty is not otherwise provided, including attorneys' fees and costs, or bring legal action to recover administrative fines, fees, and costs, including attorneys' fees and costs, or payment for damages or for the cost to correct damages resulting from a violation of this chapter or any rule adopted thereunder."

2. By amending subsections (c) to (f) to read:

"(c) The board of agriculture [+]and biosecurity[+] may impose applicable fines by order in addition to any other administrative or judicial remedy provided by this chapter or any rule adopted thereunder.

(d) For any judicial proceeding to recover a fine, fee, or cost imposed under this section, the chairperson of the board of agriculture [+]and biosecurity[+] need only show that:

- (1) Notice was given and a hearing was held or the time granted for requesting a hearing has expired without receiving a request;
- (2) The fine, fee, or cost was imposed; and
- (3) The fine, fee, or cost remains unpaid.

(e) In addition to any other administrative or judicial remedy provided in this chapter or any rule adopted thereunder, the department of agriculture [+]and biosecurity[+] may impound, seize, confiscate, destroy, quarantine, sell, auction, or dispose of any animal, animal product, container, crate, or any other item under the jurisdiction of this chapter in the best interest of the State.

(f) Any criminal action against a person for any violation of this chapter or any rule adopted thereunder shall not preclude the State from pursuing civil legal action to recover administrative fines, fees, or costs or damages against the person. Any civil legal action to recover administrative fines, fees, or costs or damages for a violation of this chapter or any rule adopted thereunder shall not preclude the State from pursuing any appropriate criminal action against that person. Unless otherwise provided, all fines, fees, costs, and damages recovered by the department of agriculture [+]and biosecurity[+] pursuant to this section shall be deposited in the animal industry special fund established under section 142-3.6."

COMMENT

Section 142-51, HRS, as enacted by Act 235, Session Laws of Hawaii 2025, referred to the "department of agriculture". Further, Act 236, Session Laws of Hawaii 2025, in global amendments, renamed existing references to the "department of agriculture" as the "department of agriculture and biosecurity" (in section 17). Those global amendments did not specifically include section 142-51, HRS. Accordingly, to effectuate the intent of the global amendments in Act 236, the Revisor amended section 142-51, HRS, in the 2025 HRS Supplement by changing "department of agriculture" to "department of agriculture and biosecurity". These amendments should be ratified. Additional technical nonsubstantive amendments are made for purposes of clarity and style.

SECTION 8. Section 142-51, Hawaii Revised Statutes, is amended to read as follows:

"~~[+]§142-51[+]~~ **Inspection before slaughter.** No person shall allow livestock to enter a livestock harvesting establishment that slaughters or processes livestock meat and meat products unless the establishment's management has conducted a prior examination and inspection to verify the brand on animals ~~[match]~~ matches the ownership of the consignee~~[7]~~ and collects a copy of and confirms the brand with the ownership of the livestock ownership and movement certificate pursuant to section 142-49. The establishment's management may seek assistance from the department of agriculture ~~[+]~~and biosecurity~~[+]~~ or a law enforcement officer if ownership determination via brand inspection is in question~~[7]~~ or violation or theft is suspected. Livestock ownership and movement certificates that correlate with all livestock harvested at the plant shall be submitted weekly by the establishment's management to the department of agriculture ~~[+]~~and biosecurity~~[+]~~~~weekly~~."

COMMENT

Section 149A-51(a), HRS, refers to the university of Hawaii "college of tropical agriculture and human resources". However, based on a name change authorized by the President of the University of Hawaii on October 26, 2024, this entity is now known as the university of Hawaii "college of tropical agriculture and human resilience". Accordingly, section 149A-51(a), HRS, should be amended by changing "college of tropical agriculture and human resources" to "college of tropical agriculture and human resilience". Additional technical nonsubstantive amendments are made for purposes of clarity, consistency, and style.

SECTION 9. Section 149A-51, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

"(a) There shall be an advisory committee on pesticides composed of but not limited to the chairperson, or the chairperson's designated representative, who shall head the committee, and one representative each from the department of health, the department of land and natural resources, ~~[University]~~ the university of Hawaii college of tropical agriculture and human ~~[resources,]~~ resilience, the coffee industry, the diversified agriculture industry, the Hawaii Farm Bureau, the pesticide industry, the structural pest control industry, an environmental organization, a citizen group, and a landscape professional."

