

CROSSOVER BILLS

(Bills Which Passed Third Reading)

HAWAII STATE LEGISLATURE

REGULAR SESSION OF 2001

SHOWING ACTIONS TAKEN AS OF

March 8, 2001

Prepared by the:



LEGISLATIVE REFERENCE BUREAU SYSTEMS OFFICE

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Caveat: While all data are believed accurate, they are subject to change pending confirmation against official records kept by the respective Chief Clerk's offices.

FOREWORD

We are pleased to provide you with a publication which includes all bills in the current legislature which passed Third Reading as of March 8, 2001. This publication has been created by the Legislative Reference Bureau - Systems Office.

This publication includes such data as the bill number, title, introducer, description, and current status of the bill. It reflects data recorded up to and including March 8, 2001.

Wendell K. Kimura
Acting Director
Legislative Reference Bureau

March 2001

SENATE BILLS WHICH PASSED THIRD READING

- SB0016 SD1 (SSCR 737) RELATING TO MEDICAL FEE SCHEDULES.
Introduced by: Nakata B
Amends provisions relating to workers' compensation by repealing the requirement for the director of labor and industrial relations to make determinations of charges and adopt fee schedules based upon those determinations. Effective January 1, 2002, and for each succeeding calendar year thereafter, the charges shall be calculated according to the annual federal workers' compensation medical fee schedule for Hawaii. Changes the Medicare program to the federal workers' compensation medical fee schedule for Hawaii. Requires the director to update the schedules annually based on the federal workers' compensation medical fee schedule for Hawaii. -- SB0016 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0018 SD1 (SSCR 874) MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES.
Introduced by: Nakata B
Appropriation to the director of finance, the chief justice, and the chief executive officer of the Hawaii health systems corporation for all collective bargaining cost items in the arbitration award for collective bargaining units 2 (supervisory blue collar employees), 3 (nonsupervisory white collar employees), 4 (supervisory white collar employees), 6 (educational officers and other personnel of the department of education), 8 (personnel of the university of Hawaii and community college system), 9 (registered professional nurses), and 13 (other professional and scientific employees), and for state officers and employees in the executive branch, the judiciary, and employees assigned to the Hawaii health systems corporation who are excluded from collective bargaining and under the same compensation plans as those officers and employees within collective bargaining units 2, 3, 4, 6, 8, 9, and 13. (\$\$) -- SB0018 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0023 SD2 (SSCR 738) RELATING TO DISASTER RELIEF.
Introduced by: Nakata B
Establishes provision relating to paid leave for state and county employees providing disaster relief services for the American Red Cross. Provides that the governor or mayor, or their respective designees, may grant a state or county employee who is a certified American Red Cross disaster volunteer up to ____ days of paid leave of absence to perform disaster relief services for the American Red Cross. Provides criteria. -- SB0023 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0024 SD2 (SSCR 739) RELATING TO PUBLIC EMPLOYMENT.
Introduced by: Nakata B
Establishes that the head of the central personnel agency for a jurisdiction may conduct experimental modernization projects to determine whether specific changes in its human resource program would result in a more desirable program for the jurisdiction. Project to be repealed on June 30, 2002 (sunset). Amends Act 253, session laws of 2000. Provides that the state or county agency responsible for the implementation or enforcement of state or county personnel laws and rules within their respective jurisdiction shall provide the agency conducting its experimental modernization project with full cooperation in carrying out a project authorized. -- SB0024 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0028 RELATING TO DISLOCATED WORKERS.
Introduced by: Chun J, Kanno B
Amends provisions relating to dislocated workers. Changes the number of day that an employer in a covered establishment must provide written notification of a closing, partial closing, or relocation prior to closing from 45 to 90 days. Defines covered establishment to mean any industrial, commercial, or other business entity which employs at any time in the preceding 12 month period, 50 or more persons. -- SB0028
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0041 SD1 (SSCR 755) RELATING TO CONSERVATION.
Introduced by: Matsuura D
Establishes provision relating to youth conservation corps. Authorizes the governor to avail the state of the benefits of any law or laws of similar support. Provides the governor may enter into an agreement or agreements, or designate the department of land and natural resources or other departments as state agency or state agencies to enter into agreement

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with proper authorities to provide healthful outdoor training and employment for young persons and advance the conservation, development, and management of natural resources and recreational areas; and defray 1/2 of all costs incurred with respect to the programs which may be required by the applicable laws. Amends disposition of taxes provision by including the youth conservation corps as an authorized expenditures of moneys derived from the conveyance tax. Appropriation out of the natural area reserve fund to the department of land and natural resources. (\$\$) -- SB0041 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0045 SD1 (SSCR 161)

RELATING TO FARMING.
Introduced by: Matsuura D
Amends provision relating to the Hawaii right to farm Act. Repeals the established date of operation definition. Redefines farming operation to include silvicultural, apiary products, and plant and animal production for nonfood uses. Provides that no court, official, public servant, or public employee shall declare any farming operation a nuisance for any reason if the farming operation has been conducted in a manner consistent with generally accepted agricultural and management practices. Provides that there shall be a rebuttable presumption that a farming operation does not constitute a nuisance. -- SB0045 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0048 SD1 (SSCR 97)

RELATING TO PUBLIC LANDS.
Introduced by: Matsuura D
Establishes that the department of land and natural resources shall issue a 15 year extension to ranchers affected by the widening of saddle road. Provides that the department shall authorize the lessees to utilize 10 per cent of remaining land for alternative agriculture. -- SB0048 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0059 SD1 (SSCR 948)

RELATING TO PUBLIC EMPLOYMENT.
Introduced by: Matsuura D
Amends Act 253, session laws of 2000, relating to public employees excluded from collective bargaining. Establishes that each appropriate authority may make adjustments for their respective excluded employees, however adjustments, to the extent practicable, shall uniformly apply to every excluded employee within a homogeneous grouping; provided that adjustments shall not be less than those provided under collective bargaining agreements to officers and employees in the nonsupervisory white collar employees, supervisory white collar employees, and professional and scientific employees bargaining unit, as applicable. -- SB0059 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0064 SD1 (SSCR 239)

RELATING TO CRIME.
Introduced by: Kanno B, Matsuura D
Establishes provisions relating to preventing with the reporting of an emergency or crime. Provides that a person commits the offense of preventing the reporting of an emergency or crime if the person intentionally or knowingly prevents or attempts to prevent a victim or witness to a criminal act from calling a 911, emergency telephone system, obtaining medical assistance, or making a report to a law enforcement officer. Provides that interference with the reporting of an emergency or crime is a petty misdemeanor. -- SB0064 SD1
Current Status: Feb-21 01 Introduction/Passed First Reading - House
Mar-01 01 Single Referral to JHA (586-8480)

SB0065

RELATING TO CRIMINAL PROCEDURE.
Introduced by: Kanno B, Matsuura D
Amends provisions relating to the deferred acceptance of guilty plea. Prohibited use to include assault in the 3rd degree involving a family or household member. -- SB0065
Current Status: Feb-15 01 Introduction/Passed First Reading - House
Feb-16 01 Single Referral to JHA (586-8480)

SB0066 SD1 (SSCR 89)

RELATING TO AWARDING CUSTODY AND VISITATION.
Introduced by: Kanno B, Matsuura D
Amends provision relating to the award of child custody and visitation. Provides that if a parent is absent or relocates because of an act of family violence by the other parent, the absence or relocation shall not be a factor that weighs against the parent in determining

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custody or visitation; provided that, if sole or joint custody is awarded to a person found to be a perpetrator of family violence, the court shall make written findings describing the grounds for rebutting the presumption and how the award serves the best interest of the child. -- SB0066 SD1

Current Status: Feb-15 01 Introduction/Passed First Reading - House
Feb-16 01 Single Referral to JHA (586-8480)

SB0067 SD1 (SSCR 90)

RELATING TO DOMESTIC ABUSE PROTECTIVE ORDERS.

Introduced by: Kanno B, Matsuura D

Amends provision relating to modification of order. Provides that the court may deny, without hearing, a motion to dismiss or modify the terms of an existing order for protection if the motion, on its face, does not allege facts sufficient to establish a significant change in the circumstances of the parties since the issuance or last modification of the order. -- SB0067 SD1

Current Status: Feb-15 01 Introduction/Passed First Reading - House
Feb-16 01 Single Referral to JHA (586-8480)

SB0069 SD1 (SSCR 92)

RELATING TO PROTECTIVE ORDER.

Introduced by: Kanno B

Amends provision relating to protective order. Provides that a protective order may be issued and extended for such further fixed periods as the court deems appropriate. Repeals 3 year time of initial protective order. -- SB0069 SD1

Current Status: Feb-15 01 Introduction/Passed First Reading - House
Feb-16 01 Single Referral to JHA (586-8480)

SB0072 SD1 (SSCR 503)

RELATING TO THE KAHO'OLAWE ISLAND RESERVE COMMISSION.

Introduced by: Chun J, Buen J, Kawamoto C

Amends provision relating to the Kaho'olawe (Kahoolawe) island reserve commission. Establishes that the commission may solicit and accept grants, donations, and contributions for deposit into the Kaho'olawe rehabilitation trust fund. Provides that if the trust fund is terminated, all funds shall be transferred to the general fund. Commission to submit an annual report to the legislature. -- SB0072 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0094

RELATING TO EDUCATION.

Introduced by: Chun Oakland S, Kanno B, Fukunaga C, Matsuura D, Ihara L, Ige D, Buen J, Kawamoto C, Matsunaga M

Proposes to amend the constitution. Changes the public high school student member on the board of education to be a voting member, excluding personnel matters. -- SB0094

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0097

RELATING TO TELEMARKETING FRAUD.

Introduced by: Kanno B

Establishes provision relating to telemarketing fraud. Provides that a person commits the offense of telemarketing fraud, if the person with the intent to defraud or misrepresent, obtains or attempts to obtain the transfer of possession, control, or ownership, of the property of another through communications conducted at least in part by telephone and involving direct or implied claims that the person contacted will or is about to receive anything of value or may be able to recover any losses suffered by such other person in connection with a prize promotion. Establishes telemarketing fraud as a class B felony. Provides that any property used or intended for use in the commission of attempt to commit, or conspiracy to commit telemarketing fraud shall be forfeited. -- SB0097

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0098

RELATING TO LEGAL SERVICES FOR THE INDIGENT.

Introduced by: Kanno B, Matsuura D

Amends Act 305, session laws of 1996, as amended by Act 121, session laws of 1998, by repealing all unobligated or unexpended funds to revert to the general fund; including pro bono in the definition of civil legal services; allowing the commission on access to justice to review on a biennial basis the filing fee surcharge, and determine whether it is meeting the civil legal needs of indigent persons; and repealing the sunset date of June 30, 2002. -- SB0098

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SENATE BILLS WHICH PASSED THIRD READING

- SB0099 RELATING TO THE LIQUOR COMMISSION.
Introduced by: Nakata B
Repeals the provision which prohibits any employee of any liquor commission to support, advocate, or aid in the election or defeat of any candidate for public office. -- SB0099
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0105 SD1 (SSCR 864) RELATING TO KIKALA-KEOKEA.
Introduced by: Kokubun R, Hanabusa C
Amends Act 242, session laws of 1991 by changing low interest loans to residents who have suffered the loss of their homes and lands to the devastating effects of the continued volcanic eruptions on the island of Hawaii to funds for the development of infrastructure, including water infrastructure, at Kikala Keokea. Appropriation to the department of land and natural resources, rather than the housing finance and development corporation, to provide funding for infrastructure development, including water infrastructure, to benefit residents of Hawaiian ancestry at Kalapana. Establishes an infrastructure development fund to be administered by the department of land and natural resources. Establishes the Kikala Keokea housing revolving fund to be administered by the housing and community development corporation to provide low interest loans for home construction for Kikala Keokea leaseholders who have been denied loans from traditional financial institutions. Provides that all funding commitments to complete the design and construction of infrastructure improvements shall be executed before any moneys can be disbursed, and any funds transferred to the Kikala Keokea housing revolving fund shall be expended by the housing and community development corporation. Provides that any unexpended funds of the housing finance revolving fund shall be transferred to the infrastructure development fund. Appropriation out of the infrastructure development fund to the department of land and natural resources. Requires matching funds from the office of Hawaiian affairs. Provides that any unexpended funds of the infrastructure development fund shall be transferred to the Kikala Keokea housing revolving fund. Appropriation out of the Kikala Keokea housing revolving fund to the housing and community development corporation. (\$\$) -- SB0105 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0106 SD1 (SSCR 733) RELATING TO ELECTIONS.
Introduced by: Hanabusa C, Chun J, Kanno B
Establishes that there shall be recount of votes cast for close contests. Requires that within 3 days after the close election, the chief election officer shall order a recount of votes to be conducted within 15 working days. Close election constitutes as, the plurality of an elected candidate for an office over the vote for a defeated candidate receiving the next highest number of votes was less than a vote equivalent to 1 per cent of the total number of votes cast for the office. -- Provides that the 2 leading candidates shall send 2 representatives to be present at the recount and that after the completion of the recount, the chief election officer shall announce the finding within 24 hours. -- Defines the total number of votes. -- SB0106 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0107 RELATING TO THE PUBLIC LAND TRUST.
Introduced by: Hanabusa C, Chun J
Appropriation to the auditor for the purposes of Act 125, session laws of 2000, relating to the public land trust information system. (\$\$) -- SB0107
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0118 SD1 (SSCR 539) RELATING TO CANCER.
Introduced by: Chun Oakland S, Fukunaga C, Buen J, Chumbley A, Kanno B, Ihara L
Requires the department of human services to provide state funded medical assistance to women who are eligible for services by the Hawaii breast and cervical cancer control program (HBCCCP) and are diagnosed with breast or cervical cancer through the program but are not eligible for Medicaid coverage. Provides that 2 groups of such women are those who either are resident aliens who are not eligible for Medicaid or would be eligible under the program except that they have health care coverage which specifically does not provide coverage of their cancer treatment. Appropriation to the department of human services. (\$\$) -- SB0118 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SENATE BILLS WHICH PASSED THIRD READING

SB0119 SD1 (SSCR 895)

RELATING TO CORRECTIONS.

Introduced by: Chun Oakland S, Fukunaga C, Buen J, Chumbley A, Kanno B
Establishes parity for female offenders law. Provides that adult women and juvenile females charged or convicted of crimes shall be provided a range and quality of programming equivalent to programming offered to male persons similarly situated. Requires the director of public safety to provide model gender responsive programs for female offenders that respond to statewide needs and geographical areas and award grants for the programs. Provides that programs shall respond in a rehabilitative way to the type of offenses female offenders generally commit; respond to the problems of female offenders with dependant children; respond to the importance of developing independent living and marketable job skills, assist female offenders to overcome their own extreme degree of dependency; and prepare to offer technical assistance and training toward the implementation of other similar programs. Requires the director of public safety to make grants in aid to private agencies electing to participate in the grant program to encourage cooperation and assist private agencies that have existing programs for female offenders and to encourage private agencies to develop and implement new programs. Requires the office of youth services to collaborate with the departments of human services, health, labor and industrial relations, and education, as well as with representatives of the private sector to develop a comprehensive continuum of care to address the gender responsive needs of juvenile female offenders. Department of public safety and office of youth services to annually report to the legislature. -- SB0119 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0120 SD2 (SSCR 892)

RELATING TO CORRECTIONS.

Introduced by: Chun Oakland S, Tam R, Fukunaga C, Buen J, Chumbley A, Kanno B, Ihara L

Requires the department of public safety to develop and implement gender responsive community based programs for women offenders to achieve gender equity correctional programming. Provides that the programming shall include program models designed to address women's needs; individualized case management to help women offenders set and achieve goals; life skills development workshops; family focused programming; peer support and the development of peer networks; highly skilled staff experienced in working with women and their concerns; formal recognition of participant achievement; ongoing attention to building community based support; geographical proximity to children and family; and the goal of providing a gender responsive continuum of care. Appropriation. (\$\$) -- SB0120 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0123 SD1 (SSCR 634)

RELATING TO HOUSING.

Introduced by: Chun Oakland S, Fukunaga C, Chumbley A, Kanno B, Ihara L
Appropriation to the housing and community development corporation of Hawaii to restore adequate funding levels to the state homeless programs, maintain adequate funding to support much needed additional shelter inventory, and increase funding levels for homeless assistance. (\$\$) -- SB0123 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0124 SD1 (SSCR 990)

RELATING TO THE WOMEN IN MILITARY SERVICE FOR AMERICA MEMORIAL.

Introduced by: Chun Oakland S, Chumbley A, Kanno B, Fukunaga C, Buen J
Appropriation to the department of defense for the state of Hawaii to make a donation on behalf of the women in military service for America memorial in Arlington National Cemetery. (\$\$) -- SB0124 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0127 SD2 (SSCR 721)

MAKING AN APPROPRIATION FOR THE IMPROVEMENT AND MAINTENANCE OF STUDENT LAVATORIES IN ALL HAWAII PUBLIC SCHOOLS.

Introduced by: Chun Oakland S, Chumbley A, Kanno B, Fukunaga C, Matsunaga M, Ige D, Buen J, Tam R, Matsuura D, Ihara L

Appropriation to the department of education to enable school custodians to improve and maintain student lavatories. Requires that the department directs all principals to assist the student council of their respective school in establishing a volunteer program wherein students work cooperatively with the custodial staff to monitor and inspect school bathrooms, notify custodial staff when supplies need replenishing, and report waste and abuse. (\$\$) -- SB0127 SD2

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Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0131 SD1 (SSCR 732)

MAKING AN APPROPRIATION FOR THE CHILD SUPPORT ENFORCEMENT AGENCY.
Introduced by: Chun Oakland S, Chumbley A, Kanno B, Fukunaga C, Ihara L, Ige D
Appropriation to the department of the attorney general for the child support enforcement agency to hire 24 additional caseworkers (known as customer service personnel) and 1 supervisor. (\$\$) -- SB0131 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0132 SD1 (SSCR 860)

MAKING AN APPROPRIATION FOR THE PEER EDUCATION PROGRAM.
Introduced by: Chun Oakland S, Chumbley A, Tam R, Kanno B, Fukunaga C, Ihara L, Ige D, Nakata B, Sakamoto N, Kawamoto C, Buen J
Appropriation to the department of education for the program maintenance and operating expenses of the peer education program in the current 26 schools, and for an increase of peer education program services in 5 new schools. (\$\$) -- SB0132 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0138 SD2 (SSCR 821)

RELATING TO CAREGIVERS.

Introduced by: Chun Oakland S, Chumbley A, Kanno B, Fukunaga C, Matsuura D, Ihara L

Amends guardians and wards law by establishing provisions relating to caregiver consent. Provides that a caregiver who is 18 years of age or older may consent on behalf of a minor to enrollment in school and school related medical care if the caregiver possesses a current notarized power of attorney for caregiver consent. Provides that a person who relies on the notarized power of attorney for caregiver consent shall have no obligation to conduct further inquiry or investigation other than to clarify that the minor resides with the caregiver at the time of enrollment in school. Provides that no person who relies on the notarized power of attorney for caregiver consent shall be subject to civil or criminal liability or to professional disciplinary action because of the reliance. -- Establishes penalties for making false statements in the notarized power of attorney for caregiver consent. -- SB0138 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0160 SD1 (SSCR 691)

RELATING TO SPEEDING.

Introduced by: Chun Oakland S, Kanno B

Prohibits a person from driving a motor vehicle at a speed greater than the maximum speed limit established for a school zone or a construction area. Provides penalties. -- SB0160 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0164 SD1 (SSCR 129)

RELATING TO TOY VEHICLES.

Introduced by: Chun Oakland S, Fukunaga C

Prohibits a person riding upon any scooter or skateboard to attach it or oneself to any vehicle on a roadway. -- Amends provision relating to bicycle helmets. Prohibits any person under 16 years of age to operate a scooter or skateboard unless the person is wearing a properly fitted and fastened bicycle helmet that meets national standards. Prohibits a person who provides scooters for hire to rent a scooter to any person unless every person 16 years of age and under is wearing a helmet. -- Allows the counties to regulate persons on scooters and skateboards with respect to streets and highways under their jurisdiction. -- Defines scooter to mean a device propelled by human or motorized power which consists of a footboard between end wheels and is controlled by an upright steering handle attached to a front wheel. -- SB0164 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0169 SD1 (SSCR 834)

RELATING TO REAL ESTATE.

Introduced by: Menor R

Amends provisions relating to mandatory seller disclosures in real estate transactions. Redefines disclosure statement to mean a written statement prepared by the seller or at the seller's direction, that purports to fully and accurately disclose all material facts relating to the residential real property being offered for sale that are required to be disclosed. Repeals the exemption of absentee owners from disclosure. Adds that except for the disclosures that are required, no seller shall have any duty to examine any public records when preparing a disclosure statement. Amends the definition of material fact to mean any fact, defect, or condition, past or present, that reasonably would be expected to significantly and

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measurably affect the value to a reasonable person of the residential real property being offered for sale. -- Provides that a buyer who receives a disclosure statement that fails to disclose a material fact which directly, substantially, and adversely affects the value of the residential real property, may rescind the real estate contract within 15 calendar days of the discovery of the failure or inaccuracy or the receipt of the amended disclosure statement. -- Requires a seller's agent who becomes aware of any material facts inconsistent to the disclosure statement to disclose these facts to the seller, buyer and the buyer's agent. Adds that if information in a disclosure statement directly, substantially, and adversely affects the value of the residential real property, the seller shall provide an amended disclosure statement to the buyer disclosing the material fact within 10 calendar days after the seller's discovery of such information, and in any event, no later than 12 noon of the last business day prior to the recorded sale of the real property. -- Provides that the buyer's right to rescind the real estate purchase contract under this provision shall not apply if the sale of the residential real property has been recorded; provided that the buyer may pursue all additional remedies provided by law. -- Repeals provisions relating to absentee owners and disclosure. -- SB0169 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0171 SD2 (SSCR 810)

RELATING TO HEALTH INSURANCE REIMBURSEMENT.

Introduced by: Menor R (BR)

Amends unfair methods of competition and unfair or deceptive acts or practices for insurance. Requires each entity to make available a system that provides verification of enrollee eligibility under plans offered by the entity. Requires entities to submit quarterly reports to the insurance commissioner to monitor compliance with the law. Defines clean claim to mean a claim which is for a covered health care service provided by an eligible health care provider to a covered person under the contract; the claim has no material defect or impropriety; there is no dispute regarding the amount claimed; and the entity has no reason to believe that the claim was submitted fraudulently. Provides that clean claim shall not include claims for payment of expenses incurred during a time when premiums are delinquent; claims that are submitted fraudulently or based upon material misrepresentations; medicaid and medigap claims; or claims that require a coordination of benefits, subrogation, pre existing condition investigations, or involve 3rd party liability. -- SB0171 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0173 SD2 (SSCR 619)

RELATING TO TIME SHARING PLANS.

Introduced by: Menor R (BR)

Amends provision relating to time share by redefining acquisition agent as any person, other than a developer or sales agent, who for compensation, solicits or encourages others to attend a time share sales presentation or to contact a time share sales agent or developer; provided that this term shall not include individuals who perform the stated activities and are employed by or who are in contract with a licensed real estate broker or a registered acquisition agent. Provides that an acquisition agent shall be responsible for the acts of their employees who solicit or encourage others to attend a time share presentation or to contact a time share sales agent or developer, and who is not licensed. -- SB0173 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0174

RELATING TO TIME SHARING PLANS.

Introduced by: Menor R (BR)

Amends provisions relating to the offer and sale of time share interests in Hawaii. Exempts the disclosure statement and mutual right to cancel requirements for any time shares offered for sale outside of Hawaii. -- SB0174

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0175 SD2 (SSCR 621)

RELATING TO TIME SHARING PLANS.

Introduced by: Menor R (BR)

Amends provision relating to registration required; developer, acquisition agent, sales agent, plan manager, and exchange agent, by repealing the definition and function of a sales agent. Provides that an acquisition agent licensed as a real estate broker shall not be required to register under time sharing laws. -- SB0175 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0176

RELATING TO TIME SHARING PLANS.

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Introduced by: Menor R (BR)
Repeals the requirement that time share agents wear identification badges. -- SB0176
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0178 SD2 (SSCR 623)

RELATING TO CONDOMINIUM PROPERTY REGIMES.

Introduced by: Menor R (BR)
Amends provisions relating to notification of intention. Provides that prior to the time when a developer offers for sale a time share plan located in a condominium project where apartments are being offered for sale for the 1st time to the public, the developer shall register with the real estate commission and obtain an effective date for the developer's public report; provided that the developer shall not be required to deliver to a purchaser a true copy of the developer's public report, or disclosure abstract as required when a time share is duly registered, and for which a disclosure statement is effective and required to be delivered to the purchaser. -- SB0178 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0180 SD2 (SSCR 624)

RELATING TO TIME SHARING PLANS.

Introduced by: Menor R (BR)
Amends provision relating to deceptive trade practices within time sharing law. Requires a disclosure to include above the signature line of any sales contract or agreement with the purchaser, to be in conspicuous bold type and capital letters that any purchaser has a 7 day right of rescission of any time sharing sales contract. Further requires a disclosure that the product or activity involves time share in promotional literature and other printed or written material. Authorizes the director of commerce and consumer affairs to prescribe the nature of the disclosure. -- SB0180 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0181 SD3 (SSCR 989)

RELATING TO TOBACCO PRODUCTS.

Introduced by: Kanno B, Chun Oakland S, Fukunaga C, Ige D
Establishes tobacco products law. Authorizes the department of health to grant licenses for the importation or sale of tobacco products. Prohibits any retail tobacco dealer licensee to purchase or acquire tobacco from any person other than a wholesale tobacco dealer licensed under this law. Prohibits any licensee to sell or furnish any tobacco to minors or for minors to purchase cigarettes or tobacco. Requires the department of health to adopt rules for places where any cigarettes or tobacco products are stored, distributed, sold, peddled, or offered for sale. -- Provides that it shall be an affirmative defense to a charge against a licensee selling tobacco to a minor that the minor has a false photo identification (fake ID) that closely resembles an authentic photo identification. -- SB0181 SD3
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0185 SD1 (SSCR 840)

RELATING TO FISHING.

Introduced by: Chun J
Amends provision relating to restricted fishing providing that it is unlawful to take or kill fish by means of any draw, drag, seine, purse, bag, or surround gill net in the waters of Nawiliwili harbor, Port Allen harbor, Hanalei bay, Wai'eli (Waieli) bay, Hanamaulu bay and Kahului harbor, provided that restrictions shall not apply to a person fishing from a non motorized boat of 16 feet or less. Further provides that it is unlawful to take or kill fish by means of any draw, drag, or seine net in the waters of the harbor of Honolulu. -- SB0185 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0190 SD1 (SSCR 1006)

RELATING TO COUNTIES.

Introduced by: English J, Buen J
Amends publication of notice provision requiring the comptroller to determine a publication for the government agencies of the State and the city and county of Honolulu, to enable the public to go to a source of publication for published public notice on each island for the State, and on the island of Oahu for the city and county of Honolulu. Provides that the directors of finance for each of the counties of Hawaii, Kauai, and Maui, shall determine a publication for their respective county government agencies to enable the public to go to for county published public notices on each island and each county shall pay the direct cost of its county issued notice. -- SB0190 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0197 SD2 (SSCR 683)

RELATING TO JUVENILES.

SENATE BILLS WHICH PASSED THIRD READING

Introduced by: Sakamoto N

Establishes provisions relating to written notice; schools. Allows written notice to be provided by the family court to the district superintendent or the chief administrator when a minor enrolled in a public or private school, kindergarten to grade 12 inclusive, has been adjudicated by the family court to have committed a felony and the court believes such notice is necessary for purposes of rehabilitating the minor or protecting students and staff. -- SB0197 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0202 SD1 (SSCR 12)

RELATING TO CHILD PASSENGER SAFETY.

Introduced by: Kawamoto C, Buen J

Amends child passenger restraint provisions (car seat) by providing that a child 4 years of age or older but less than 8 years of age and under 80 pounds must be restrained in a child safety seat or booster seat. Provides that children over 60 pounds will be exempt from the booster seat requirement when traveling in a motor vehicle equipped only with lap belts in the rear seat, without shoulder straps. -- SB0202 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0204 SD2 (SSCR 991)

RELATING TO ANIMAL QUARANTINE.

Introduced by: Kawamoto C

Appropriation to the department of agriculture for deposit into the animal quarantine special fund to reduce quarantine user fees. Reductions to be made on the basis of the following factors to be considered by the department - the public health, safety, and welfare; fairness and equity of users; and economic factors, including the ability to pay by a person or class of persons, to ensure that individuals and families moving to Hawaii relocate without creating an economic hardship. Waives remainder of repayment to general funds of 1998 - 1999 appropriation. (\$\$) -- SB0204 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0205 SD1 (SSCR 135)

RELATING TO LICENSE PLATES.

Introduced by: Kawamoto C

Amends the special number plates (license plates) provisions by adding veterans of the Persian Gulf conflict. -- SB0205 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0206 SD1 (SSCR 748)

RELATING TO WHARFAGE.

Introduced by: Kawamoto C

Requires the department of transportation to fix wharfage rates and charges for incoming domestic overseas cargo, incoming foreign overseas cargo, and outgoing overseas cargo. Also requires the department to establish interisland and intrainland incoming and outgoing wharfage rates. -- SB0206 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0207

RELATING TO INTERISLAND VEHICLE TRANSFERS.

Introduced by: Kawamoto C

Amends unlawful removal of motor vehicles from the State provisions to repeal the application to used vehicles between the counties. -- Amends interisland shipping of vehicles provision. Repeals the requirement of written consent of the legal owner thereof to the transportation, if the registered owner of the vehicle is not the legal owner of the vehicle. Provides that an authorized agent of the legal or registered owner may ship the vehicle by presenting the current certificate of registration, identification, proof of motor vehicle insurance, and a notarized letter from the registered or legal owner authorizing the shipment. Requires the carrier to record the vehicle identification number and maintain a record of the transporting for a period of 3 years. Requires records of shipping to be available to federal, state, and county law enforcement agencies, and financial institutions. -- SB0207

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0209 SD2 (SSCR 693)

RELATING TO PARKING FOR PERSONS WITH DISABILITIES.

Introduced by: Kawamoto C

Provides that a physician who fraudulently verifies that an applicant is a person with a disability shall be guilty of a petty misdemeanor. Establishes provisions for the replacement of a lost, stolen, or mutilated placard or identification card. Provides that any person who fraudulently manufactures or alters a removable windshield placard or identification card

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shall be guilty of a misdemeanor. Requires each issuing agency to issue 1 identification card when it issues a removable windshield placard, temporary removable windshield placard, or special license plates. Establishes penalties for noncompliance to disable parking by public or private entities that provide parking. Amends disabled parking provisions by changing disabled person to a person with a disability and including a person with a renal or oncological condition. Changes the requirement to have the seal of the State on the placard with the words state of Hawaii. Allows instead of requires the counties to issue a temporary removable windshield placard. Provides for the issuing of a placard with the verification of the person's disability that is expected to last for at least 4 years. Increases penalties. -- SB0209 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0210 SD1 (SSCR 131)

RELATING TO PILOTS.

Introduced by: Kawamoto C, Bunda R

Requires the director of commerce and consumer affairs to determine the number of pilots necessary to maintain an efficient pilotage service. Provides that the director, in consultation with users of pilotage services, the department of transportation's harbors division, and the professional association of port pilots in the State shall give primary consideration to the public interest in ensuring that there is an adequate supply of qualified pilots to safely and economically meet the requirements of commerce. -- SB0210 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0211 SD2 (SSCR 694)

RELATING TO MOTOR VEHICLE DRIVER LICENSING.

Introduced by: Kawamoto C

Establishes night driving provisions for licensed drivers under 18 years of age. Provides that when the person is driving after 11:00 p.m. or before 5:00 a.m., another person who is at least 21 years of age and who is licensed to operate the category of motor vehicle that is being operated, shall be in the motor vehicle when the person is driving. Provides exceptions for transportation to attend school or school activities, employment purposes, and where the person is an emancipated minor. Provides that a person between 16 and 18 years of age who violates these provisions and receives an adverse adjudication for an offense governing the operation of a motor vehicle shall have their license suspended or revoked. Prohibits reissuance until the person is 17 1/2 years of age, until at least 6 months has elapsed since the date of completion of the suspension of the license, or until the date of reinstatement of the suspended or revoked license pursuant to the court order. -- SB0211 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0212 SD1 (SSCR 695)

RELATING TO TEMPORARY INSTRUCTION PERMIT.

Introduced by: Kawamoto C

Increases the period that a person with a temporary instruction permit may drive a motor vehicle upon the highway from 180 days to 1 year. Prohibits a holder of a class 1 (motor scooters) or 2 (motorcycles or motor scooters) temporary instruction permit to have the permit renewed or have the holder be issued another temporary instruction permit for the same purpose unless the holder has taken the examination for a class 1 or 2 license at least once prior to the expiration of the temporary instruction permit. -- SB0212 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0213 SD1 (SSCR 841)

RELATING TO DRIVER LICENSE RENEWAL.

Introduced by: Kawamoto C

Allows a motor vehicle driver's license to be renewable by mail once after appearing in person before the examiner of drivers. -- SB0213 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0214 SD2 (SSCR 749)

RELATING TO VETERAN BURIAL GRANTS.

Introduced by: Kawamoto C

Establishes provisions relating to disbursement of world war II Filipino veterans burial grant funds. Requires the office of veterans services to receive, review, and approve requests for payment at the request of a deceased Filipino veteran's survivor or an interested party, for funeral and burial services, and transporting the remains to the Philippines. Requires the office to establish the amount of burial grant funds to be distributed provided that amount shall not exceed 2,500 dollars and not expend more than the amount appropriated for the fiscal year. Provides that payment shall be authorized by the office upon the submission

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of an invoice reflecting that the services have been satisfactorily performed. Appropriation. (\$\$) -- SB0214 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0216

RELATING TO WATERCRAFT.

Introduced by: Kawamoto C

Amends provision relating to ocean recreation. Requires any vessel in the waters of the State, other than a canoe, surfboard, or paddleboard, to be equipped with a functioning emergency position indicating radio beacon. Provides penalties. -- SB0216

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0221 SD1 (SSCR 59)

RELATING TO AGRICULTURE.

Introduced by: Buen J, Matsuura D, Kokubun R, Inouye L

Amends Act 176, session laws of 1998, as amended by Act 117, session laws of 1999, by extending effective date of changing the members of the board of agribusiness development corporation to July 1, 2005. Amends Act 117, session laws of 1999, by extending the repeal date of provisions relating to the board of directors of the corporation to June 30, 2005. Appropriation to the department of agriculture for various agricultural projects. (\$\$) -- SB0221 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0224 SD1 (SSCR 942)

MAKING AN APPROPRIATION FOR PINEAPPLE RESEARCH.

Introduced by: Buen J, Matsuura D, Inouye L

Appropriation to the department of agriculture for pineapple research. (\$\$) -- SB0224 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0233 SD2 (SSCR 963)

RELATING TO CHIROPRACTIC.

Introduced by: Chun Oakland S

Amends provisions relating to chiropractic defined. Redefines chiropractic as the science of palpating and adjusting the articulations of the human body; provided that the practice includes chiropractic spinal and extraspinal manipulative treatment and evaluation, and referral for laboratory examination of a specimen, physical therapy, and massage therapy. Defines extraspinal as articulations of the extremities of the human body. -- Amends provision relating to violations and penalty. Provides that any person except a licensed chiropractor who practices, or any person who buys, sells, or fraudulently obtains a diploma or a license to practice, or who uses the title chiropractor, doctor of chiropractic, chiropractic physician, or D.C. shall be in violation of this law and be subject to a fine or imprisonment or both. -- SB0233 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0239 SD1 (SSCR 842)

RELATING TO FIREWORKS.

Introduced by: Chun Oakland S

Amends provisions relating to the fireworks law. Allows the use of non aerial common fireworks only for cultural use. Extends non aerial fireworks to be set off from 7:00 a.m. Chinese new year's eve, to 7:00 p.m. on Chinese new year's day. Provides that a person shall not set off, discharge, or ignite non aerial common fireworks without a permit. Further provides that the county shall issue permits no earlier than 60 calendar days and no later than 14 calendar days prior to the periods for use. Provides that each importer, wholesaler, and retailer shall maintain accurate records of each purchase and sale of fireworks, and shall submit the records to the county auditor quarterly. Adds that the county shall provide an exemption from fees to nonprofit community groups for importation and storage of fireworks for a single fireworks display once a year. Provides that any person purchasing, possessing, setting off, igniting, or discharging aerial common fireworks or special fireworks without a valid permit, or storing, selling, or possessing aerial common fireworks or special fireworks without a license shall be guilty of a class C felony. Adds that anyone found in violation of importing, purchasing, possessing, setting off, igniting, discharging, storing, selling, or who transfers or sells aerial common fireworks shall be fined not less than 5,000 dollars and imprisoned for a mandatory minimum term of not less than 2 years. -- SB0239 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0244 SD1 (SSCR 292)

RELATING TO LONG-TERM CARE BENEFITS.

Introduced by: Chun Oakland S

SENATE BILLS WHICH PASSED THIRD READING

Amends provision relating to the public employees health fund long term care benefits. Establishes that benefits shall be available only to employee beneficiaries, their children, spouses, siblings, siblings' spouses, or reciprocal beneficiaries. -- SB0244 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0257 SD2 (SSCR 927)

RELATING TO THE RETURN OF PRESCRIPTION DRUGS.

Introduced by: Chun Oakland S

Amends provisions relating to the duties of registered pharmacist. Allows prescription drugs previously dispensed or distributed by a pharmacist to be returned to and redispensed or redistributed by the pharmacist if the prescription drug has remained at all times in control of a person trained and knowledgeable in the storage and administration of drugs in an acute care hospital. Act to be repealed on June 30, 2003, or on the day before rules adopted by the department of human services (sunset). -- SB0257 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0263

RELATING TO UNLICENSED CONTRACTORS.

Introduced by: Chun Oakland S

Amends contractors provisions. Provides that an unlicensed contractor shall reimburse or return any money or other consideration received relating to the contracting arrangement to the person who made the payment. Provides that failure to obtain a license under contractors law prior to entering into a contracting arrangement shall be deemed an unfair and deceptive practice and shall be subject to monopolies and contractors law. -- SB0263
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0264 SD1 (SSCR 767)

RELATING TO CERTIFICATION FOR TAX EXEMPTION.

Introduced by: Kokubun R

Amends the definition of deaf to include the impairment of deafness certified by a licensed audiologist, for income tax purposes. -- SB0264 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0274 SD1 (SSCR 55)

RELATING TO THE HAWAII TOURISM AUTHORITY.

Introduced by: Kim D

Establishes provision relating to the Hawaii tourism registry. Requires the Hawaii tourism authority to establish a registry of groups of state residents, who plan to travel out of State, to market or promote Hawaii as a tourist destination. Establishes internet website to promote registry. Provides criteria. -- SB0274 SD1

Current Status: Feb-14 01 Introduction/Passed First Reading - House
Feb-14 01 Multiple Referral to TAC then FIN (586-6120)

SB0331 SD2 (SSCR 535)

RELATING TO HOUSING.

Introduced by: Chun J, Kawamoto C

Amends provision relating to the housing and community development corporation. Establishes that where the corporation terminates a lease, rental agreement, permit, or license and evicts a tenant, the corporation shall bring a summary proceeding for possession of the dwelling unit or any other proper proceeding, action, or suit for possession in a court of competent jurisdiction. Provides that in evicting a tenant by seeking and obtaining an order of summary possession from a court, the corporation shall be exempt from administrative procedures. Repeals provisions relating to hearings, appeals, eviction, ex parte motion, judicial review, and rules. -- SB0331 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0336 SD3 (SSCR 886)

RELATING TO TOURISM.

Introduced by: Kawamoto C, Chun J

Repeals the Hawaii tourism authority. Requires the auditor to conduct a financial audit of the Hawaii tourism authority to ensure that the authority is in compliance with all relevant programmatic and financial requirements. Provides criteria for audit. Establishes that the auditor shall make recommendations to improve the efficiency and economy of the authority. Auditor to report to the legislature. -- SB0336 SD3

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0369 SD3 (SSCR 717)

RELATING TO AGRICULTURE.

Introduced by: Chun J, Kawamoto C

Provides an agriculture infrastructure improvement income tax credit for irrigation systems

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or drainage systems for taxable years beginning after December 31, 2000, and before January 1, 2006 (sunset) -- SB0369 SD3

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0382 SD3 (SSCR 770)

RELATING TO EDUCATION.

Introduced by: Chun J, Kawamoto C

Establishes that an employee of the department of education paid under the salary schedule contained in the unit 5 (teachers and other personnel) collective bargaining agreement shall receive the employee's normal annual increment of longevity increase, for a year's satisfactory service in any fiscal year. Provides that movement between incremental and longevity steps within the salary range for employees in appropriate bargaining unit 5 shall be specified by law. Amends Act 253, session laws of 2000. -- SB0382 SD3

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0400 SD2 (SSCR 818)

RELATING TO THE ELDERLY.

Introduced by: Chun J, Kawamoto C

Establishes provisions relating to elder or dependent adult abuse or neglect law. Provides that a caretaker commits the offense of elder or dependent adult abuse or neglect in the 1st degree if the caretaker intentionally, knowingly, or recklessly commits abuse or neglect that causes the death of an elder or dependent adult. Makes elder and dependent adult abuse in the 1st degree a class A felony. Provides that a caretaker commits the offense of elder or dependent adult abuse or neglect in the 2nd degree if the caretaker intentionally or knowingly commits abuse or neglect upon an elder or a dependent adult. Makes elder or dependent adult abuse or neglect in the 2nd degree a class C felony. Provides that a caretaker commits the offense of elder or dependent adult abuse or neglect in the 3rd degree if the caretaker recklessly commits abuse or neglect upon an elder or dependent adult. Makes elder or dependent adult abuse or neglect in the 3rd degree a misdemeanor. -- SB0400 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0423 SD1 (SSCR 631)

RELATING TO CIVIL PROCEEDINGS.