COMMENT

Section 163D-42(b)(1), HRS, as enacted by Act 239, Session Laws of Hawaii 2025, referred to the "board of agriculture". Further, Act 236, Session Laws of Hawaii 2025, in global amendments, renamed existing references to the "board of agriculture" as the "board of agriculture and biosecurity" (in section 18). Those global amendments did not specifically include section 163D-42, HRS. Accordingly, to effectuate the intent of the global amendments in Act 236, the Revisor amended section 163D-42(b)(1), HRS, in the 2025 HRS Supplement by changing "board of agriculture" to "board of agriculture and biosecurity". This amendment should be ratified.

SECTION 10. Section 163D-42, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

"(b) The working group shall consist of the following members:

- (1) The chairperson of the board of agriculture [~~+~~]and biosecurity[~~+~~], or the chairperson's designee, who shall serve as co-chair;
- (2) The director of business, economic development, and tourism, or the director's designee, who shall serve as co-chair;
- (3) One member of the house of representatives, to be selected by the speaker of the house of representatives;
- (4) One member of the senate, to be selected by the president of the senate; and
- (5) Members with relevant experience, to be invited by the co-chairs."

COMMENT

Section 201-81(6), HRS, refers to "sister-state or province relationships" as defined in section 229-1, HRS. However, section 6 of Act 158, Session Laws of Hawaii 2025, amended section 229-1, HRS, by changing the definition of "sister-state or province relationship" to "sister-state or province partnership". Accordingly, section 201-81(6), HRS, should be amended by changing "sister-state or province relationships" to "sister-state or province partnerships".

SECTION 11. Section 201-81, Hawaii Revised Statutes, is amended to read as follows:

"§201-81 Establishment of out-of-state offices; purposes.

The department of business, economic development, and tourism may establish and operate offices and facilities in out-of-state locations, including foreign nations, to effectuate the following purposes:

- (1) Develop programs to reach targeted companies or industries in the respective area and surrounding regions;
- (2) Monitor out-of-state government policies and regulations that have an impact on business, markets, sales, tourism, and related activities;
- (3) Host government and business officials at conferences, meetings and social occasions, or other events on matters pertaining to business opportunities and attraction of investments for the State;
- (4) Develop and conduct advertising efforts, promotional events, media coverage, and educational programs regarding commerce in the State;
- (5) Conduct related operations as needed, including hiring or contracting for consultants;
- (6) Support sister-state or province [~~relationships,~~] partnerships, as defined in section 229-1, and other partnerships that promote and enrich the people, cultures, environments, and economies of the State and its international partners; and
- (7) Generate revenue for the State."

COMMENT

Section 325-136, HRS, refers to the "universal immunization purchase program". However, it appears that the correct name of the program is the "universal immunization funding program", which was established by section 325-132, HRS. Accordingly, section 325-136, HRS, should be amended to change "universal immunization purchase program" to "universal immunization funding

program". An additional technical nonsubstantive amendment is made for the purpose of style.

SECTION 12. Section 325-136, Hawaii Revised Statutes, is amended to read as follows:

"~~[+]§325-136[+]~~ **Immunity.** Apart from liabilities of assessed entities pursuant to this part, there shall be no liability on the part of and no cause of action against the department, its independent contractors, or its employees for any action or omission in the course of operating the universal immunization ~~[purchase]~~ funding program."

COMMENT

Section 394-11(h), HRS, defines "eligible participant" as that term is used for the purposes of that section. However, section 394-11, HRS, does not use the term "eligible participant". Accordingly, section 394-11(h), HRS, should be amended by deleting the definition of "eligible participant". An additional technical nonsubstantive amendment is made for the purpose of style.

SECTION 13. Section 394-11, Hawaii Revised Statutes, is amended by amending subsection (h) to read as follows:

"(h) For the purposes of this section:

"Coordinating agency" means the participating ~~[State of Hawaii]~~ state department, agency, or office hosting and employing an intern program participant.

~~["Eligible participant" means an individual who meets established guidelines for participation in the program, including recent high school graduates, college students, and post-graduate students, and individuals seeking to transition into public service careers.]~~

"Internship program" or "program" means the state internship and workforce development program established pursuant to this section.

"Participant" means an individual accepted into the internship program."

COMMENT

The definition of "home state" in section 412:13-102, HRS, refers to "section 44(f)(4)" and "12 U.S.C. 1831(u)" with regards to the Federal Deposit Insurance Act. However, the appropriate references to that federal Act are "section 44(g)(4)" and "12 U.S.C. 1831u(g)(4)", respectively. Accordingly, the definition of "home state" in section 412:13-102, HRS, should be amended by

changing "section 44(f)(4)" to "section 44(g)(4)" and "12 U.S.C. 1831(u)" to "12 U.S.C. 1831u(g)(4)".