Introduced by: Kawamoto C, Chun J

Amends provisions relating to the garnishment of government beneficiaries law. Redefines government beneficiary to include a vendor under public contract who is entitled to a salary, stipend wages or moneys from the State. Provides that the moneys of the beneficiary may be attached for, and applied in the payment of the beneficiary's debts. Prohibits any extension from being granted without notice and the filing of a non hearing motion or a hearing motion to extend the life of the judgment or decree. -- SB0423 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0424 SD2 (SSCR 825)

RELATING TO COURTS.

Introduced by: Kawamoto C, Chun J

Establishes provision relating to expungement orders. Provides that upon written application by the minor, or the minor's parent or guardian, the court may issue an order expunging the arrest records of a minor, if the minor was arrested and was not counseled and released by the police; the matter was not referred to the prosecuting attorney or family court; the minor was not adjudicated responsible; or the matter was dismissed with prejudice. Adds that prior to issuing an expungement order, the court shall consult with appropriate law enforcement agencies to determine if there is any reason to retain the arrest record. Provides that upon issuance of an expungement order, the court shall forward copies of the expungement order to the police and department of the attorney general; and explain to the minor the process of expungement, and issue to the minor a certificate stating that the order has been issued and that its effect is to annul the record of a specified arrest. Provides that upon receipt of an expungement order issued by the family court, the police and attorney general shall expunge the arrest record of the minor. Further provides that the records of any police department and of any juvenile division shall be confidential, except for expunged records in regards to family court. -- SB0424 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0440

RELATING TO ELECTIONS.

Introduced by: Hanabusa C, Matsuura D, Buen J, Nakata B, Kanno B

Amends provision relating to elections. Establishes that all rights, powers, functions, and duties of the office of elections are transferred to the office of the lieutenant governor and

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the lieutenant governor shall be the chief election officer. Provides that if an objection is made to the nomination papers of any candidate for the office of lieutenant governor, the incumbent lieutenant governor shall be excused and the attorney general shall execute and render a preliminary decision within 5 working days after the objection is filed. Repeals provisions relating to the office of elections, appointment of the chief election officer, and the elections appointment and review panel. Appropriation. (\$\$) -- SB0440

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0441

RELATING TO THE HAWAIIAN HOME LANDS COMMISSION ACT.

Introduced by: Hanabusa C, Matsuura D, Chun J, Buen J, Nakata B, English J, Kanno B, Chun Oakland S

Amends Hawaiian homes commission Act. Provides that the Hawaiian homes commission may appoint or retain by contract 1 or more attorneys who are independent of the attorney general to provide legal services for the department of Hawaiian home lands. Allows the Hawaiian homes commission to fix the compensation of the attorneys appointed. Provides that attorneys appointed or retained by contract shall be exempt from civil service; compensation; and collective bargaining provisions. -- SB0441

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0446 SD1 (SSCR 256)

RELATING TO UNEMPLOYMENT COMPENSATION.

Introduced by: Hanabusa C

Exempts from employment covered under the employment security law service performed in the employ of a school, college, or university, if the service is performed during any part of the calendar year by a student who is enrolled and is regularly attending classes at the school, college, or university during the regular academic year. -- Requires unemployment insurance benefits for the dislocated employees of Amfac Sugar Kauai to be extended for an additional 12 months beyond what is permitted under law. Establishes a temporary dislocated Amfac Sugar Kauai employee unemployment compensation special fund under the department of labor and industrial relations. Appropriation out of the dislocated Amfac Sugar Kauai employee unemployment compensation fund. (\$\$) -- SB0446 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0447

RELATING TO EMPLOYMENT PRACTICES.

Introduced by: Hanabusa C

Provides that it shall be an unlawful discriminatory practice for any employer to include in an employment document or agreement mandated as a condition of hiring or continued employment, any provision that interferes with the protected right of an employee or prospective employee to file a charge, provide information, or participate in any manner in an investigation, hearing, trial, or other proceeding, or to relinquish any right, protection, or remedy provided under the civil rights commission or employment practices laws. -- SB0447

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0448

RELATING TO EMPLOYMENT PRACTICES.

Introduced by: Hanabusa C

Amends the definition of employment by repealing the provision that excludes services by an individual employed as a domestic in the home of any person under the employment practices law. -- SB0448

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0449 SD2 (SSCR 964)

RELATING TO EMPLOYMENT PRACTICES.

Introduced by: Hanabusa C

Changes the whistleblowers' protection Act to the whistleblowers' protection and unlawful suspension, discharge, or discrimination Act. Prohibits an employer to discharge, threaten, or otherwise discriminate against an employee because the person reports or is about to report to the employer or a public body a violation or suspected violation of a law, rule, or ordinance, or information demonstrating danger to public health or safety; the employer was summoned as a garnishee in a case where the employee is the debtor or the employee has filed a petition in proceedings for a wage earner plan under the federal Bankruptcy Act; or the employee has suffered a work injury which arose out of and in the course of the employee's employment. Allows a person who alleges a violation to bring civil action for appropriate injunctive relief, or actual damages, or both within 2 years after the occurrence of the alleged violation, except that a complaint for an alleged act of unlawful suspension, discharge, or discrimination occurring while the aggrieved employee is still physically or

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mentally incapacitated and unable to work may be filed before the expiration of 2 years after the date the aggrieved employee is able to return to work. Increases the maximum amount of fines per violation from 500 dollars to 10,000 dollars. -- SB0449 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0453 SD2 (SSCR 762)

RELATING TO THE RIGHTS OF VICTIMS.

Introduced by: Slom S

Establishes provision relating to notification not required. Provides that victims and surviving immediate family members of crime victims may inform the police and the prosecuting attorney of the waiver of any rights, under the basic bill of rights for victims and witnesses, that they are entitled to receive and the waiver shall be in writing. Amends provisions relating to rights of victims and witnesses in criminal proceedings. Redefines major developments to include when the defendant or perpetrator is acquitted or found unfit to proceed on the ground of physical or mental disease, disorder, or defect; following an acquittal or finding of unfitness to proceed, the defendant or perpetrator is released or discharged from custody, or committed to the custody of the director of health for placement in an appropriate public or private institution; or when the defendant or perpetrator has regained fitness to proceed, including the date on which the penal proceedings are to be resumed. -- SB0453 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0469 SD1 (SSCR 368)

MAKING AN APPROPRIATION FOR PARKING FOR PERSONS WITH DISABILITIES.

Introduced by: Kim D

Appropriation to the counties for a grant in aid for the administration of the program to issue removable windshield placards for parking to qualified persons with disabilities. (\$\$) -- SB0469 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0478 SD1 (SSCR 240)

RELATING TO PATHOLOGICAL INTOXICATION.

Introduced by: Chumbley A

Amends provision relating to intoxication. Redefines pathological intoxication as intoxication that is not caused by the introduction, into the body, of any controlled substance, except for controlled substances pursuant to prescription and results from a pre existing physical abnormality. -- SB0478 SD1

Current Status: Feb-21 01 Introduction/Passed First Reading - House
Mar-01 01 Single Referral to JHA (586-8480)

SB0483

RELATING TO RESTRAINT OF TRADE.

Introduced by: Menor R, Chumbley A

Amends provision relating to suits and restraint of trade. Establishes that no consent judgment or decree that is entered before any complaint has been filed shall become final until 60 days from the filing of the consent judgment or decree or until the final determination of any exceptions filed. -- SB0483

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0484 SD1 (SSCR 274)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES.

Introduced by: Inouye L, Kokubun R, Matsuura D

Authorizes the issuance of special purpose revenue bonds to assist Hilo coast power company, a Hawaii corporation, in the planning, design, construction, and operation of any and all elements of waste to energy facility at Pepeekeo on the island of Hawaii. (\$\$) -- SB0484 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0490

RELATING TO DISPOSITION OF CONVICTED DEFENDANTS.

Introduced by: Chumbley A

Amends provision relating to criteria for extended terms of imprisonment. Provides that a convicted defendant may be subject to an extended term of imprisonment if the defendant uses a controlled substance to facilitate the commission, or attempted commission of a felony sexual assault. -- SB0490

Current Status: Mar-02 01 Introduction/Passed First Reading - House
Mar-08 01 Single Referral to JHA (586-8480)

SENATE BILLS WHICH PASSED THIRD READING

SB0493 SD2 (SSCR 866)

RELATING TO PUBLIC SCHOOLS.

Introduced by: Hanabusa C, Nakata B, Buen J, Chun J, Matsuura D, Matsunaga M, Tam R, Kokubun R, Taniguchi B, Ige D, English J, Kim D, Chumbley A

Established the public private partnership for school maintenance and repair pilot project within the department of accounting and general services to assist in the public private funding of public school repair and maintenance projects. Requires the partnership to serve as an oversight group to work with the department and the department of education. Requires the partnership to develop programs to identify those public schools that are most in need of repair and maintenance and to coordinate its efforts with those of the departments in the prioritization of repair and maintenance projects; assist the departments in implementing school repair and maintenance projects; reduce the bureaucratic or systemic delays in addressing the repair and maintenance needs of public schools; assist the Hawaii 3R's in seeking sources of funding for school repair and maintenance projects, and inform the community about the partnership; and establish a sweat equity program consisting of professional and community work hours, materials, and design contributions, local business donations, military participation, and other in kind endowments, that would serve as the basis for restoration projects within geographical regions defined by kindergarten through 12th grade school districts. -- Establishes the Hawaii school repair and maintenance trust fund as a separate fund of the Hawaii 3R's, a Hawaii nonprofit organization. Moneys received from the state, county, or federal government, private contributions of cash or other property, and the income and capital gains earned by the trust fund shall constitute its assets. Requires the Hawaii 3R's to expend moneys in the form of either grants to organizations or contracts with private vendors from the trust fund for the repair and maintenance of public schools in Hawaii in accordance with this provision. -- Requires the Hawaii 3R's to appoint the members of the Hawaii school maintenance and repair advisory board, which shall be responsible for soliciting and otherwise raising funds for the trust fund, establishing criteria for the expenditure of funds, and making recommendations for grants and other specific expenditures. -- Requires state funds appropriated to the trust fund to be matched by private, federal, county, or other contributions. -- Establishes standards for organizations submitting proposals to the Hawaii 3R's. -- Requires the trust fund to be audited annually by an independent auditor and reported to the department of the attorney general. -- Provides an income tax credit for school repair and maintenance for contributions including in kind services provided for the repair and maintenance of public schools. -- Requires the state comptroller to submit reports to the legislature. Appropriations. (\$\$) -- SB0493 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0495 SD2 (SSCR 902)

RELATING TO HALFWAY HOUSES.

Introduced by: Hanabusa C, Kanno B

Amends provision relating to county zoning. Provides that no permit for the operation of a halfway house shall be granted by a county without 1st conducting a public hearing in the affected community. Defines the term halfway house for the purpose of obtaining any applicable zoning permits from the appropriate county agency to mean a group living facility where people who have been released or are under supervised release from a correctional facility or mental institution, or who are receiving drug abuse or sex offender treatment, are housed to undergo rehabilitation programs that help them readjust to the outside world. -- SB0495 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0497 SD1 (SSCR 262)

RELATING TO THE COMMISSION ON WATER RESOURCE MANAGEMENT.

Introduced by: Hanabusa C

Amends provision relating to the commission on water resource management. Establishes that the commission shall consist of 7, rather than 6 members. Provides that 5, rather than 4 members shall be appointed by the governor subject to confirmation by the senate. Requires that 1 member shall have substantial experience in traditional Hawaiian water resource management techniques and in traditional riparian usage. -- SB0497 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0498 SD1 (SSCR 797)

MAKING AN APPROPRIATION FOR THE NANAKULI HOMESTEAD CEMETERY.

Introduced by: Hanabusa C

Appropriation to the department of Hawaiian home lands for the maintenance and upkeep of the Nanakuli homestead cemetery. (\$\$) -- SB0498 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SENATE BILLS WHICH PASSED THIRD READING

- SB0499 SD1 (SSCR 341) RELATING TO LEAVE SHARING.
Introduced by: Hanabusa C
Amends provision relating to leave sharing. Authorizes the legislature to establish a leave sharing program for legislative employees, under policies adopted separately by each house of the legislature and each legislative service agency, or jointly by any combination of entities thereof. Amends Act 253, session laws of 2000. -- SB0499 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0500 RELATING TO DILLINGHAM AIRFIELD.
Introduced by: Hanabusa C (BR)
Establishes the official name of the Dillingham airfield as the Kawaihapai airfield. -- SB0500
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0505 SD2 (SSCR 722) RELATING TO THE UNIVERSITY OF HAWAII.
Introduced by: Hogue B, Slom S, Hemmings F
Establishes a special education teacher and school administrator incentive program at the university of Hawaii to provide tuition waivers to undergraduate students and graduate level students who pursue an academic curriculum which would qualify them as special education teachers or school administrators in the public schools (Felix v Cayetano consent decree). Appropriation. (\$\$) -- SB0505 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0523 SD1 (SSCR 877) RELATING TO APPOINTED PUBLIC OFFICIALS.
Introduced by: Sakamoto N
Amends provision relating to salaries of public officials. Establishes that the salary of the deputy superintendent shall be set by the board of education. Repeals established salary range for the deputy to the superintendent of education. -- SB0523 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0525 SD1 (SSCR 268) RELATING TO TEXTBOOKS.
Introduced by: Sakamoto N, Matsunaga M
Establishes textbook replacement fees and fines. Provides that school principals shall recover replacement fees and other fines for lost, damaged, or destroyed books and that the moneys shall remain at school level. Amends provision relating to transfers from special funds for central service expenses to exempt the public schools special fees and charges fund. -- SB0525 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0530 SD2 (SSCR 652) RELATING TO SCHOOL ADMINISTRATORS.
Introduced by: Sakamoto N, Matsunaga M
Reduces the requirement that principals and vice principals shall have served at least 5 years as a teacher to 3 years. Establishes that salary ranges for principals and vice principals shall be determined by the board of education based on the position classification and compensation plan approved by the board. Requires the department of education in consultation with the appropriate collective bargaining representative to define exemplary for teacher salary incentives. Requires salary ranges and salary incentives for educational officer positions to be subject to collective bargaining negotiations. Provides longevity step increases more frequently than once every 3 years. Provides for additional benefits for principals and vice principals at special needs schools. Appropriation to the department of education. -- Appropriation for the Hawaii school leadership academy to help exemplary teachers to become vice principals, help exemplary vice principals to become principals, and help exemplary educational officers to become vice principals. Also to help all principals and vice principals to become exemplary school administrators and to support principals and vice principals who accept long term assignments to hard to staff schools, special needs schools, and schools with high teacher turnover. -- Allows the superintendent of education to award tuition assistance to exemplary teachers who want to become vice principals and who take courses leading to certification at the university of Hawaii. Appropriation. (\$\$) -- SB0530 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0535 SD2 (SSCR 728) RELATING TO EDUCATION.
Introduced by: Sakamoto N
Requires the department of education to establish risk management and related programs

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for school administrators, teachers, and other school personnel to mitigate the risk of lawsuits and potential for liability in the performance of their positions including the use of professionals in risk management, conflict management, peer pressure, and other preventive programs as deemed necessary by the department. Also requires the department to develop performance measures to identify the number of potential or actual cases of litigation as compared with the school population. Appropriation. (\$\$) -- SB0535 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0540 SD1 (SSCR 496)

RELATING TO TAXATION.

Introduced by: Sakamoto N

Provides a commercial construction and remodeling income tax deduction of ____ per cent of the construction or renovation costs passed on to and paid by the taxpayer for each qualified facility. Repealed on December 31, 2007 (sunset). -- Annual report by the director of taxation to the governor and legislature. -- SB0540 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0545 SD2 (SSCR 943)

MAKING AN APPROPRIATION FOR PACON INTERNATIONAL.

Introduced by: Tam R, Kanno B

Appropriation to the department of business, economic development, and tourism to support the activities of PACON international (Pacific congress on marine science and technology). Requires matching funds from PACON international. (\$\$) -- SB0545 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0549 SD2 (SSCR 952)

MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF MANUFACTURING EXTENSION PROGRAMS.

Introduced by: Tam R

Appropriation to the department of business, economic development, and tourism for the establishment of manufacturing extension programs in Hawaii. Requires matching federal funds. (\$\$) -- SB0549 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0552 SD2 (SSCR 993)

MAKING AN APPROPRIATION FOR A KOREAN WAR MUSEUM.

Introduced by: Tam R

Appropriation to the department of business, economic development, and tourism to establish a national Korean war museum in Hawaii. Requires matching federal funds in 2 to 1 ratio. (\$\$) -- SB0552 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0582 SD1 (SSCR 563)

RELATING TO CYBERSPACE ENTREPRENEURS ACADEMIES.

Introduced by: Sakamoto N

Requires the department of education to establish an academy relating to cyberspace entrepreneurs. Appropriation. (\$\$) -- SB0582 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0584 SD2 (SSCR 653)

RELATING TO DEPARTMENT OF EDUCATION PERSONNEL.

Introduced by: Sakamoto N

Allows the department of education to employ in hard to fill positions, retired teachers, principals, or vice principals who have been retired for a least 2 years. Prohibits those who are rehired to earn retirement service credit, to contribute to the retirement system, or to gain additional retirement system benefits, provided that the retired teacher continues to receive entitled normal retirement benefits without penalty. Repealed on June 30, 2004 (sunset). -- Provides for incentive packages for school administrators. -- SB0584 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0588 SD2 (SSCR 878)

RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS.

Introduced by: Nakata B

Provides a general excise tax exemption for amounts received by a professional employment organization on behalf of employees hired by a client company. -- SB0588 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0589 SD1 (SSCR 804)

RELATING TO DENTAL INSURANCE.

Introduced by: Menor R

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Amends the definition of disability insurance to include dental health care. Establishes that the capital and surplus requirements for a dental health insurer shall be phased in and shall be 100 per cent by December 31, 2004. Repeals dental service corporations and dental service organizations. -- SB0589 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0591 SD2 (SSCR 768)

RELATING TO OCCUPATIONAL THERAPISTS.

Introduced by: Menor R (BR)

Establishes occupational therapists law under the department of commerce and consumer affairs. Establishes a licensing program within the department. Requires the director to grant permission to use the title or description of occupational therapist; administer, coordinate, and enforce the licensing program; discipline any licensed occupational therapist for violation of rules or failure to meet the licensure requirements; and appoint an advisory committee. Allows fees acquired through the program to defray costs. Prohibits any individual from improper use of the title licensed occupational therapist. Violators will be subject to a civil action fine of not more than 1,000 dollars and consider each day's violation a separate offense. Provides criteria for licensure as an occupational therapist. Requires licenses to be renewed biennially. Authorizes the director to waive the education, examination, and clinical practice requirements and grant a license to an applicant who presents proof of current unrestricted licensure as an occupational therapist in another state, the District of Columbia, or a territory of the US that requires standards for licensure that are equivalent or higher than the requirements of this law. Provides that occupational therapists trained outside the US may be eligible to sit for licensing examination, provided the National Board deems the applicant's education equivalent to the requirement of this law by the National Board for Certification in Occupational Therapy, Inc. Allows the practice of occupational therapy to be supplemented by occupational therapy support personnel. Repeals occupational therapy practice law. Occupational therapists law to be repealed on July 1, 2005 (sunset). -- SB0591 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0594 SD1 (SSCR 669)

RELATING TO NEUROTRAUMA.

Introduced by: Matsuura D, Chun Oakland S

Establishes the neurotrauma law. Defines neurotrauma to mean a traumatic brain injury that resulted in partial or total disability that is caused by damage to the brain or its coverings, that is not degenerative in nature and that results in a decrease in mental, cognitive, behavioral, or physical functioning; or a spinal injury that results in a severance or severe injury to the spinal cord caused by trauma that may result in partial or total paralysis of the arm or legs or both and that may also impair vital functions. Establishes the neurotrauma advisory board within the department of health to advise the director of health in implementing this law. Establishes the neurotrauma special fund to fund services relating to neurotrauma. Authorizes moneys in the fund to be appropriated to obtain federal granting matching funds. Annual report to the legislature. Exempts the fund from contributing to central service and administrative expenses of the government. -- Requires a person committing the offense of driving under the influence of intoxicating liquor in the 1st, 2nd, and 3rd offense; any person operating a motor vehicle with a child under the age of 4 who is not properly restrained in a child passenger restraint system (car seat) in the 1st, 2nd, and 3rd offense; any person in violation of mandatory use of seat belts; any motor vehicle driver involved in an accident resulting in serious bodily injury or death, substantial bodily injury, and bodily injury, and failed to immediately stop at the scene of the accident; and noncompliance with the speed limit to pay a surcharge to be deposited into the neurotrauma special fund. Appropriation to the director of health. (\$\$) -- SB0594 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0597 SD1 (SSCR 984)

RELATING TO THE STATE COUNCIL ON DEVELOPMENTAL DISABILITIES.

Introduced by: Matsuura D

Amends provisions relating to developmental disabilities. Changes the term developmentally disabled to individuals with developmental disabilities and the state planning council on developmental disabilities to the state council on developmental disabilities. Provides that an individual from birth to age 9 who has a substantial developmental delay or specific congenital or acquired condition, may be considered to have developmental disability if the individual, without services and support, has a high probability of meeting developmental disability criteria later in life. Requires the state plan for individuals with developmental disabilities to guide the development and delivery of all

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services to individuals with developmental disabilities. Repeals annual reports to the governor, the legislature, and all concerned department heads. Periodic reports to the US Secretary of Health and Human Services, rather than to the US Secretary of Health, Education, and Welfare. -- SB0597 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0598 SD2 (SSCR 953)

RELATING TO BIRTH DEFECTS.

Introduced by: Matsuura D

Establishes a birth defects program within the department of health to collect and disseminate data to help prevent and ameliorate birth defects and other adverse reproductive outcomes, and provide families who have children with birth defects with information about services available to them. Requires health care providers to report or make available to the program records and information relating to the occurrence of birth defects. Provides that the department shall have access to any medical information that pertains to a diagnosed or suspected birth defect or other adverse reproductive outcome, including the records of the mother and child. Establishes the birth defects special fund for the payment of operating expenses of the birth defects program. Authorizes the department and the program to issue commemorative souvenir birth and marriage certificates. Requires the funds collected from the certificates to be deposited into the special fund. Annual report to the legislature. Appropriation out of the birth defects special fund. (\$\$) -- SB0598 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0606 SD1 (SSCR 238)

RELATING TO RECYCLED WATER.

Introduced by: Inouye L, Chun Oakland S

Amends provisions relating to water pollution to include recycled water use. Allows all state and county facilities and improved commercial property using potable water irrigation systems to connect to available recycled water service. Defines improved commercial property to mean real property used or intended for profit, excluding property used for single family or duplex purposes. -- SB0606 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0621 SD2 (SSCR 858)

RELATING TO LEGISLATIVE PROCEEDINGS ON THE INTERNET.

Introduced by: Ihara L, English J, Chun Oakland S, Chumbley A, Chun J

Appropriation to the clerks of the senate and house of representatives for legislative media streaming to provide audio and video streaming of legislative proceedings over the internet, including house and senate proceedings in chambers, conference rooms, and the capitol auditorium. (\$\$) -- SB0621 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0623 SD1 (SSCR 632)

RELATING TO PUBLIC LANDS.

Introduced by: Buen J

Amends provision relating to lease restrictions. Provides that the board of land and natural resources, with regard to any agricultural, aquaculture, mariculture, silviculture, livestock, or pasture lease, without public auction, may enter into a lease extension or a new lease. Provides criteria. Requires that any lease extension or new lease shall be for a period of not less than 10 years and not more than 20 years and shall provide for the payment of rent at the fair market value of the land. -- SB0623 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0625 SD1 (SSCR 590)

RELATING TO HARBORS.

Introduced by: Buen J

Amends provision relating to small boat harbors. Provides that notwithstanding limitations on commercial permits for Lahaina and Maalaea small boat harbors, vessels engaging in inter island ferry service between the islands of Maui and Molokai shall be afforded preferential consideration for both ferry landings and commercial purposes. -- SB0625 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0630 SD1 (SSCR 981)

RELATING TO INTOXICATING LIQUORS.

Introduced by: Kokubun R

Amends intoxicating liquor provision to establish reciprocal shipments of wine provisions. Allows the holder of a license to manufacture wine in a state that affords holders of a class 1 license to manufacture wine an equal reciprocal shipping privilege to ship for personal use and not for resale not more than 2 cases of wine of its own manufacture per year, with each

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case containing not more than 9 liters, to any resident 21 years of age or older. Requires out of state wine manufacturers that are authorized to ship wine under this provision to submit a shipping invoice for each delivery into the State. -- SB0630 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0633 MAKING AN APPROPRIATION TO MATCH FEDERAL FUNDS FOR THE HAWAII FORESTRY AND COMMUNITIES INITIATIVE.
Introduced by: Kokubun R
Appropriation to the department of land and natural resources for the Hawaii forestry and communities initiative. Requires matching federal funds. (\$\$) -- SB0633
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0637 SD1 (SSCR 146) RELATING TO IDENTIFICATION.
Introduced by: Buen J, Kanno B
Requires the date of birth to be imprinted electronically on a driver's license and on a certificate of identification in order to be read and displayed electronically. -- SB0637 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0638 SD2 (SSCR 774) MAKING AN APPROPRIATION FOR THE MOLOKAI IRRIGATION SYSTEM.
Introduced by: Buen J
Appropriation to the department of agriculture for pumping of water for the Molokai irrigation system to bring the reservoir water level to the 40 foot level. Requires the department to coordinate the times of withdrawal with the commission on water resource management and recognize that the lessees of the Hawaiian homes commission have prior right to 2/3 of the water from the Molokai irrigation system upon showing actual need. (\$\$) -- SB0638 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0640 SD1 (SSCR 320) RELATING TO AGRICULTURE.
Introduced by: Buen J
Establishes provision relating to destruction of crops. Provides that a person commits the offense of destruction of crops if the person willfully or knowingly damages or destroys any crop or agricultural commodity that is known by the person to be intended for personal or commercial purposes, or for research and development purposes at a private research facility, a university, or any federal, state, or local government agency. Makes destruction of crops a class C felony. Adds that a person convicted of this offense shall be sentenced, except that for a 1st offense the court shall impose a fine of at least 1,000 dollars or restitution. Provides that restitution shall be limited to twice the market value of the crop prior to damage or destruction plus twice the actual damages involving production, research, testing, replacement, and crop development costs directly related to the crop that has been damaged or destroyed, and shall be considered by the court. Provides that rights and remedies under civil liability provision are in addition to any other rights or remedies otherwise available or penalties that may otherwise be imposed. -- SB0640 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0643 SD2 (SSCR 681) RELATING TO DOGS.
Introduced by: Matsunaga M
Amends provision relating to the liability of dog owners. Provides counties the authority to enact and enforce ordinances regulating persons who own, harbor, or keep any dog which attacks, injures, kills, or poses a risk of serious injury or death to an animal belonging to another person; or poses a risk of serious injury or death to another person. -- SB0643 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0645 SD1 (SSCR 903) RELATING TO ELECTRONIC AGE VERIFICATION.
Introduced by: Matsunaga M
Establishes that all newly issued driver's licenses and identification certificates shall carry a bar code or magnetic strip provision that allows for electronic verification of the age of the licensee. -- Prohibits any liquor licensee or its employee to sell or furnish liquor to any person who is reasonably believed to be a minor without 1st using an optical scanner or similar device to verify the person's age. -- Requires the attorney general to survey class 2 (restaurant licenses), class 4 (retail dealers' licenses), and class 5 (dispensers' licenses) to determine the effects of this Act. Requires the liquor commission or liquor control board of each county to provide the attorney general with a list of licensees upon request. Report to the legislature. Appropriation out of the state identification revolving fund. (\$\$) -- SB0645

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Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0648 SD2 (SSCR 944)

RELATING TO TAXATION.

Introduced by: Bunda R, Taniguchi B, Tam R

Provides an income tax credit for the net operating loss incurred by a qualified high technology business for taxable years beginning December 31, 1998, to December 31, 2010 (sunset). -- Provides a technology infrastructure renovation and construction income tax credit for taxable years beginning December 31, 2000, to December 31, 2010 (sunset). -- Provides an income tax for worthless debts of qualified high technology business for taxable years beginning December 31, 2000, to December 31, 2010 (sunset). -- Provides a general excise tax exemption and public utilities tax exemption for the provision of internet access. -- Provides that banks and other financial institutions can claim a credit for the amount of debt of any qualified high technology business deemed to be worthless between July 1, 2001, and December 31, 2010 (sunset). Provides that the income tax credit for research activities shall be operative for the tax for banks and other financial institutions between July 1, 2001, and December 31, 2010 (sunset). -- Provides that the capital goods excise tax shall be operative and may be claimed against the insurance premium tax. Provides that the income tax credit for research activities shall be operative and may be claimed against the insurance premium tax between July 1, 2001, and December 31, 2010 (sunset). -- Provides that section 265 (with respect to expenses and interest relating to tax exempt income) of the Federal Internal Revenue Code shall be operative for income tax purposes but shall not apply to expenses for royalties derived from patents, copyrights, or trade secrets from a qualified high technology business. -- Amends income tax deduction provisions for royalties derived from patents, copyrights, or trade secrets to include the definition of incubator services and repeals qualified high technology research. Redefines qualified research to include sensor and optic technologies, ocean sciences, and astronomy. -- Amends the income tax exemption of stock options from qualified high technology businesses to be an exclusion. -- Amends the income tax credit for research activities to include computer software. -- Amends the high technology business investment income tax credit and the income tax credit for increasing research activities. -- Amends the general excise tax exemption to redefine services to include the use of computer software and hardware, information technology services, and database management. -- Repeals the income tax provisions for the sale of unused net operating loss carryover. -- SB0648 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0653 SD1 (SSCR 835)

RELATING TO GASOLINE DEALERS.

Introduced by: Bunda R

Amends restriction on manufacturers or jobbers in operating service stations provisions to allow a manufacturer or jobber to operate a former dealer operated retail service station when the current or new dealer is in agreement with such an operation and has a contract interest in the operation. -- SB0653 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0654 SD2 (SSCR 1002)

RELATING TO MEDICAID.

Introduced by: Bunda R, Matsuura D, Chun J, English J, Hanabusa C, Kawamoto C

Requires the department of human services to withdraw the proposal to eliminate 1/2 of the DRI McGraw Hill inflation component and the return on equity (ROE), to effect a restoration of the full amounts to the formula for calculating Medicaid payments for the aged, blind, and disabled in the state Medicaid plan; to withdraw the proposal to eliminate rate reconsideration from the state Medicaid plan; and to withdraw the proposal to modify the grandfathered capital component in the state Medicaid plan. Provides that the department shall submit a proposal to the Health Care Financing Administration to amend Hawaii's Medicaid plan to set payments at a level to at least cover the actual costs of quality care offered by those who successfully compete in the economic arena. Further provides that in negotiating future contracts with health plans to provide health care under QUEST, the department shall propose annual inflationary adjustments to the per capita payments based on a factor that is generally accepted nationally. Appropriation. (\$\$) -- SB0654 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0661 SD1 (SSCR 924)

RELATING TO THE STATE BUDGET.

Introduced by: Tam R

Provides that prior to implementing any restriction on the budget allocation of any state

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department or agency, the governor or director of finance, whomever is proposing the restriction, shall hold a public hearing on the proposed restriction. Director of finance to report annually to the legislature. -- SB0661 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0664 SD1 (SSCR 571)

RELATING TO STATE SMALL BOAT HARBORS.

Introduced by: Tam R

Establishes provision relating to small boat recreational harbors. Provides that small boat harbors shall have a repair and maintenance system for the harbor using computer technology and a timetable, providing that the department of land and natural resources shall request the assistance of the department of education in creating the system. Prohibits the department of land and natural resources and the governor from transferring money out of the small boat recreational boating special fund. Requires the special fund to have a financial report on a quarterly basis and make the report available to advisory boards. Further requires that small boat recreational harbors' advisory board meetings organized by the department of land and natural resources shall be officially recorded. -- SB0664 SD1

Current Status: Mar=08 01 Passed Third Reading Senate

SB0670 SD1 (SSCR 569)

RELATING TO THE HAWAII STATE STUDENT COUNCIL.

Introduced by: Tam R

Establishes the Hawaii state student council within the department of education. Requires the council to consist of a representative from each departmental school district. Requires the council to either select or run an election for the student member of the board of education. Requires the council to provide for an annual conference of secondary school students to identify, discuss, and arrive at recommended solutions to major youth problems, with emphasis on school problems that require the attention of and joint action by the board of education, the department, or the legislature. Report to the governor, legislature, and board. Repeals secondary school students conference provisions. -- SB0670 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0678 SD1 (SSCR 572)

RELATING TO TECHNOLOGY.

Introduced by: Tam R

Appropriation to the department of business, economic development, and tourism for the NET (new economy transition) program. Requires that the governor not allocate funds for planning, design, acquisition, or construction of any new research or technology park in the State until the construction of all infrastructure has been completed at all existing research and technology parks in the State that are subject to legislative appropriations. Act to be repealed upon the issuance of a written proclamation by the governor (sunset). Authorizes the issuance of general obligation bonds to extend the community based economic development loan and grant program to information technology for distressed rural areas. Creates a joint legislative high technology task force to establish short term and long term goals to develop Hawaii's high technology industry and market Hawaii as conducive to high technology enterprises and to establish a specific implementation plan and timeline to accomplish the goals. Task force to consist of at least 1 representative from each of the following groups: high technology trade organizations, business organizations, high technology legal professionals, high technology educational institutions, university of Hawaii, department of business and economic development, department of commerce and consumer affairs, and Hawaii, Honolulu, Kauai, and Maui counties to be chosen by the respective chairs of the senate committee on economic development and technology and the house committee on economic development and business concerns by July 31, 2001. Task force to submit report to the legislature. (\$\$) -- SB0678 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0683 SD1 (SSCR 1010)

RELATING TO PUBLIC SAFETY.

Introduced by: Tam R, Kanno B

Requires every person authorized to make service of process and orders to wear an identification badge at all times while on duty. Provides that every deputy sheriff of the civil section shall carry an identification card at the same time as the badge is worn. Exempts police officers and regularly uniformed personnel of the department of public safety or any investigator appointed and commissioned by the director of commerce and consumer affairs. -- SB0683 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

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- SB0684 RELATING TO FEES OF THE SHERIFF'S OFFICE.
Introduced by: Tam R, Kanno B
Amends provisions relating to district court costs. Provides for an increase in service fees for sheriff's and police to become effective July 1, 2001. Provides criteria. -- SB0684
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0699 RELATING TO TAXATION.
Introduced by: Taniguchi B
Provides an income tax credit of ____ dollars which shall be multiplied by the number of qualified exemptions and deducted from income tax liability. Provision is made pursuant to requirement of Article VII, section 6, Hawaii State Constitution. -- SB0699
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0704 SD1 (SSCR 871) RELATING TO CRIME VICTIM COMPENSATION.
Introduced by: Taniguchi B
Establishes that the executive director and an administrative assistant of the criminal injuries compensation commission shall be appointed exempt from civil service and compensation laws. -- Amends Act 278, session laws of 1999, relating to crime, by repealing the sunset date. Appropriation to the department of public safety to be deposited into the crime victim compensation special fund. Appropriation to the department of public safety out of the crime victim compensation special fund to compensate certain persons or their providers of service pursuant to criminal injuries compensation laws, by payments authorized by the commission. (\$\$) -- SB0704 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0706 SD1 (SSCR 688) RELATING TO STATE GOVERNMENT.
Introduced by: Bunda R, Kawamoto C, Sakamoto N
Amends Act 230, session laws of 1998, relating to the exemption from the effect of Konno v County of Hawaii, by extending the sunset date 2 years to June 30, 2003 (sunset). -- SB0706 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0710 MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Bunda R
Appropriation to the director of finance for all collective bargaining cost items in the arbitration award for collective bargaining unit 7 (faculty of the university of Hawaii and community college system) and for state officers and employees who are excluded from collective bargaining. (\$\$) -- SB0710
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0711 SD2 (SSCR 982) RELATING TO SEXUAL ASSAULT.
Introduced by: Bunda R
Provides that a person commits the offense of sexual assault in the 1st degree if the person engages in sexual penetration of a minor who is at least 14 years old (age of consent). Further provides that a person commits the offense of sexual assault in the 3rd degree if the person subjects to sexual contact of a minor who is at least 14 years old. Requires the person who subjects the minor to sexual penetration to be 19 years of age or older, and not legally married to the minor. Adds that licensed practitioners shall not be prohibited from performing any act within their respective practices under these provisions. -- SB0711 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0716 SD2 (SSCR 867) RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES.
Introduced by: Taniguchi B
Extends sunset provision relating to special purpose revenue bonds 2 years to June 30, 2005. Amends Act 303, session laws of 1991 establishing that the activity of Kahala senior living community, inc., constitutes a health care facility. Increases the special purpose revenue bonds in an amount not exceeding 142 million dollars for the Kahala senior living community, inc., rather than the episcopal homes of Hawaii, inc. -- SB0716 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB0720 SD2 (SSCR 684) RELATING TO PROHIBITION OF DISCRIMINATION BY PUBLIC ENTITIES TOWARDS INDIVIDUALS WITH DISABILITIES.

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Introduced by: Kanno B

Amends provision relating to programs and activities receiving state financial assistance. Prohibits a qualified individual with a disability in the State by reason of disability to be excluded from participation in, be denied the benefits, services, programs, or activities of, or be subjected to discrimination by a public entity, or by any service, program, or activity receiving state financial assistance to include the counties and any state or county program. -- SB0720 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0723 SD1 (SSCR 816)

RELATING TO PROBATION.

Introduced by: Kanno B

Establishes release of information on probationer; immunity. Provides that a probation officer may provide information specified in a case with an adverse disposition to the victim; an immediate surviving family member of the victim if the victim's death was caused by a child; or a victim advocate acting under authority of the victim or the surviving family member. Adds that after a conviction and sentence, a probation officer may provide information specified on the defendant to the victim, immediate surviving family member, or a victim advocate. Provides that a probation officer providing information shall not be subject to civil liability or criminal culpability for any disclosure, if the probation officer acts in good faith and upon reasonable belief. -- SB0723 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0724 SD1 (SSCR 936)

RELATING TO ABUSE OF FAMILY OR HOUSEHOLD MEMBERS.

Introduced by: Kanno B, Matsuura D

Establishes provision relating to abuse of family or household member. Defines dangerous instrument, family or household member, serious bodily injury, and terroristic threatening. Establishes abuse of family or household member in the 1st, 2nd and in the 3rd degree, and makes them a class C felony, misdemeanor, and petty misdemeanor respectively. Provides criteria. -- Provides that if a police officer has reasonable grounds to believe that a person is abusing a family or household member, the officer may arrest the person, order the person to leave the premises; and seize all firearms and ammunition used in the commission of the offense. -- Requires offenders to undergo any available domestic violence intervention programs ordered by the court. -- Provides that a family or household member who has been abused by another person may petition the family court for a penal summons or arrest warrant to issue forthwith or may file a criminal complaint through the prosecuting attorney of the applicable county. -- Provides that any officer who arrests a person for domestic abuse shall not be subject to any civil or criminal liability; provided that the police officer acts in good faith. -- Amends provision relating to sentencing of repeat offenders. Provides that any person convicted of abuse of family or household member in the 1st degree shall be sentenced to a mandatory minimum period of imprisonment without possibility of parole. -- Repeals provision relating to abuse of family or household members; penalty. -- SB0724 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0725 SD1 (SSCR 937)

RELATING TO CHILD CUSTODY.

Introduced by: Kanno B, Matsuura D

Establishes the uniform child custody jurisdiction and enforcement Act. -- Exempts child custody proceedings that pertains to Indian children, who shall be governed by the Indian Child Welfare Act. -- Provides that a child custody determination made by a court of the State that had jurisdiction, binds all persons who have been served in accordance with the laws of the State. -- Provides that a party to a child custody proceeding, is not subject to personal jurisdiction for another proceeding or purpose solely by reason of having participated in the proceeding. Adds that a person who is subject to personal jurisdiction on a basis other than physical presence is not immune from service of process. Provides that the court may communicate with a court in another state concerning a proceeding and may allow the parties to participate in the communication. -- Establishes jurisdiction. Provides that a court has jurisdiction to make an initial child custody determination only if this State is the home state of the child on the date of the commencement of the proceeding, or was the home state of the child within 6 months before the commencement of the proceeding and child is absent from this State but a parent or person acting as a parent continues to live in this State. Adds that physical presence of a party or a child is not necessary or sufficient to make a child custody determination. Provides that before a child custody determination is made, an opportunity to be heard must be given to all persons

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entitled to notice any parent whose parental rights have not been previously terminated, and any person having physical custody of the child. Prohibits a court from exercising its jurisdiction at the time of the commencement of the proceeding, a proceeding concerning the custody of the child has been commenced in a court of another state having jurisdiction substantially, unless the proceeding has been terminated or is stayed by the court of the other state. -- Provides that in a child custody proceeding, the court may order a party to the proceeding to appear before the court with or without the child. -- Establishes enforcement. Provides that a court may order the return of a child made under the Hague Convention on the civil aspects of international child abduction as if it were a child custody determination. Provides criteria. -- Repeals the uniform child custody jurisdiction law. -- SB0725 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0726 SD1 (SSCR 241)

RELATING TO ASSAULT.

Introduced by: Kanno B, Matsuura D

Establishes provisions relating to mandatory minimum sentence for assault against pregnant women. Requires a person who is convicted of an assault to be sentenced to a mandatory term of imprisonment without the possibility of parole when the assault is against a pregnant woman for the protection of the public. Provides the terms of imprisonment to be 6 years and 8 months for assault in the 1st degree; 3 years and 4 months for assault in the 2nd degree; and 1 year and 8 months for assault in the 3rd degree. -- SB0726 SD1

Current Status: Feb-21 01 Introduction/Passed First Reading - House
Mar-01 01 Single Referral to JHA (586-8480)

SB0729 SD1 (SSCR 689)

RELATING TO LABOR DISPUTES.