SECTION 14. Section 412:13-102, Hawaii Revised Statutes, is amended by amending the definition of "home state" to read as follows:

"Home state" has the same meaning in reference to national banks, state banks, and bank holding companies as is set forth in section [~~44(f)(4)~~] 44(g)(4) of the Federal Deposit Insurance Act (12 U.S.C. [~~1831(u)~~], 1831u(g)(4)), and the same meaning in reference to foreign banks as is set forth in section 5(c) of the federal International Banking Act (12 U.S.C. 3103(c))."

COMMENT

Section 514B-154.5(d), HRS, as amended by section 2 of Act 161, Session Laws of Hawaii 2025, referred to a new section presumably to be added to chapter 514, HRS, by section 1 of Act 161. The new section added by section 1 of Act 161 was added to chapter 514B, HRS, and was designated as section 514B-154.2, HRS. Accordingly, in the 2025 HRS Supplement, the Revisor amended section 514B-154.5(d), HRS, to correct the reference from section "514- " to section "514B-154.2". This amendment should be ratified.

SECTION 15. Section 514B-154.5, Hawaii Revised Statutes, is amended by amending subsection (d) to read as follows:

"(d) Except as provided under section [+]514B-154.2[+], any documents, records, and information, whether maintained, kept, or required to be provided pursuant to this section or section 514B-152, 514B-153, or 514B-154, may be made available electronically to the unit owner or owner's authorized agent if the owner or owner's authorized agent requests such in writing."

COMMENT

Section 574-3, HRS, as amended by section 18 of Act 298, Session Laws of Hawaii 2025, refers to "part IX" in relation to a child born to a gestational surrogate or genetic surrogate. Because the reference is within section 574-3, HRS, it would presumably refer to part IX of chapter 574, HRS. However, chapter 574, HRS, does not contain a part IX. Rather, the intended reference appears to be part IX of chapter 584A, HRS, which was established by section 2 of Act 298, Session Laws of Hawaii 2025, and relates to surrogacy agreements. Accordingly, section 574-3, HRS, should be amended by changing "part IX" to "part IX of chapter 584A".

SECTION 16. Section 574-3, Hawaii Revised Statutes, is amended to read as follows:

"§574-3 Children born to parents not married to each other. The registrar of births shall register any child born to parents not married to each other at the time of the child's birth and where either the natural parents have not married each other or where the parent-child relationship has not been established pursuant to chapter 584A, as having both a family name and given name chosen by the individual who gave birth to the child, unless the child is born to a gestational surrogate or genetic surrogate pursuant to part IX[~~r~~] of chapter 584A, in which case, the child's name shall be chosen by the intended parent or parents."

COMMENT

Section 706-605.6(1)(d), HRS, refers to "section 707-716(a), (e), or (f)". However, the appropriate reference for that section is "section 707-716(1)(a), (e), or (f)". Accordingly, section 706-605.6(1)(d), HRS, should be amended by changing "section 707-716(a), (e), or (f)" to "section 707-716(1)(a), (e), or (f)".

SECTION 17. Section 706-605.6, Hawaii Revised Statutes, is amended by amending subsection (1) to read as follows:

- "(1) If a person is convicted of the offense of:
- (a) Assault in the first degree, as provided by section 707-710;
 - (b) Assault in the second degree, as provided by section 707-711(1)(a), (b), (d), or (n);
 - (c) Assault in the third degree, as provided by section 707-712;
 - (d) Terroristic threatening in the first degree, as provided by section [~~707-716(a),~~] 707-716(1)(a), (e), or (f); or
 - (e) Terroristic threatening in the second degree, as provided by section 707-717; and

the victim of the offense is a sports official engaged in the lawful discharge of the sports official's duties, the court may order, in the court's discretion, that the defendant, in addition to any other punishment imposed pursuant to chapter 706, be enjoined from attending any sports event of the type at which the sports official was engaged in the lawful discharge of the sports official's duties for a period of up to twelve months from the date of sentencing for a first offense, and for life for a second or subsequent offense."

SB-3225

Submitted on: 2/11/2026 8:01:37 PM

Testimony for JDC on 2/18/2026 9:05:00 AM

Submitted By	Organization	Testifier Position	Testify
Jen	Individual	Support	Written Testimony Only

Comments:

I think it is necessary to repeal everything. All is unconstitutional. Start over. Use the U.S. constitution as your guide like you're supposed to. Anyone pushing unconstitutional law is going to prison. Think of that before you push anything that is repugnant to the Original U.S. constitution. You took an oath. Do you remember that???