Introduced by: Kanno B

Provides that any person shall be entitled to bring an action on behalf of the public in any court of competent jurisdiction to enjoin a violation of provisions relating to recruiting and hiring of employees during labor disputes. Further provides that whoever advertises or solicits employment during a labor dispute without stating that the labor dispute exists shall be liable to each person who accepts employment in response to the advertisement or solicitation for actual damages and a civil penalty of 1,000 dollars. Provides that it shall be unlawful for any person to permanently replace an employee involved in a labor dispute unless that employee has voluntarily resigned. Exempts employees under the jurisdiction of the National Labor Relations Act. -- SB0729 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0733 SD1 (SSCR 159)

RELATING TO EMPLOYMENT SECURITY.

Introduced by: Kanno B

Provides that every employer shall be subject to the employment and training fund assessment that shall be .05 per cent of taxable wages. Repeals the effective date periods and the decrease in percentage rates for 2001 and 2002. -- SB0733 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0735 SD1 (SSCR 646)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR AN INTERGENERATIONAL CARE CENTER AT EWA VILLAGES.

Introduced by: Kanno B

Amends Act 289, session laws of 1999, relating to an intergenerational care center at Ewa villages, by increasing the maximum appropriation amount from 15 million dollars to 25 million dollars and extending the sunset date to June 30, 2004. (\$\$) -- SB0735 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0748

RELATING TO MOTORCYCLE OPERATOR EDUCATION.

Introduced by: Kawamoto C

Provides that a motorcycle operator education program that meets standards established by the Motorcycle Safety Foundation and is certified by the respective armed forces' installation commander shall be deemed approved by the director of transportation. -- SB0748

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0749 SD2 (SSCR 778)

RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE.

Introduced by: Kawamoto C, Kanno B

Amends provisions relating to the Hawaii public procurement code by including the

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definitions for state contractor and state resident. Amends provisions relating to preference to bidders on state agency contracts. Provides that preference shall be interpreted to enable a state agency to increase the opportunity for more state contractors to succeed in their bids for state contracts and to more widely distribute state contracts among all state contractors that are qualified. Adds that a contract for a public works project for 10 million dollars or less, a state agency shall award the contract to an offeror who is a state contractor prior to submitting the offer; provided that the amount of that offer is not more than 13 per cent higher than the amount offered by any competing contractor who is not a state contractor. Provides criteria. -- Provides that any contractor not complying with this provision shall not bid on any state public contract for a period of 5 years from the date of the contractor's last noncompliant act or omission. -- Requires the comptroller to report to the legislature. -- SB0749 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0750

RELATING TO HARBORS.

Introduced by: Kawamoto C

Amends provision relating to disposition by negotiation of public lands. Establishes that the board of land and natural resources may negotiate a lease for the existing fuel storage facility at Nawiliwili harbor without regard to established limitations. -- SB0750

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0751 SD1 (SSCR 923)

RELATING TO TAXATION.

Introduced by: Kawamoto C

Provides an aircraft operating lease investment income tax credit of ____ per cent of the lease rent paid by the lessee to a lessor for an aircraft under an operating lease. -- SB0751 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0752 SD1 (SSCR 555)

RELATING TO STATE BOATING FACILITIES.

Introduced by: Kawamoto C

Establishes provision relating to the disposition of state boating facilities. Allows the board of land and natural resources to lease fast lands within a state boating facility to be disposed of by public auction or direct negotiation. Provides that the disposition shall not exceed a maximum term of 55 years. Requires all revenues from the lease of facilities to be deposited into the boating special fund. -- SB0752 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0754

RELATING TO MARITIME LANDS.

Introduced by: Kawamoto C

Amends provision relating to classes of lands. Includes maritime use defined as lands required for commercial and industrial activities that are dependent on being adjacent to harbors. -- SB0754

Current Status: Feb-21 01 Introduction/Passed First Reading - House

Mar-01 01 Multiple Referral to TRN/ WLU/ then FIN (586-9444)

SB0755 SD2 (SSCR 955)

RELATING TO HARBORS.

Introduced by: Kawamoto C

Establishes provision relating to private financing of harbor improvements. Provides that the department of transportation may enter into a capital advancement contract with a private party for any public improvement to or construction of a state harbor, commercial harbor, roadstead, or other waterfront improvement if the contract promotes the best interest of the State. Provides criteria. Allows capital advancement contracts up to 5 million dollars with legislative approval. Provides that the board of land and natural resources may enter into a capital advancement contract with a private party for any public improvement to or construction of a state small boat harbor. -- SB0755 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0758 SD1 (SSCR 248)

RELATING TO DRIVER'S LICENSES.

Introduced by: Kawamoto C

Allows the examiner of drivers to provide a written examination in a foreign language provided the applicant demonstrates an ability to read and understand simple English used in highway traffic and directional signs. Requires the department of transportation to prepare any foreign language examinations to be given and provides that the department

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reimburse a county for the cost incurred by that county for preparing an examination. -- SB0758 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0759 SD1 (SSCR 828)

RELATING TO TORT ACTIONS.

Introduced by: Kanno B

Establishes provisions relating to release; joint tortfeasors; co obligators; good faith settlement. Provides that a release, dismissal with or without prejudice, or a covenant not to sue or not to enforce a judgment that is given in good faith to 1 or more joint tortfeasors, or to 1 or more co obligators who are mutually subject to contribution rights shall not discharge any other party not released from liability unless its terms so provide; reduce the claims against the other party not released in the amount stipulated by the release, dismissal, or covenant, or in the amount of the consideration paid for it, whichever is greater; and discharge the party to whom it is given from all liability for any contribution to any other party. Exempts co obligators who have expressly agreed in writing to an appointment of liability for losses or claims among themselves. -- Requires a party to petition the court for a hearing on the issue of good faith of a settlement entered into by the plaintiff or other claimant and 1 or more alleged tortfeasors or co obligators, serving notice to all. Requires the petition to indicate the settling parties and the basis, terms, and settlement amount. Provides criteria. Provides that this provision shall not apply to a release, dismissal with or without prejudice, or a covenant not to sue or not to enforce judgment given to a co obligor on an alleged contract debt where the contract was made prior to January 1, 2002. -- Repeals provision relating to release, effect on injured person's claim, and release, effect on right of contribution. -- SB0759 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0774 SD1 (SSCR 402)

RELATING TO SMOKING.

Introduced by: Chumbley A

Prohibits smoking in all baggage claim and curbside areas, check in counters within the building, and waiting areas, including but not limited to covered walkways and breezeways of state or county owned or controlled airports. Provides that completely enclosed segregated smoking areas may be designated by the respective state or county agency having control of the area and that no public moneys shall be used to construct segregated smoking areas. -- SB0774 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0780 SD1 (SSCR 938)

PROPOSING AN AMENDMENT TO ARTICLE I OF THE HAWAII CONSTITUTION, TO ADD A SECTION ON CRIME VICTIMS' RIGHTS.

Introduced by: Chumbley A

Proposes to amend the constitution. Establishes the rights of crime victims. Provides that a crime victim or the victim's surviving immediate family members shall be treated with courtesy, fairness, and respect for their dignity and privacy throughout the criminal justice process; be reasonably protected from the accused; be notified in a timely manner about all court proceedings, all hearings conducted by the Hawaii paroling authority to determine minimum term of imprisonment or to consider release of the offender on parole and any actions taken by the department of public safety that will allow or result in the release of the offender into the community; be notified of the final disposition of any case involving the victim; be present at all public proceedings related to the offense; be heard at all criminal justice proceedings considering the sentencing, incarceration or release of the offender; be advised and consulted by the prosecuting attorney concerning a proposed plea agreement; and be awarded restitution from the offender responsible for the victim's loss. Adds that this provision shall not confer upon any person a right to appeal or modify any decision in a criminal proceeding, nor abridge any other right guaranteed by the constitution of the US or this constitution, nor create any cause of action for compensation or damages against the State, any county of the State, any officer, employee or agent of the State or of any county or any officer of the court. --SB0780 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0781

RELATING TO PENAL RESPONSIBILITY. (SIC)

Introduced by: Chumbley A

Amends provision relating to penal responsibility and fitness to proceed. Defines physical or mental disease, disorder, or defect to repeal the exclusion of abnormalities. Includes only those severely abnormal mental or physical conditions that are not attributable to the

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voluntary ingestion of alcohol or any other psychoactive substance, and are not manifested only by repeated penal or otherwise anti social conduct. -- SB0781

Current Status: Mar-02 01 Introduction/Passed First Reading - House
Mar-08 01 Single Referral to JHA (586-8480)

SB0791 SD2
(FLOOR AMENDMENT 4)

RELATING TO TAXATION.

Introduced by: English J, Chumbley A, Matsuura D, Chun J

Provides a food income tax credit. Repeals the income tax brackets for the taxable year beginning after December 31, 2000 and 2001, and provides that the income tax brackets shall remain at the December 31, 1998, level. -- SB0791 SD2

Current Status: Mar=08 01 Passed Third Reading Senate

SB0796 SD1 (SSCR 1009)

RELATING TO STATE AND COUNTY TORT LIABILITY.

Introduced by: English J, Chumbley A, Chun J, Kokubun R

Establishes provisions relating to exception to liability for county lifeguard services. Provides that a county lifeguard, the employing county, and the State shall not be liable for any civil damages resulting from any act or omission of the lifeguard while providing rescue, resuscitative, or other emergency service in the scope of employment as a county lifeguard. Further provides that this exception from liability shall not apply when the claim for civil damages results from a county lifeguard's gross negligence or wanton act or omission. Adds that this provision shall apply to a county lifeguard, the employing county, and the State. Amends provisions relating to waiver and liability of State. Provides that the waiver of immunity from liability shall not supersede the exception from liability in tort actions, for a county lifeguard while serving as an employee of the State; the lifeguard's employing county; or the State. -- SB0796 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0797

RELATING TO PUBLIC SERVICE.

Introduced by: English J

Amends provision relating to public service. Repeals inclusion of people required to take and subscribe a loyalty oath or affirmation from being subject to designated laws. Deletes language in provision relating to termination of employment. -- SB0797

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0805 SD1 (SSCR 580)

RELATING TO CONTROLLED SUBSTANCES.

Introduced by: Chumbley A

Amends provisions relating to confidentiality and disclosure of information under the uniform controlled substances Act. Authorizes disclosure of investigative information to pharmacists, employed by a pharmacy that requests prescription information on a customer relating to a violation or possible violation and that the information be transmitted by certified mail or a means requiring the pharmacist's signature for delivery. -- SB0805 SD1

Current Status: Mar-02 01 Introduction/Passed First Reading - House
Mar-08 01 Single Referral to JHA (586-8480)

SB0807 SD1 (SSCR 369)

MAKING AN APPROPRIATION FOR BEACH RESTORATION AND BEAUTIFICATION.

Introduced by: English J, Chumbley A

Appropriation to the department of land and natural resources to establish an adopt a beach program to assist the department in beach restoration and beautification activities to clean up Hawaii's beaches. (\$\$) -- SB0807 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0813

RELATING TO REPORTS.

Introduced by: Fukunaga C

Establishes provision relating to publication and distribution of reports. Requires reports published and distributed by a government agency for public inspection, to be available in printed form; and posted on the government agency's website; or posted on the internet in an easily located manner. -- SB0813

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0821 SD2 (SSCR 917)

MAKING AN APPROPRIATION FOR LAPTOPS FOR LEARNING.

Introduced by: Sakamoto N, Hogue B, Tam R

Appropriation to the department of education for the laptops for learning program and to expand the program to include the purchase of laptops to start a laptop for learning loaner

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program to be administered at the school district level for students who cannot afford to purchase through this program. Requires the department to establish an external evaluation system to measure the progress of this program, require the schools to do a longitudinal study of laptop student users and nonusers, develop outcome performance standards with the data provided by the schools, and report to the legislature. (\$\$) -- SB0821 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0823 SD1 (SSCR 522)

RELATED TO LIMITED LIABILITY.

Introduced by: Matsuura D

Establishes provisions relating to educational officers and teachers. Provides that any educational officer or teacher who provides services to certain emotionally disturbed children and adolescents pursuant to the Felix Cayetano (Felix v. Cayetano) consent decree; or exceptional children, shall not be held liable in any claims related to the Felix Cayetano consent decree or in any claims related to services for exceptional children. -- Provides that all claims arising out of the acts or omissions of the department of education or the department of health or either of their employees related to the Felix Cayetano consent decree or related to services for exceptional children, may only be brought against these departments, unless the actions of such employees were wilfully negligent. Adds that the department of education and the department of health shall be subject to suit only in the manner provided for suits against the State. -- SB0823 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0834 SD2 (SSCR 976)

RELATING TO HAWAII ELECTION CAMPAIGN FUND.

Introduced by: Ihara L

Amends provision relating to income check off authorized providing that any individual whose state income tax liability for any taxable year is 5 rather than 2 dollars or more may designate 5 rather than 2 dollars of the liability to be paid to the Hawaii election campaign fund. In the case of a husband and wife having a tax liability of 10 rather than 4 dollars or more, each spouse may designate that 5 rather than 2 dollars be paid to the fund. -- SB0834 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0836 SD2 (SSCR 992)

MAKING AN APPROPRIATION FOR THE ENFORCEMENT OF PARKING FOR PERSONS WITH DISABILITIES.

Introduced by: Ihara L

Appropriation to the disability and communication access board to be equitably distributed to the counties to cover the costs of administering volunteer disabled parking programs. (\$\$) -- SB0836 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0838 SD2 (SSCR 913)

RELATING TO HAWAII HURRICANE RELIEF FUND.

Introduced by: Menor R (BR)

Amends the Hawaii hurricane relief fund provisions by adding that the fund can only be dissolved by enactment of a law to repeal the provision. Requires the Hawaii hurricane relief fund board to accumulate sufficient funds in reserve to settle claims from a covered event. Provides that 20 per cent of the investment income derived from accumulated reserves or funds in the Hawaii hurricane relief fund shall be used to provide grants to residential property owners and small business owners for installation of fund approved wind damage mitigation devices; 20 per cent shall be reinvested in the fund; and 60 per cent shall be deposited into the state general fund. Requires the hurricane relief fund to develop and implement a program to provide grants to residential property owners for installation of wind damage mitigation devices. Requires grants to be awarded on a dollar for dollar matching fund basis up to a maximum 2,000 dollars per insured location. Provides that if no law is enacted to authorize a reversion to the general fund, the moneys in the fund shall be paid into the ____ fund or appropriated for the purpose of _____. Appropriation out of the hurricane reserve trust fund to the Hawaii hurricane relief fund. (\$\$) -- SB0838 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0840 SD1 (SSCR 106)

RELATING TO FINANCIAL INSTITUTIONS.

Introduced by: Menor R (BR)

Reduces the amount of revenues from the tax on banks and financial corporations to be deposited to the credit of the compliance resolution fund to 2 million dollars each fiscal year. -- Requires every Hawaii financial institution, except a nondepository financial services loan

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company or credit union, to file a statement of assets and liabilities with the commissioner of financial institutions that shall be available to the public. -- SB0840 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0841 RELATING TO CHECK CASHING.
Introduced by: Menor R (BR)
Amends Act 146, session laws of 1999, relating to check cashing, by repealing the sunset date. -- SB0841
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0847 RELATING TO EXPLOSIVES.
Introduced by: Kawamoto C
Amends provision relating to explosives under occupational safety and health law. Requires dealers to file a monthly report with the director of labor and industrial relations the names of all purchasers and the amount and description of all explosives, including pyrotechnics, sold or delivered and any other information that the director may require. Provides that the director shall share this information with the fire department or fireworks records auditor of each county. -- SB0847
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0848 SD2 (SSCR 1007) RELATING TO LAW ENFORCEMENT OFFICERS.
Introduced by: Hanabusa C
Establishes the law enforcement officers' bill of rights law. Requires each law enforcement officer to receive a copy of this bill of rights, as well as all subsequent amendments enacted by the legislature, as well as a copy of all administrative regulations adopted pursuant to this bill of rights. Provides criteria. Establishes provisions relating to the investigation, interrogation, and disciplinary hearings of law enforcement officers. Adds that if a law enforcement officer is subject to a punishment of dismissal from the law enforcement agency, the officer is automatically entitled to a change of venue. Provides criteria. Establishes temporary extraordinary procedures. Allows the police chief to order suspension with pay or an involuntary reassignment for a law enforcement officer for whom there is probable cause to believe that the officer has committed a felony; a crime of violence; a crime of moral turpitude; poses an immediate threat to the safety of self or others; or poses an immediate threat to the property of others. Provides that if the officer is subsequently found guilty of and sentenced for a felony, crime of violence, or crime of moral turpitude, the officer shall be subject to any punitive personnel action without a hearing. Adds that if the officer is found not guilty of all charges, the officer shall be returned to duty in the status that existed prior to the extraordinary procedure, including back pay and benefits for any time suspended without pay. Establishes remedies. Requires the department of human resources development to establish a law enforcement officer grievance procedure, which may utilize grievance procedures already in effect for other public employees. Adds that a law enforcement officer may file a grievance against any other law enforcement officer for a past, present, or threatened denial of any right provided by constitution, statute, regulation, or otherwise; provided that the denial is related to the aggrieved officer's service as an officer. -- Provides that a law enforcement officer, against whom a civil suit is filed, shall be entitled to legal representation from the law enforcement agency. -- SB0848 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0849 SD1 (SSCR 487) RELATING TO COLLECTIVE BARGAINING.
Introduced by: Hanabusa C (BR)
Amends provision relating to collective bargaining. Provides that the arbitration panel shall consider due consideration to the interests and welfare of the public that shall not be compromised or diminished because of the need to fund new or enhanced cost items by reallocating funds from current levels of services or programs previously authorized. Amends Act 253, session laws of 2000. -- SB0849 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0850 RELATING TO COLLECTIVE BARGAINING.
Introduced by: Hanabusa C (BR)
Amends provision relating to collective bargaining and dispute resolution. Repeals mandatory arbitration proceedings for all collective bargaining units except units 11 and 12 (firefighters and police officers). Amends Act 253, session laws of 2000, by repealing

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provisions relating to resolution of disputes and impasses, excluding units 11 and 12. -- SB0850
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0854 SD1 (SSCR 850)

RELATING TO TAXATION.

Introduced by: Nakata B

Provides an earned income tax credit of ____ per cent of the federal earned income tax credit determined under section 32 of the Federal Internal Revenue Code. -- Requires the department of taxation to include annual statistical information on the total amount of revenue expended on the earned income credit, the number of earned income credits claimed, and the average value of those credits granted to taxpayers whose earned income falls within various income ranges as determined by the director of taxation. -- Revisions conforming to the Federal Internal Revenue Code for taxable years beginning after December 31, 2000. -- SB0854 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0859 SD1 (SSCR 581)

RELATING TO PAROLE.

Introduced by: Chun Oakland S

Amends provision relating to committed persons paroled to include that committed persons shall be eligible for earned early release credit. Provides that a person may earn early parole for good behavior, obedience to the rules, and good performance of duties assigned in a correctional facility. Provides that credit earned shall be equal to 10 days for each month and pro rata for a part of a month served as a prisoner, deducted from the minimum sentence; provided that the Hawaii parole authority is satisfied that the person will remain on parole without violating the law. Provides that earned early release privileges shall not apply to persons sentenced to a mandatory term of imprisonment or to life imprisonment not subject to parole. -- SB0859 SD1

Current Status: Mar-02 01 Introduction/Passed First Reading - House
Mar-08 01 Multiple Referral to PSM then JHA (586-8490)

SB0864 SD2 (SSCR 1008)

RELATING TO OFFENSES AGAINST THE PERSON.

Introduced by: Kanno B

Establishes provisions relating to sexual exploitation of a child. Provides that a person commits the offense of sexual exploitation of a child if that person engages or retains the services of a minor for monetary or nonmonetary consideration to provide exotic or nude dancing or entertainment in a public establishment or a private club or event; perform acts or acts that simulate sexual intercourse, masturbation, sodomy, bestiality, oral copulation, flagellation, or any sexual acts that are not otherwise prohibited by law; provide erotic entertainment by using or wearing artificial devices, inanimate objects or other covering that, when exposed to view, depict the above mentioned acts; touching, caressing, or fondling of breasts, buttocks, anus, or genitalia; or the displaying of nudity; or provide erotic or nude massage services if the person massaged or performing the massage is nude. Provides that sexual exploitation of a minor is a class B felony. Provides that any person or entity who engages in any of the above mentioned activities and is found guilty of violating this Act, shall be subject to the forfeiture of all property involved, and the revocation of the person's or entity's liquor license and all other business licenses. -- SB0864 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0865 SD1 (SSCR 918)

RELATING TO SCHOOL-TO-WORK.

Introduced by: Kanno B

Amends Act 343, session laws of 1997, establishing the school to work opportunities pilot project, by repealing the term opportunities and its designation as a pilot project. Changes the membership of the Hawaii school to work executive council to include a member of the board of education designated by the chairperson of the board of education and a member of the board of regents of the university of Hawaii designated by the chair of the board of regents. Transfers the powers of the executive director of the council to the department of education and makes the council an advocacy board. Repeals the councils authority to appoint staff and requires the council to seek federal, state and private resources. Appropriation. (\$\$) -- SB0865 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0875

RELATING TO THE PUBLIC UTILITIES COMMISSION.

Introduced by: English J

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Requires the legislative auditor to conduct a management audit of the public utilities commission. Report to the legislature and the governor. -- SB0875

Current Status: Feb-21 01 Introduction/Passed First Reading - House
Mar-01 01 Multiple Referral to CPC then FIN (586-6180)

SB0876 SD1 (SSCR 139)

RELATING TO THE ISSUANCE OF SPECIAL FACILITY REVENUE BONDS FOR INTERISLAND MARITIME TRANSPORTATION.

Introduced by: Buen J, Kawamoto C, Kanno B

Authorizes the issuance of special facility revenue bonds for appropriation to the department of transportation to make improvements and equipping special facilities for use by Rainbow Island Express at harbor facilities on the islands of Molokai, Maui, Lanai, Hawaii, and Oahu to operate an inter island and intra island ferry service. (\$\$) -- SB0876 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0877 SD1 (SSCR 912)

AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE AGRICULTURAL WATER DISTRIBUTION SYSTEM, UPCOUNTRY KULA, MAUI WATERSHED.

Introduced by: Buen J

Authorizes the issuance of general obligation bonds for appropriation to the department of agriculture to plan and design the final phase of the upcountry Kula, Maui watershed project for a pipeline from Omaopio tank to Keokea and to construct and complete the project. This project is necessary to qualify for federal aid financing and reimbursement. (\$\$) -- SB0877 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0879 SD2 (SSCR 798)

RELATING TO SUBSTANCE ABUSE.

Introduced by: Chumbley A, Ige D, Fukunaga C, Ihara L, Chun Oakland S, Matsunaga M
Establishes provisions relating to interagency coordination. Requires the department of public safety, Hawaii paroling authority, judiciary, department of health, department of human services, and any other agencies assigned oversight responsibilities for offender substance abuse treatment law or administrative order, to establish a coordinating body to oversee the development and implementation of offender substance abuse treatment programs in the State. Requires the department of health to be the lead agency for the interagency coordination of substance abuse treatment program for all inmates in correctional centers and facilities who are alcohol or drug dependent or who are otherwise in need of substance abuse treatment and monitoring. Requires any agency that is part of the interagency cooperative agreement to provide, upon request, all relevant medical, psychological, or mental health records of the offender, and that the information shall be strictly confidential at all times. -- Requires any inmate who has been convicted of a felony to submit to drug testing and assessment. -- Amends provisions relating to criminal offender treatment funding. Provides that the department of public safety, with the assistance of the director of health, and the attorney general, shall pursue all additional funding through federal, state, and local government programs, or private sources. -- Department of health to report to the legislature. -- Appropriation to the department of health to hire a coordinator of interagency programs, exempt from civil service and compensation provisions, and for substance abuse treatment programs throughout the criminal justice system. Appropriation to the department of public safety for a substance abuse treatment program at the women's community correctional center. (\$\$) -- SB0879 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0887 SD1 (SSCR 845)

RELATING TO STATE PARKS.

Introduced by: Matsunaga M

Establishes that the department of defense and the department of land and natural resources shall work together, in consultation with veterans of the 100th infantry battalion, to select a site and prepare plans for a memorial at Sand Island state recreation area to honor of the soldiers who served their country and the territory of Hawaii with unquestionable loyalty and selfless bravery during World War II. -- SB0887 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0890 SD1 HD1 (HSCR 1)

MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN.

Introduced by: Taniguchi B

SENATE BILLS WHICH PASSED THIRD READING

Appropriation for the expenses of the senate, the house of representatives, the office of the legislative auditor, for meeting costs and expenses related to Felix v. Cayetano consent decree studies and other activities requested by the legislature, the legislative reference bureau, the office of the ombudsman, for defraying expenses of the legislative information system, and for the legislative broadcast program. Requires the senate and the house of representatives to have their accounts audited and report to the legislature. (\$\$) -- SB0890 HD1

Current Status: Feb-02 01 Received by the Governor
Feb-02 01 Approved by Governor (Act 1 2001)

SB0896

RELATING TO COUNTY CONSTRUCTION PROJECTS.

Introduced by: Kim D, Tam R

Establishes provisions relating to county report of change order, contract modification, or other contract price adjustments for county construction projects assisted by the State. Provides that each county shall prepare a semiannual report listing every change order, contract modification, or other contract price adjustment which causes the county's expenditure for a county construction project assisted by the State to increase by either 5 per cent of the original construction contract amount, or 50,000 dollars. Requires each county to submit the report to the director of finance within 30 days after the end of every fiscal 6 month period. -- Director of finance to report to the president of the senate, speaker of the house of representatives, and chair of the council of the county. -- SB0896

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0900 SD2 (SSCR 838)

RELATING TO LIQUOR LICENSE APPLICATIONS.

Introduced by: Ihara L

Amends intoxicating liquor provisions to redefine premises to mean the building and / or the property that houses the establishment for which the intoxicating liquor license has been or is proposed to be issued. Requires the liquor commission or agency of each county to deny the issuance of a liquor license if 40 per cent of the registered voters within 500 feet of the premises or 40 per cent of the owners and lessees of record of real estate or shares in a cooperative apartment within 500 feet of the premises, protest. Amends intoxicating liquor application investigation to include that for resubmittals of applications that were previously denied, refused, or withdrawn, evidence of a substantial change in the circumstances for those that caused the previous denial, refusal, or withdrawal must be included in the report. Provides that a copy of the report shall be furnished to any registered voter residing within 500 feet of the nearest point of the premises for which requester. Changes the requirement for the applicant to mail hearing notices to apply to counties with a population of 250 thousand or more. Requires the applicant to provide a master list of addressees and addresses of entities required to be notified. Allows the commission to consider whether the neighborhood board for the area has rendered a decision on the granting of the license. -- SB0900 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0902

RELATING TO THE USE OF WASHINGTON PLACE FOR CAMPAIGN ACTIVITIES.

Introduced by: Bunda R (BR)

Establishes provision relating to Washington Place for campaign activities. Prohibits the governor to allow Washington Place to be used for any events intended to solicit funds, support, or votes for any candidate for elective public office. -- SB0902

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0905

RELATING TO THE ENFORCEMENT OF THE LOBBYIST LAW.

Introduced by: Bunda R (BR)

Amends provision relating to lobbyists. Establishes that the state ethics commission shall have jurisdiction for purposes of investigation in all proceedings commenced within 6 years of an alleged violation. Provides that a proceeding shall be deemed commenced by the filing of a charge by 3 or more members of the commission. Changes penalty from a petty misdemeanor to an administrative fine imposed by the commission not exceeding 500 dollars for each violation. Repeals provision relating to contested case hearings. -- SB0905

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0911 SD1 (SSCR 868)

RELATING TO QUEST.

Introduced by: Hanabusa C

Requires the department of human services to direct the med quest program to calculate

SENATE BILLS WHICH PASSED THIRD READING

and withhold from health plan capitation payment dollars budgeted for perinatal services including obstetric and other delivery cost; to require the med quest program to obtain from quest health plan, claims data paid on substance abuse and related behavioral health encounter information; to define enabling services to be provided by quest plans; and to have the med quest program submit for federal review any changes in the state Medicaid plan. Appropriation to the department for additional staffing. (\$\$) -- SB0911 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0926 SD2 (SSCR 977)

RELATING TO ENTERPRISE ZONES.

Introduced by: Kawamoto C

Amends provision relating to enterprise zones. Establishes that any lawful business that creates job opportunities within the boundaries of the closed Barbers Point (Kalaeloa) naval air station, and designated as an enterprise zone, shall be designated a qualified business; provided that the business is not located on lands retained under control of the US navy. -- SB0926 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0927 SD1 (SSCR 920)

RELATING TO ADULT DAY HEALTH CARE CENTERS.

Introduced by: Kawamoto C, Matsuura D

Allows the research corporation of the university of Hawaii, upon approval of the governor to negotiate for the development of a program to provide for the development of adult day health care centers capable of providing services to all frail and elderly persons and physically and mentally disabled adults. Appropriation. (\$\$) -- SB0927 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0932 SD2 (SSCR 696)

RELATING TO GOVERNMENT.

Introduced by: Kanno B

Establishes provisions relating to parental preferences prohibited. Provides that the purpose of this provision is to recognize the unique challenges faced by mothers and fathers who are seeking to provide a positive influence in the lives of their children, that could be prevented by institutional preferences. Further provides that contracts, programs, services, and workforce policies of the State and counties shall not favor or create a preference for, whether intentionally or not, 1 parent over another in the raising of children, whether the parents are natural parents, step parents, or adoptive parents. Adds that this provision shall not apply to a preference that the State or a county determines to be in the best interest of the child; or would impose an unreasonable burden on the State or a county by removing a preference from existing contracts, programs, services, or workforce policies. -- SB0932 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0937

RELATING TO MOTOR VEHICLE INSURANCE.

Introduced by: Menor R (BR)

Amends motor vehicle insurance assigned claims provisions to allow motor vehicle insurance benefits under the joint under writing plan whenever no liability or uninsured motorist insurance benefits under insurance policies are applicable to the accidental harm. Repeals the exclusion of the owner, operator, or passenger of a motorcycle or motor scooter or a pedestrian incurring accidental harm arising out of a motorcycle accident or a motor scooter accident from receiving benefits from the plan. -- SB0937

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0938 SD1 (SSCR 805)

RELATING TO MOTOR VEHICLE INSURANCE.

Introduced by: Menor R (BR)

Increases liability coverage and the aggregate limit per accident for motor vehicle insurance. -- SB0938 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0939 SD1 (SSCR 608)

RELATING TO MOTOR VEHICLE INSURANCE.

Introduced by: Menor R (BR)

Establishes that a motor vehicle insurance insurer providing underinsured motorist coverage may assert a subrogation right against a 3rd party tortfeasor. -- SB0939 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0940

RELATING TO INSURANCE UNFAIR PRACTICES.

SENATE BILLS WHICH PASSED THIRD READING

Introduced by: Menor R (BR)

Amends unfair methods of competition and unfair or deceptive acts or practices in the business of insurance to repeal the exemption for mutual benefit societies and health maintenance organizations (HMOs) from refusing to provide or limiting coverage available to an individual because the individual may have a 3rd party claim for recovery of damages.

-- SB0940

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0944 SD2 (SSCR 667)

RELATING TO PUBLIC MEETINGS.

Introduced by: English J

Amends provision relating to public meetings. Provides that a board may hold a meeting by any interactive multimedia method that allows both audio and visual interaction between all members of the board participating in the meeting and the public attending the meeting, at any remote location. Requires meeting to be recessed if both audio and video communication cannot be maintained with all locations and establishes that if audio and video communication cannot be restored within a reasonable amount of time, the meeting shall be terminated. Provides that a board may select a single site as the primary meeting site, and shall be required to post an agenda and accept testimony at that site. Allows a board to receive testimony from a person, other than a board member, by telephone. -- SB0944 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0950 SD1 (SSCR 288)

RELATING TO DIAMOND HEAD.

Introduced by: Matsunaga M

Amends the Diamond Head state monument historic site provision to include all state owned lands within the state conservation land use district on the slopes of Diamond Head including Kuilei Cliffs park, Diamond Head park, and the board of water supply booster pump site. -- SB0950 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0951 SD1 (SSCR 939)

RELATING TO HATE CRIMES.

Introduced by: Matsunaga M, Chumbley A

Amends provisions relating to extended terms of imprisonment to include a defendant who is a hate crime offender whose imprisonment for an extended term is necessary for the protection of the public. Provides that the court shall not make this finding unless the defendant is convicted of a crime of offense against a person, property, or public order; and the defendant intentionally selected a victim, or in the case of a property crime, the property that was the object of a crime, because of hostility toward the actual or perceived race, color, religion, ancestry, national origin, gender, transgender, sexual orientation, age, or disability of any person. -- Establishes provision relating to hate crime reporting. Requires the department of the attorney general to be responsible for the collection, storage, dissemination, and analysis of all hate crime data. Requires that hate crime data collection by agencies that have investigation, detention, custodial, adjudicative or program responsibility for adult or juvenile offenders, to cooperate with the department of the attorney general in establishing the hate crime reporting system. Attorney general to annually report to the governor, the judiciary, the department of public safety, and the legislature. -- SB0951 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0957 SD2 (SSCR 921)

RELATING TO STUDENT SUPPORT SERVICES.

Introduced by: Sakamoto N

Requires the department of education, as part of its comprehensive student support system, to adopt a best practices model to guide the department in the development of all individualized education programs (IEPs). Also requires the department to adopt a procedure requiring the disclosure of any conflict of interest of members of the IEP team and any mental health provider compensated with the funds appropriated to the department of education or department of health. Report to the legislature. (Felix vs. Cayetano consent decree). -- Establishes the joint legislative task force for comprehensive student support to monitor, assess, and monitor the comprehensive student support system. -- SB0957 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0981 SD1 (SSCR 227)

RELATING TO THE BOARD OF LAND AND NATURAL RESOURCES.

Introduced by: Fukunaga C, Ihara L

SENATE BILLS WHICH PASSED THIRD READING

Amends provision relating to meetings of the board of land and natural resources to provide that a simple majority of the members present at a meeting and qualified to vote shall be required to allow any decision with respect to the issuance of a conservation district use permit. -- SB0981 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0982

MAKING AN EMERGENCY APPROPRIATION FOR THE STATE IRRIGATION PROGRAM.
Introduced by: Bunda R (BR)

Appropriation to the department of agriculture to be deposited into the irrigation system revolving fund for the operation and maintenance of the State's irrigation systems. (\$\$) -- SB0982

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0984

RELATING TO IRRIGATION PROJECTS.

Introduced by: Bunda R (BR)

Amends provision relating to the administration of irrigation projects. Provides that the board of agriculture shall determine and certify on or before June 30, rather than March 31 of each year the amount of acreage assessments necessary in that fiscal year for the acquisition, construction, operation, and maintenance of irrigation facilities for each project. -- SB0984

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0986 SD1 (SSCR 587)

RELATING TO AQUACULTURE.

Introduced by: Bunda R (BR)

Defines aquaculture as the propagation, cultivation, or farming of aquatic plants and animals in controlled or selected environments for research purposes, commercial purposes or enhancement of natural and managed stocks. -- SB0986 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0989 SD1 (SSCR 328)

RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR.

Introduced by: Bunda R (BR)

Appropriation for the purpose of satisfying claims for legislative relief to persons, firms, corporations, and entities which have claims against the State due to overpayment of taxes, refunds, reimbursements, payments of judgments or settlements, or other liabilities. (\$\$) -- SB0989 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0992 SD2 (SSCR 729)

RELATING TO TOBACCO.

Introduced by: Bunda R (BR)

Establishes the cigarette tax stamp enforcement special fund to be administered by the department of the attorney general for administrating, operating, monitoring, and ensuring compliance with and enforcement of the cigarette tax stamp; and the cigarette tax stamp administrative special fund to be administered by the department of taxation to provide the stamps and administer the cigarette tax stamp provisions. Exempts the funds from contributing to central service and administrative expenses of the government. Provides that .2 per cent of the value of each stamp sold shall be deposited into the cigarette tax stamp administrative special fund to pay for the costs of providing the stamps and 1.5 per cent of the value of each stamp sold shall be deposited into the cigarette tax stamp enforcement special fund to pay the costs of enforcement. Prohibits any tax stamp to be required to be paid upon cigarettes sold for personal use at sales outlets operated under the armed services of the US. Prohibits the purchase of tax exempt cigarettes for purposes of resale. Appropriation to be deposited into the cigarette tax stamp enforcement special fund and expended by the department of the attorney general and the department of taxation. Appropriation out of the cigarette tax stamp enforcement special fund to further cigarette tax stamp enforcement and to continue to administer the program; expended by the department of the attorney general and the department of taxation. (\$\$) -- SB0992 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0995 SD1 (SSCR 846)

RELATING TO LITIGATION HIGHWAYS.

Introduced by: Bunda R (BR)

Establishes provisions relating to duty of state limited in highway cases to provide that the state shall owe no duty to make a highway reasonably safe for vehicles traveling in excess

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of the speed limit unless the speed is within 10 miles per hour of the speed limit or the speed advisory, or vehicles driven by an individual who is under the influence of intoxicating liquor or drugs. -- Establishes provision relating to duty of state limited in highway cases to those who exercise reasonable care in driving upon them. Provides that the state's duty to make its highways reasonably safe for vehicles traveling upon them is limited to those drivers who exercise reasonable care in driving upon them and does not include drivers who are asleep at the wheel, intoxicated, or otherwise lose control of their vehicle because of their failure to exercise reasonable care in driving. -- Establishes provision relating to duty of counties limited in highway cases. Provides that the duty of the counties of this state in tort cases involving highways shall be limited to the same extent as the duty of the state of Hawaii is limited. -- Establishes provisions limiting the liability of public utility companies that place and maintain their facilities on or in the public right of way pursuant to the rules and regulations of the State or its counties to whom the State or county owes no duty. -- SB0995 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0996 PROPOSING AMENDMENTS TO ARTICLE I, SECTION 10, OF THE HAWAII CONSTITUTION.

Introduced by: Bunda R (BR)

Proposes to amend the constitution. Provides that a person shall be held to answer for a capital or otherwise infamous crime upon information in writing signed by a legal prosecuting officer under conditions and in accordance with procedures that the legislature may provide. -- SB0996

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0997 RELATING TO CRIMINAL OFFENSES.

Introduced by: Bunda R (BR)

Amends provisions relating to felonies, prosecution by information. Provides that except for murder or attempted murder in the 1st degree, an offense designated as a felony or which may be punishable by a term of imprisonment exceeding 1 year or a fine exceeding 2,000 dollar, or both, may be prosecuted by written information signed by a legal prosecuting officer. Requires the court to review the information filed and determine whether there is probable cause to believe that the defendant committed the offenses charged. -- Defines legal prosecuting officer to mean attorney general or a prosecuting attorney, deputy attorney general, deputy prosecuting attorney or a person designated and authorized by the attorney general or prosecuting attorney to act as a deputy attorney general or deputy prosecuting attorney. -- SB0997

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB0999 RELATING TO THE UNAUTHORIZED PRACTICE OF LAW.

Introduced by: Bunda R (BR)

Amends provision relating to unauthorized practice of law prohibited. Repeals authorization of licensing of a corporation to practice law. -- Requires any person in violation of this provision to be guilty of a misdemeanor. -- SB0999

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1001 RELATING TO SERVICE OF PROCESS BY MAIL.

Introduced by: Bunda R (BR)

Amends provisions relating to manner of service. Provides that if delivery of the process by mail is declined or refused or if the return receipt is signed by a person other than the defendant, the party serving the process shall promptly mail to the defendant by 1st class mail a copy of the summons and complaint and a notice that, despite declination or refusal of the mailing by the defendant, or the signing and returning of the return receipt of the mailing by a person other than the defendant, the case will proceed and that judgment by default will be rendered unless the defendant appears to defend the suit. Adds that service shall be deemed to have been completed 5 days after the posting of the complaint and summons, exclusive of Saturdays, Sundays and holidays, provided that the plaintiff or the plaintiff's attorney shall promptly file a declaration or affidavit setting forth the facts and circumstances of service. Provides that any default may be set aside if it is demonstrated that neither the defendant nor a person acting at the defendant's direction, participated in the refusal to accept the mail, or that the mailing which was receipted for by another person was destroyed or otherwise intentionally made unavailable to the defendant. -- SB1001

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SENATE BILLS WHICH PASSED THIRD READING

- SB1007 RELATING TO NONCONSENSUAL COMMON LAW LIENS.
Introduced by: Bunda R (BR)
Amends provisions relating to liens against public officers and employees by changing it to requirement of certified court order. Prohibits any claim or lien against a private party in interest unless accompanied by a certified order from a state or federal court of competent jurisdiction authorizing the filing of such lien. -- Amends provision relating to filing a notice of invalid lien. Provides that if a claim of lien not in conformity with nonconsensual common law liens has been accepted for filing, the registrar shall accept for filing a notice of invalid lien signed and submitted by the party in interest. -- SB1007
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1010 RELATING TO FUNCTIONAL PLANS.
Introduced by: Bunda R (BR)
Establishes that functional plans shall be prepared and revised in accordance with guidelines developed by the office of planning rather than the department of budget and finance. -- SB1010
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1011 SD1 (SSCR 757) RELATING TO GEOGRAPHIC INFORMATION SYSTEMS.
Introduced by: Bunda R (BR)
Establishes the statewide planning and geographic information system special fund to help defray the costs of programs and activities to implement the state planning law and operating costs of the system. Provides that investment earnings credited to the assets of the fund shall become a part of the assets of the fund. Establishes provision relating to fees for statewide geographic information system services. Provides that the office of planning may charge fees for statewide geographic information system services. Further provides that all fees collected for geographic information system analyses and other related services shall be deposited into the statewide planning and geographic information system special fund. Appropriation out of the statewide planning and geographic information system special fund to the office of planning. (\$\$) -- SB1011 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1013 SD3 RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.
(FLOOR AMENDMENT 2)
Introduced by: Bunda R (BR)
Amends Act 268, session laws of 1985, as amended by Act 228, session laws of 1987 providing that revenue bonds may be issued by the Hawaii community development authority in an aggregate principal amount not to exceed 0 dollars, rather than 35 million dollars. -- SB1013 SD3
Current Status: Mar=08 01 Passed Third Reading Senate as amended (SD3)
- SB1015 SD1 (SSCR 641) RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII.
Introduced by: Bunda R (BR)
Establishes that the housing and community development corporation of Hawaii may establish a resident advisory board which shall be comprised of federal public housing residents or section 8 tenant based housing assistance recipients, to assist and make recommendations to the corporation regarding the development of the public housing agency plan and significant amendments to it. Provides board nomination procedure and requirements. -- SB1015 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1016 SD1 (SSCR 782) RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII.
Introduced by: Bunda R (BR)
Amends provision relating to housing and community development corporation. Requires that 1 of the public members of the board be a person who is directly assisted by the corporation under the federal low rent public housing or federal section 8 tenant based housing assistance payments program while serving on the board. -- SB1016 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1017 RELATING TO RESIDENTIAL LEASEHOLDS.
Introduced by: Bunda R (BR)
Amends provision relating to exercise of power of eminent domain. Provides that if the

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development tract or an applicable portion thereof is not acquired or eminent domain proceedings are not instituted within the 12 month period as a result of the lessee's dismissal, discontinuance, or withdrawal from the eminent domain proceedings or failure to purchase the leased fee interest condemned because of the lessee's inability, failure, or refusal to comply with any provision within the residential leaseholds law or to purchase the leased fee interest condemned, then such lessee shall reimburse the fee owner, the lessor, and the legal and equitable owners of the land so designated or condemned, for their respective prorated costs incurred as a result of the designation and condemnation. -- SB1017

Current Status: Feb-21 01 Introduction/Passed First Reading - House
Mar-01 01 Multiple Referral to HSH/ WLU/ then FIN (586-8465)

SB1018 SD1 (SSCR 68)

RELATING TO THE FEE SIMPLE RESIDENTIAL REVOLVING FUND.

Introduced by: Bunda R (BR)

Amends provision relating to deposits by lessees. Provides that all interests earned on deposits submitted by lessees shall accrue to the lessees. -- Amends provision relating to fee simple residential revolving fund. Provides that moneys collected to reimburse the corporation from the lessees for their prorata (pro rata) share of the direct costs incurred by the corporation shall be deposited into the revolving fund, which shall be used for necessary expenses, including indirect costs of the corporation. -- SB1018 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1019 SD1 (SSCR 626)

RELATING TO HOMELESS PROGRAMS.

Introduced by: Bunda R (BR)

Provides that the housing and community development corporation shall require any provider agency which dispensed shelter or assistance for any homeless facility or any other program for the homeless to submit to the corporation an annual financial audit and report conducted by a certified public accounting firm on the funds received from state homeless programs contracts. Repeals the requirement that copies of the audit shall be submitted to the director of finance, the president of the senate, and the speaker of the house of representatives. -- SB1019 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1021 SD1 (SSCR 718)

RELATING TO THE RENTAL HOUSING TRUST FUND.

Introduced by: Bunda R (BR)

Appropriation to the housing and community development corporation of Hawaii to carry out the purposes of the rental housing trust fund. (\$\$) -- SB1021 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1026 SD1 (SSCR 635)

RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII.

Introduced by: Bunda R (BR)

Establishes that the housing and community development corporation of Hawaii is authorized to establish the affordable housing requirements for the undeveloped parcels in the villages of Kapolei, Oahu; villages of Leialii (Leialii), Maui; and villages of La'iopua (Laiopua), Hawaii in coordination with the respective counties. -- SB1026 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1028 SD2 (SSCR 915)

RELATING TO COMMUNITY DEVELOPMENT DISTRICTS.

Introduced by: Bunda R (BR)

Provides that the Hawaii community development authority, with assistance from the Barbers Point (Kalaeloa) naval air station redevelopment commission, shall develop a consolidation plan for transferring the responsibility of redeveloping the Kalaeloa community development district from the commission to the authority. Sets guidelines for plan development. Requires that the commission include, during the consolidation process, an ex officio commissioner who shall be a Hawaiian cultural specialist to ensure that the plan includes provision for the preservation of cultural and historical sites. Authority to report to the legislature. -- SB1028 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1029 SD3
(FLOOR AMENDMENT 5)

RELATING TO TOURISM.

Introduced by: Bunda R (BR)

Establishes the convention center enterprise special fund to be used by the tourism authority

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for payment of any and all debt service relating to the convention center, any expense arising from any and all use, operation, maintenance, or improvement of the convention center, and future improvement of the convention center. Designates moneys to be deposited into fund. Exempts the fund from contributing to central service and administrative expenses of the government. Defines convention center facility or convention center to mean any combination of land, buildings, and improvements thereon, acquired or developed by the state of Hawaii, including exhibition halls, meeting rooms, a plenary session hall, and support space that reflect a Hawaiian sense of place; any other structure or facility required or useful for the operation of a convention center, including, commercial, office, community service, parking, garage, and other supporting service structures; and, all necessary, useful, and related equipment, furnishings, and appurtenances. Amends the board members of the tourism authority. Allows the board to establish ad hoc advisory committees. Authorizes the authority to enter into contracts for a period of up to 10, rather than 5 years, subject to the available funds. Provides that the authority may set and collect rents, fees, charges, or other payments for use of the convention center; lease, own, rent, hold, and dispose of real and personal property; and acquire and develop a convention center facility. Further provides that the authority may enter into contracts to market, manage, use, operate, or maintain the convention center facility. Requires that any contract or agreement of 25,000 dollars and over the authority shall provide notice to the speaker of the house of representatives and the president of the senate on the same day that such notification is given to the governor. Provides that 1 million dollars of revenue collected under the transient accommodations tax shall be deposited in the state parks special fund; and 60 million dollars of the revenues collected under the transient accommodations tax shall be deposited into the tourism special fund. Deposits 24 per cent of the remaining balance of revenues collected into the convention center enterprise fund, rather than the capital and operations special fund. Further provides that 64 per cent of the remaining revenues collected shall be transferred to the counties; and the remaining balance shall be deposited into the general fund. -- SB1029 SD3

Current Status: Mar=08 01 Passed Third Reading Senate as amended (SD3)

SB1030 SD2 (SSCR 888)

RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.

Introduced by: Bunda R (BR)

Establishes powers of the Hawaii community development authority to enter into a special facility lease, issue special facility revenue bonds, and issue refunding special facility revenue bonds, with the approval of the governor. Authorizes the development authority to construct any special facility on land owned by the State. Sets restrictions on special facility leases and revenue bonds. Authorizes the issuance of special facility revenue bonds for the construction of an ocean science center in Kakaako. Establishes that the development authority is authorized to make grants for the projects in the Kakaako community development district. Establishes conditions for grants. Authorizes the issuance of refunding special facility revenue bonds to refund the special facility revenue bonds authorized for the ocean science center in Kakaako. (\$\$) -- SB1030 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1033 SD3
(FLOOR AMENDMENT 3)

AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE BERNICE PAUAHI BISHOP MUSEUM, OAHU.

Introduced by: Bunda R (BR)

Authorizes the issuance of general obligation bonds for appropriation to the Hawaii community development authority for the Bernice Pauahi Bishop museum's science and learning center, which is designated the state of Hawaii museum of natural and cultural history. (\$\$) -- SB1033 SD3

Current Status: Mar=08 01 Passed Third Reading Senate as amended (SD3)

SB1034 SD2 (SSCR 879)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Bunda R (BR)

Appropriation for negotiated collective bargaining cost items for public employees in collective bargaining unit 1 (nonsupervisory blue collar employees) and for state officers and employees excluded from collective bargaining. (\$\$) -- SB1034 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1035 SD1 (SSCR 949)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Bunda R (BR)

Appropriation for negotiated collective bargaining cost items for public employees in

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collective bargaining unit 10 (nonprofessional hospital and institutional workers) and for state officers and employees excluded from collective bargaining. (\$\$) -- SB1035 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1036 SD1 (SSCR 788)

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

Introduced by: Bunda R (BR)

Appropriation for negotiated collective bargaining cost items for public employees in collective bargaining unit 11 (firefighters) and for state officers and employees excluded from collective bargaining. (\$\$) -- SB1036 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1038 SD2 (SSCR 839)

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Bunda R (BR)

Establishes interest accrual and payment on late processed pension provision. Requires that upon the actual retirement date of a member, the employees' retirement system shall have 90 days to process the member's retirement allowance in the manner specified in the member's application for retirement. Provides that if payment has not commenced within the 90 day period, the system shall also pay to the retirant interest on the initial payment at the rate of 8 per cent per year calculated from the 91st day to the date that actual payment is made. Provides that for ordinary disability and service connected disability retirements, the system shall have 90 days from the date that the member's retirement is approved by the board of trustees or actual retirement date specified by the member, whichever is later. Provides that the authority to establish the plan is vested in the board of trustees of the employees' retirement system of the state of Hawaii, rather than the department of human resources development. Repeals provisions relating to composition of the board of trustees, appointment and terms, compensation, and legal advisors. Requires all records made, used, acquired, or held by the department of human resources development relating to the functions transferred to the employees' retirement system shall be transferred with the functions to which they relate. Amends Act 253, session laws of 2000. -- SB1038 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1039

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Bunda R (BR)

Amends provisions relating to the employees' retirement system. Requires that any retirant who received the special retirement incentive benefit, and is reemployed by the State or a county in any capacity shall have the retirant's retirement allowance suspended; forfeit the special retirement incentive benefit and related benefits and be subject to age and service requirements when the member again retires. -- SB1039

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1040 SD1 (SSCR 742)

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Bunda R (BR)

Changes eligibility for retirement allowance to service retirement. Repeals the term normal in regards to retirement and retirement allowance. Provides that if a member has at least 25 years of credited service as a sewer worker or as a water safety officer of which the last 5 or more years prior to retirement is credited in such a capacity, then the sewer worker or water safety officer shall be eligible to receive a retirement benefit unreduced for age after the member has terminated service. Adds that a member who has 20 years of credited service and has attained age 55 shall be eligible to receive early retirement allowance reduced for age after the member has terminated service. -- Provides that upon retirement from service, a member shall receive a retirement allowance if the person has met the eligibility retirement requirements; a maximum retirement allowance of 1 1/4 per cent of the average final compensation multiplied by the number of years of credited service; or if the member has met the requirement, an early retirement allowance equal to the maximum retirement allowance reduced by 1/2 per cent for each month the member is less than age 62 at retirement. -- Provides that in lieu of the maximum retirement allowance, a member may elect to receive the member's retirement allowance, which shall be actuarially equivalent to the maximum retirement allowance. -- Provides that a member who is determined to be permanently incapacitated for the further performance of duty and eligible to receive an ordinary disability retirement allowance, or a member who would be eligible to receive service connected disability retirement allowance, shall receive a maximum retirement allowance of 1 1/4 per cent of the average final compensation multiplied by the number of years of credited service. -- SB1040 SD1

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Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1042

RELATING TO REORGANIZATION OF STATE GOVERNMENT.

Introduced by: Bunda R (BR)

Amends provision relating to the department of accounting and general services by renaming it the department of general services to be headed by the director of general services rather than the comptroller. Establishes that the department of budget and finance shall establish accounting and internal control systems; preaudit all state departments to determine the legality of expenditures; and report to the governor and the legislature. -- SB1042

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1044 SD1 (SSCR 880)

RELATING TO PUBLIC EMPLOYEE HEALTH BENEFITS.

Introduced by: Bunda R (BR)

Establishes Hawaii employer union health benefit trust fund within the department of budget and finance to provide employee beneficiaries and dependent beneficiaries with a health benefit plan, a long term care benefits plan, and for expenses of the fund. Provides the board of trustees shall be appointed by the governor. Requires the board of trustees of the employer union health benefit trust to administer the fund and to determine the health benefits plan. Authorizes the board to provide benefits under the group life benefit program or group life insurance program; determine the long term care benefits plan; and contract with a carrier or a 3rd party administrator. Establishes health benefits for part time, temporary, and seasonal or casual employees. Exempts from the Hawaii public procurement code provision the procurement of a carrier or 3rd party administrator for all benefit plan. Requires the board to establish and adopt eligibility requirements to determine for employee, dependent, employee beneficiary, dependent beneficiary, or qualified beneficiary, respectively. Requires the board to make available information plans, establish conditions for enrollment to each employee beneficiary, and establish a supplemental plan to federal medicare. Provides that the State through the department of budget and finance and the several counties through their respective departments of finance shall pay to the fund a monthly contribution equal to the amount established under excluded employees provision or specified in the applicable public sector collective bargaining agreements. Establishes monthly employer contributions for retirees. Repeals the public employees health fund provision. Transfers all appropriations, assets, including funds to be refunded to employees and any funds in benefits plans, and other personal property heretofore made, used, acquired, or held by the public employees health fund to the Hawaii employer union health benefit trust, effective July 1, 2003. Authorizes the board to extend current health benefit and life insurance plan contracts through June 30, 2003. Appropriation to the department of budget and finance. (\$\$) -- SB1044 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1045

MAKING AN EMERGENCY APPROPRIATION FOR HEALTH FUND PREMIUMS.

Introduced by: Bunda R (BR)

Appropriation to the department of budget and finance for the payment of health fund premiums under the department. (\$\$) -- SB1045

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1046 SD1 (SSCR 882)

RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND.

Introduced by: Bunda R (BR)

Amends provisions related to the public employees health fund. Establishes that the board of trustees may contract for the performance of financial audits of the fund and claims audits of its insurance carriers. -- SB1046 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1047

RELATING TO THE SHORT-TERM INVESTMENT OF STATE MONEYS.

Introduced by: Bunda R (BR)

Amends provision relating to the management of state funds. Provides that the director of finance may invest moneys of the State in securities of a money market mutual fund that is rated AAA, or its equivalent, by a nationally recognized rating agency or whose portfolio consists of securities that are rated as 1st tier securities by a nationally recognized statistical rating organization. Further provides that the director may invest in securities of a mutual fund whose portfolio is limited to bonds or securities issued or guaranteed by the US or an agency thereof or repurchase agreements fully collateralized by any such bonds or

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securities. -- SB1047

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1048 SD1 (SSCR 790)

RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND.

Introduced by: Bunda R (BR)

Amends provisions relating to public employees health fund by authorizing the board of trustees of the employees health fund to return any rate credit or reimbursement from any carrier or self insured plan to identifiable employee beneficiaries who participated in ascertainable years to create the rate credit or reimbursement or to any other employee beneficiaries or to reduce the employee beneficiary's respective share of monthly contributions to a health benefits plan. Provides that the amount was derived from employee beneficiary rate contributions to health benefit plans of employee beneficiaries who are not participating in a health benefit plan of an employee organization, or interest derived therefrom. Appropriation out of the Hawaii public employees health fund to the department of budget and finance. (\$\$) -- SB1048 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1049 SD1 (SSCR 648)

RELATING TO THE REPEAL OF OUTSTANDING AUTHORIZED BUT UNISSUED SPECIAL PURPOSE REVENUE BONDS.

Introduced by: Bunda R (BR)

Repeals Acts relating to outstanding authorized but unissued special purpose revenue bonds. Repeals Act 109, session laws of 1983; Act 300, session laws of 1983, as amended by Act 141, session laws of 1984; Act 145, session laws of 1984, as amended by Act 3, session laws of 1987; repeals Act 96, session laws of 1985; Act 147, session laws of 1986; Act 190, session laws of 1986; Act 227, session laws of 1986; Act 263, session laws of 1987; Act 304, session laws of 1987; Act 142, session laws of 1988, as amended by Act 282, session laws of 1989; Act 224, session laws of 1988; Act 273, session laws of 1988; Act 297, session laws of 1988; Act 299, session laws of 1988, and Act 239, session laws of 1991. -- SB1049 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1050 SD1 (SSCR 649)

RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS.

Introduced by: Bunda R (BR)

Amends provisions relating to special purpose revenue bonds. Provides that no authorization shall be made for a period exceeding 7 years of its enactment, and any such special purpose revenue bond authorization, which has not been issued at the close of the fiscal year for the period for which the authorization is made, shall lapse. -- SB1050 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1052

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Bunda R (BR)

Amends provision relating to determination of employer normal cost and accrued liability contributions by changing the years for actuarial valuations to be based on an 8 per cent investment yield rate, including assumed salary increase of ___ per cent. Repeals actuarial valuation to be based on variable salary growth assumption rate. -- SB1052

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1054 SD2 (SSCR 960)

RELATING TO THE MANAGEMENT OF FINANCING AGREEMENTS.

Introduced by: Bunda R (BR)

Amends provisions relating to financing agreements by establishing line of credit provision. Authorizes the department of budget and finance to contract with a financial institution for 1 or more lines of credit, in such amounts and for such periods as the legislature shall determine. Allows the department to borrow under a line of credit to pay the cost of the improvements, use, or acquisition of real or personal property comprising a project. Requires any agency desiring to acquire or improve projects through the financing agreement program to submit a written request except for the Hawaii health systems corporation. Provides criteria for financing agreement. Establishes criteria for the sale of certificates. Exempts financing agreements from the Hawaii public procurement code. -- SB1054 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1058 SD1 (SSCR 791)

RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND.

Introduced by: Bunda R (BR)

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Amends provisions relating to the public employees health fund. Establishes that any amount financed by the fund for the purchase of any employee benefit plans for employees participating in a health benefits plan of an employee organization that is not used for the purchase of such benefits, shall be returned to the fund. Provides that each participating employee organization shall report by March 31 of each year to the board of trustees. Requires funds to be returned to the general fund by June 30 of the following year and authorizes the State and the several counties to examine and audit the enrollment and financial transactions of employee organization benefits plans. Establishes that in the determination of a health benefits plan, dental plan and group life insurance program, the board of trustees shall determine which of the fund's plans is the most cost effective and the employer contribution shall provide for the same level of benefits, between the employee beneficiaries in the plans of the fund, excluding all retirees, and employee beneficiaries enrolled in the plans of the employee organization. Restricts employer contributions from exceeding 60 per cent of the actual cost of the plan selected by the employee beneficiary. Requires employee organizations who participated in the fund's health and group life insurance programs and received contributions from the fund from July 1, 1984 to June 30, 2001 to return employer's share of any rate credits or reimbursements from any carrier or self insurance plan for each applicable benefit plan year and any earning or interest derived to the fund by June 30, 2002; and report to the board of trustees. -- SB1058 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1059 SD1 (SSCR 126)

RELATING TO THE CODE OF FINANCIAL INSTITUTIONS.

Introduced by: Bunda R (BR)

Amends the code of financial institutions. Allows an applicant to be approved by the commissioner of financial institutions without investigation, notice, comment, or hearing if the commissioner determines it to be an emergency arising from the insolvency of an existing institution or to prevent the failure of an existing institution. -- Authorizes the commissioner to summon persons and subpoena witnesses, compel their attendance, administer oaths and examine any person under oath, and require the production of books, papers, documents, or objects that the commissioner deems relevant or material to the inquiry. -- Establishes fees for requests by persons to search, review, or segregate the records of the division. -- Authorizes the commissioner to order the removal of any institution affiliated party from office or employment with a Hawaii financial institution and prohibit the party's affiliation or participation in the affairs of such institution if the commissioner determines that the party has been charged in any information, indictment, or complaint authorized by a US attorney, state attorney general, or similar legal officer, in a crime involving dishonesty or breach of trust, and continued service by the party may pose a threat to the interest of the institution's depositors or may threaten to impair public confidence in the institution. -- Allows the commissioner to revoke or suspend any charter or license if the commissioner finds that the Hawaii financial institution has violated or is violating laws, rules, or regulations, or has committed or is committing an unsafe or unsound practice. -- Requires the commissioner's written approval for relocation of a foreign bank's Hawaii office. -- SB1059 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1060 SD1 (SSCR 70)

RELATING TO ESCROW DEPOSITORIES.

Introduced by: Bunda R (BR)

Amends provisions relating to escrow depositories. Requires information contained in any application or record to be made available to the public unless that information may be withheld from public disclosure by the commissioner of financial institutions under uniform information practices Act. Requires an escrow depository to give the commissioner at least 30 days prior notice of its intent to close any branch office and thereafter surrender the license for that location. Allows a solvent escrow depository whose capital is not impaired and which has not received a notice of charges and proposed suspension or revocation order to cease its business and surrender its license. Provides criteria. -- Establishes fees for licensed escrow depositories for an application for approval to establish or relocate a branch office, or to cease business as an escrow depository. -- Establishes other fees including examination fees, fees for the examination or investigation of any escrow depository, and fees for requests by persons to search, review, or segregate the records of the division. -- SB1060 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1061 SD1 (SSCR 636)

RELATING TO REAL ESTATE BROKERS.

SENATE BILLS WHICH PASSED THIRD READING

- Introduced by: Bunda R (BR)
Amends provision relating to real estate brokers and salespersons. Adds prerequisites for examination that an individual has experience as a full time state licensed real estate salesperson associated with a Hawaii based real estate broker for at least 3 years of the 5 year period immediately prior to the submission of the experience certification application and has practical real estate salesperson experience. -- Repeals the requirement that condominium hotel operators obtain a license as a real estate broker. Requires the hotel operator to receive the real estate commission's approval prior to conducting condominium hotel activity. Establishes that registration and fidelity bond requirements of condominium hotel operators shall not apply to active real estate brokers. -- SB1061 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1062 SD1 (SSCR 609) RELATING TO THE CONVERSION OF PROFESSIONAL AND VOCATIONAL LICENSES.
Introduced by: Bunda R (BR)
Establishes that a licensee who has converted its form of business entity and desires to continue engaging in a profession or vocation in its new form of business entity shall file an application for conversion of a license and continue to meet licensing requirements. -- SB1062 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1063 SD1 (SSCR 610) RELATING TO MORTGAGE BROKER LICENSING.
Introduced by: Bunda R (BR)
Decreases the bond amount a licensed mortgage broker must deposit with the mortgage commissioner prior to doing business, from 50,000 dollars to 15,000 dollars. -- Changes the mortgage broker or mortgage solicitor fee to be paid every 2 years, rather than every year. -- Requires the officer or member of the mortgage broker business to have 2 years experience in financial transaction involving primary or subordinate mortgage financing, or equivalent experience as determined by the commissioner. -- Repeals the maximum period of 2 years which the commissioner may suspend a license. -- SB1063 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1064 RELATING TO RENEWAL REQUIREMENTS OF THE BOARD OF MEDICAL EXAMINERS.
Introduced by: Bunda R (BR)
Requires a physician or surgeon to meet the category 1 continuing medical education requirements by obtaining credit hours accredited by the American Medical Association or in other approved category 1 education as provided in the board of medical examiner's rules. Authorizes the board to conduct random audits of physicians, surgeons, and podiatrists to determine compliance of continuing education requirements. -- SB1064
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1065 RELATING TO ARCHITECTS.
Introduced by: Bunda R (BR)
Prohibits any person to be eligible for licensure as a professional architect unless the person is the holder of an unexpired license in architecture, the person meets the requirements and the rules of the board of professional engineers, architects, surveyors, and landscape architects, and the person is a holder of a bachelor's, master's, or higher degree in architecture from an approved school or college. -- SB1065
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1066 SD1 (SSCR 806) RELATING TO INSURANCE.
Introduced by: Bunda R (BR)
Amends certificate of authority issued by the insurance commissioner to a mutual benefit society or a health maintenance organization (HMOs) by adding the requirement that they maintain a minimum net worth of 3 times the average of monthly net claims incurred during the past calendar year. -- SB1066 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1067 SD1 (SSCR 836) RELATING TO LIMITING HURRICANE PROPERTY INSURANCE RISK.
Introduced by: Bunda R (BR)
Establishes a public policy that hurricane property insurance be regulated to ensure that risks are spread so that claims can be paid in case of a catastrophic event without jeopardizing the financial health of insurers. Requires the insurance commissioner to use an actuarial analysis of an insurers ability to pay and to carry out this policy. -- SB1067 SD1

SENATE BILLS WHICH PASSED THIRD READING

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1068 SD1 (SSCR 311)

RELATING TO PRODUCER LICENSING.

Introduced by: Bunda R (BR)

Establishes the producer licensing law which governs the qualification and procedures for the licensing of insurance producers. Prohibits a person to sell, solicit, or negotiate insurance for an class or classes of insurance unless the person is licensed for that line of authority by the insurance commissioner. -- SB1068 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1069 SD1 (SSCR 612)

RELATING TO INSURANCE.

Introduced by: Bunda R

Amends approval requirement by the insurance commissioner to be effective except as provided otherwise. Amends replacement of life insurance policies and annuities by clarifying documentation and application requirements of producers (agents, solicitors, insurance brokers). -- SB1069 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1070 SD1 (SSCR 312)

RELATING TO CONTINUING EDUCATION COURSES AND COURSE PROVIDERS FOR INSURANCE LICENSEES.

Introduced by: Bunda R (BR)

Establishes an issuance of course provider certificate and an issuance of continuing education course certificate fee, payable to the insurance commissioner. Also establishes fees for services of the department of commerce and consumer affairs for the courses. Requires the course provider to be approved by the insurance commissioner. Requires the course provider to submit course completion information electronically to the insurance division. -- SB1070 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1071

RELATING TO INSURANCE.

Introduced by: Bunda R (BR)

Requires managing general agents for insurers and reinsurance intermediary managers for insurers to furnish bonds and maintain an errors and omissions policy. -- SB1071

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1072 SD2 (SSCR 857)

RELATING TO THE HAWAII HURRICANE RELIEF FUND.

Introduced by: Bunda R (BR)

Provides that the hurricane relief fund can exempt mortgage transactions from payments of the special mortgage recording fee and provide for maximum limits on, uniform reduction of, suspension of, or reactivation of the special mortgage recording fee. -- Amends Act 339, session laws of 1993, as amended by Act 17, special session laws of 1995, as amended by Act 222, session laws of 1997, as amended by Act 151, session laws of 1999, to extend the authorization for the issuance of reimbursable general obligation bonds for the Hawaii hurricane relief fund and for the hurricane reserve trust fund for the fiscal years 2000 - 2001 and 2001 - 2002. -- Provides that the special mortgage recording fee shall be suspended as of July 1, 2001, to December 31, 2001 (sunset). -- SB1072 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1073 SD1 (SSCR 128)

RELATING TO TRAVEL SERVICES.

Introduced by: Bunda R (BR)

Amends provisions relating to travel agencies. Establishes provisions authorizing the director of commerce and consumer affairs to deny registration. Requires a travel agency or charter tour operator to maintain books and records for client trust accounts. Establishes prohibited acts of travel agencies and charter tour operators. -- SB1073 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1074 SD1 (SSCR 614)

RELATING TO CONSUMER PROTECTIONS FOR DEPOSITORY INSTITUTION SALES OF INSURANCE.

Introduced by: Bunda R (BR)

Amends provision relating to requirements of banks engaging in insurance activities. Authorizes a bank to engage in insurance sales through an independent insurance agent or agency under contract, or insurance sales either directly in any division of the bank or through a subsidiary of the bank, subject to insurance code. Repeals further requirements.

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-- SB1074 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1075 SD1 (SSCR 807)

RELATING TO NONPROFIT CORPORATIONS.

Introduced by: Bunda R (BR)

Repeals and replaces the nonprofit corporation Act. -- SB1075 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1076 SD1 (SSCR 226)

RELATING TO BUSINESS REGISTRATION.

Introduced by: Bunda R (BR)

Repeals provisions relating to control share acquisition and establishes the control share acquisition Act. Changes the Hawaii revised business corporation Act to the Hawaii business corporation Act. Redefines entity to include domestic and foreign corporations, domestic professional corporation, domestic and foreign limited liability companies, domestic and foreign not for profit corporations, business trusts, estates, domestic and foreign partnerships, domestic and foreign limited partnerships, domestic and foreign limited liability partnerships, trusts, and federal and foreign governments. -- SB1076 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1077 SD1 (SSCR 127)

RELATING TO TRADEMARKS.

Introduced by: Bunda R (BR)

Establishes provisions relating to trademarks and service marks. Provides procedure for trademark registration and restrictions on material which are acceptable for trademark. Penalizes fraudulent registration, infringement, and injury to business reputation. Sets application fee to register a mark at 50 dollars. Provides definitions. --SB1077 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1078 SD1 (SSCR 615)

RELATING TO THE UNIFORM SECURITIES ACT.

Introduced by: Bunda R (BR)

Amends provisions relating to the uniform securities Act. Provides as an exempt transaction any transaction pursuant to an offer to sell securities of an issuer, if the transaction is part of an issue which, there are no more than 25 offerees, wherever located, during any 12 consecutive months; if the issuer reasonably believes that all purchasers, wherever located, are purchasing for investment; if no commission, discount, or other remuneration is paid or given, to a person, other than a dealer or agent, for soliciting a prospective purchaser in this State; and if the securities of the issuer are not offered or sold by general solicitation or any general advertisement. Permits the electronic filing of forms through the central registration depository or the investment adviser registration depository of the national association of securities dealers. Provides that with the registrations of investment advisers, salespersons, and investment adviser representatives, the commissioner of securities may require additional information regarding the applicant's history, record, and association. -- SB1078 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1079 SD1 (SSCR 616)

RELATING TO LIMITED LIABILITY PARTNERSHIPS.

Introduced by: Bunda R (BR)

Amends provisions relating to limited liability partnerships. Requires the name of limited liability partnership to contain, rather than end with, registered limited liability partnership or limited liability partnership or its abbreviation. -- Changes provisions relating to the amendment of statement of qualification and foreign qualification to correcting, amending, restating, the statement of qualification and foreign qualification, and voluntary cancellation. Changes the statement to articles of correction. Provides requirements for the articles of correction. Requires foreign limited liability partnerships to amend the statement of qualification in the same manner as domestic limited liability partnerships. Provides that a limited liability partnership and a foreign limited liability partnership validly created under the limited liability partnership law may voluntarily cancel its limited liability status in an amendment to a statement of qualification. Requires a foreign limited liability partnership to submit a certificate of good standing from the state under which the partnership was formed before transacting business in this State. -- SB1079 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1081

RELATING TO EDUCATION.

Introduced by: Bunda R (BR)

SENATE BILLS WHICH PASSED THIRD READING

- Changes the summer school and intersession programs and funds to the out of school time instructional programs and funds. Amends Act 142, session laws of 1998. -- SB1081
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1082 SD1 (SSCR 391) RELATING TO EDUCATION.
Introduced by: Bunda R (BR)
Changes the school to work work based learning program to the work based learning program. -- SB1082 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1084 SD2 (SSCR 604) MAKING AN EMERGENCY APPROPRIATION FOR EDUCATION.
Introduced by: Bunda R (BR)
Appropriation to the department of education for the comprehensive school support services program (EDN 150) to fulfill the requirements of the Felix vs. Cayetano consent decree. (\$\$)
-- SB1084 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1087 RELATING TO CONCESSIONS AT PUBLIC LIBRARY FACILITIES.
Introduced by: Bunda R (BR)
Adds the friends of the library of Hawaii to the Hawaii state library foundation as entities that can be authorized for the use of public library system facilities and grounds. Replaces authorization powers of the department of education with the Hawaii state public library system and the state librarian. -- SB1087
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1088 SD1 (SSCR 270) RELATING TO THE LIBRARY ENHANCED SERVICES PROGRAM.
Introduced by: Bunda R (BR)
Amends Act 327, session laws of 1993, as amended by Act 144, session laws of 1996, and Act 29, session laws of 1999, relating to fees for enhanced library services program by repealing the sunset date. -- SB1088 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1089 RELATING TO REALLOCATION OF VACANT LIBRARY POSITIONS.
Introduced by: Bunda R (BR)
Amends Act 196, session laws of 1996, as amended by Act 130, session laws of 1999, authorizing the state librarian to reallocate vacant positions to establish temporary positions by repealing the sunset date. -- SB1089
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1090 SD2 (SSCR 724) RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM.
Introduced by: Bunda R (BR)
Amends library provisions by repealing the public private partners for literacy trust fund and the advisory alliance for literacy and lifelong learning. Requires the board of education through the state librarian to develop public private sector literacy partnerships to support literacy programs. -- SB1090 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1094 SD1 (SSCR 847) RELATING TO FIREWORKS.
Introduced by: Bunda R (BR)
Changes cultural to religious and cultural and includes all religions in its definition. Amends provisions relating to permissible uses of non aerial common fireworks. Provides that except as provided in liability of parents or guardians, non aerial common fireworks may be purchased, possessed, set off, or otherwise caused to explode in counties with a population of more than 500,000 persons as allowed by permit for religious or cultural purposes; provided that for a religious or cultural purpose, fireworks may be discharged, ignited, or set off from 7:00 a.m. on Chinese new years' eve to 7:00 p.m. Chinese new year's day. Adds that non aerial common fireworks may be purchased, possessed, set off, ignited, discharged, or otherwise caused to explode in counties with a population of less than 500,000 persons as provided by county ordinance. -- Amends provisions relating to general prohibitions. Provides that it shall be unlawful for any person without a permit issued by the county in which the permitted activity is to occur to throw any ignited fireworks from, at, or into a moving vehicle. Amends provisions relating to application for permit. Provides that the county shall issue permits no earlier than 60 calendar days and no later than 14

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calendar days prior to the date of use as prescribed in the permit. Provides that each importer, wholesaler, and retailer shall maintain accurate records of each purchase and sale of fireworks, and shall submit the records to the county auditor quarterly. Provides that any person purchasing, possessing, setting off, igniting, or discharging aerial common fireworks or special fireworks without a valid permit, or storing, selling, or possessing aerial common fireworks or special fireworks without a license shall be guilty of a class C felony. Adds that anyone found in violation of importing, purchasing, possessing, setting off, igniting, discharging, storing, selling, or who transfers or sells aerial common fireworks shall be fined not less than 5,000 dollars and imprisoned for a mandatory minimum term of not less than 2 years. -- SB1094 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1096 SD1 (SSCR 1004)

RELATING TO GOVERNMENT.

Introduced by: Bunda R (BR)

Establishes the privatization law. Provides that any state or county official in whom appropriate authority is vested, shall be allowed to enter into a contract with a private entity financed by public funds, to obtain services, when there is a reasonable basis to believe that the service can be provided at lower costs and in equivalent to or better quality than that which could be provided by a government agency. -- SB1096 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1099

RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.

Introduced by: Bunda R (BR)

Amends the Hawaiian homes commission Act providing that the department of Hawaiian home lands shall adopt rules in accordance with provisions relating to administrative procedure. Requires the department to report to legislature, upon the 1st day, rather than within 10 days of the convening of the regular session, regarding the transactions occurring in the fiscal year, rather than the calendar year prior to the regular session. -- SB1099

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1100

RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.

Introduced by: Bunda R (BR)

Amends the Hawaiian homes commission Act providing that a majority of members of the Hawaiian homes commission shall be descendants of not less than 1/4 part of the blood of the races inhabiting the Hawaiian islands previous to 1778. -- SB1100

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1101

RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.

Introduced by: Bunda R (BR)

Amends the Hawaiian homes commission Act providing that upon the death of the lessee, the lessee's interest in the tract or tracts and the improvements thereon, including growing crops and aquacultural stock, shall vest in the relatives of the decedent. Establishes that the successor or successors may be required by the commission to obtain private financing to pay off the amount advanced from the Hawaiian home loan fund or Hawaiian home general loan fund. -- SB1101

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1102 SD2 (SSCR 706)

RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.

Introduced by: Bunda R (BR)

Amends the Hawaiian homes commission Act by establishing that the US and the state of Hawaii shall reaffirm and recognize that the native Hawaiian people are a distinct native, indigenous people, and have established Hawaiian home lands areas protected under federal and state law; the US has a trust responsibility to promote the welfare of the aboriginal, indigenous people of the State; and the aboriginal, indigenous people of the State retain their inherent sovereign authority and their right to organize for their common welfare. Establishes that the State, with the consent of Congress, may delegate to a democratically elected organization representing a Hawaiian homestead community the authorities delegated to the State by the US relating to the administration of the Hawaiian homes commission Act. Provides that the department of Hawaiian home lands may establish an intergovernmental working relationship with a democratically elected Hawaiian homestead community self governance organization to promote community welfare. -- SB1102 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

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- SB1103 RELATING TO FOSTER BOARD ALLOWANCES FOR STUDENTS.
Introduced by: Bunda R (BR)
Amends provision relating to foster board allowances for students and changes it to higher education board allowances for students. Provides that eligible former foster youths shall be eligible for higher education board allowances after reaching the age of majority and the higher education board payments for that former foster youth shall be paid to an accredited institution of higher learning, another intermediary contracted by the department of human services or to the former foster youth's former foster parents. Defines former foster youth to mean a person formerly placed under the jurisdiction of the department as a foster child by the family court who has attained the age of 18. -- SB1103
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1104 SD1 (SSCR 547) RELATING TO AUTHORITY OF FOSTER PARENTS TO PROVIDE CONSENTS FOR THE FOSTER CHILD'S EDUCATIONAL AND RECREATIONAL NEEDS.
Introduced by: Bunda R (BR)
Establishes provision relating to educational and recreational needs. Provides that upon the 1st day of placement, foster parents may provide consents for the routine educational and recreational activities of the foster children placed in their care, except for purposes regulated under title 8, chapters 53 and 56, of the Hawaii administrative rules. -- SB1104 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1105 SD1 (SSCR 39) RELATING TO INFORMATION ON THE NATURAL PARENTS OF THE ADOPTED MINOR CHILD.
Introduced by: Bunda R (BR)
Requires the court to order each of the natural parents to complete the medical information forms and consents to release medical information required and to return the completed forms to the department of human services. Adds that if the natural parents fail to complete or return the forms to the department, the filing requirement of the medical information with the family court shall be waived. -- SB1105 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1106 SD1 (SSCR 670) MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES.
Introduced by: Bunda R (BR)
Appropriation to the department of human services to hire interagency case coordinators and case aides to deliver direct and support services to children, foster parents, and social workers involved with court ordered benchmarks, to expand contracted services to recruit and support foster parents for special needs children, and to expand comprehensive services for the child welfare services population. Amends Act 116, session laws of 1999 by changing the sunset date of the child welfare services demonstration project from June 28, 2001 to July 1, 2001. (\$\$) -- SB1106 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1108 SD2 (SSCR 730) RELATING TO FUNERAL ASSISTANCE PAYMENTS.
Introduced by: Bunda R (BR)
Amends provision relating to burial of deceased public assistance recipients or unclaimed corpses and changes it to burial of deceased medical or financial assistance recipients or unclaimed corpses. Exempts applications submitted by the respective county medical examiner or coroner on behalf of unclaimed corpses. -- SB1108 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1109 RELATING TO MEDICAL ASSISTANCE RECOVERY.
Introduced by: Bunda R (BR)
Amends provision relating to the recovery of payment and cost of medical assistance. Adds that an attorney representing a 3rd person shall make reasonable inquiry as to whether the claimant has received or is receiving from the department of human services medical assistance related to the incident involved in the action. If any 3rd person has received the actual notice of its right to reimbursement or is receiving medical assistance, then the 3rd person or 3rd person's attorney shall give the department timely written notice of any claim or action against a 3rd person. Authorizes the 3rd person or the 3rd person's attorney to contact the department to ascertain the full amount of medical assistance or burial payment made. -- SB1109

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Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1110 SD2 (SSCR 911)

RELATING TO CHILD CARE.

Introduced by: Bunda R (BR)

Amends provision relating to child care by including child abuse record checks. Provides that any verified criminal history or child abuse information relating to an employee shall be disclosed to the employer by the department of human services and may result in the termination of the employee. Establishes provisions relating to criminal history and child abuse record checks for persons exempt from child care provisions. Provides that to be eligible to provide child care and receive a child care subsidy from the department of human services, persons must agree to criminal history and child abuse record checks. Further provides that relatives of the child who require care shall be required to agree to a criminal history record check conducted through files maintained by the Hawaii criminal justice data center and a child abuse record check. Defines child care subsidy to mean a payment made to low income parents, guardians, or other responsible parties to pay for care of a child under the age of 13 years old or over 13 years old if the child has qualifying special needs as defined under federal law. -- Establishes a ceiling of 53,000 dollars for the criminal history record improvement revolving fund. -- SB1110 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1111 SD1 (SSCR 47)

RELATING TO REIMBURSEMENT FOR NONINSTITUTIONAL PROVIDERS OF MEDICAL CARE FOR SERVICES.

Introduced by: Bunda R (BR)

Amends provision relating to medical care payments. Provides that rates of payment to providers of medical care who are individual practitioners shall be based upon the Hawaii Medicaid fee schedule, rather than the most current profile available for customary fees and the percentage of the profile in proportion to the funds appropriated by the legislature. Repeals the requirement that providers not be reimbursed for an amount less than their existing payment rates unless a reduction is specifically intended and required by law. Further repeals the authorization for the department to establish a demonstration project which guarantees a 6 month enrollment in a health maintenance organization. -- SB1111 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1112

RELATING TO OHANA CONFERENCING.

Introduced by: Bunda R (BR)

Amends provision relating to the child protective Act by defining ohana conference to mean a family focused, strength based meeting facilitated by trained community facilitators designed to build and strengthen the network of protection of the extended family and the community for the child. Requires the ohana conferences to include extended family members and other important people in the child's life and rely on them to participate in making plans and decisions. Provides that the purpose of the ohana conference is to establish a plan that provides for the safety and permanency needs of the child. -- Provides that the service plan should also include the consideration given to the use of ohana conferences for family decision making. -- SB1112

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1113

RELATING TO PUBLIC ASSISTANCE.

Introduced by: Bunda R (BR)

Amends provision relating to real property liens by the department of human services. Provides that the liens shall be recorded in bureau of conveyances or be filed in the office of the assistant registrar of the land court for all amounts of assistance a person receives. Requires the department to be obligated to annually update the actual amount of liens recorded in the bureau of conveyances as an accounting measure. -- SB1113

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1114

MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES.

Introduced by: Bunda R (BR)

Appropriation to the department of human services to provide foster board and board related costs, permanency assistance, and difficulty of care payments for foster and adoptive parents, permanent custodians, and guardians of children with special needs. (\$\$) -- SB1114

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Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1115 SD1 (SSCR 261)

RELATING TO HUMAN RESOURCES.

Introduced by: Bunda R (BR)

Amends Act 253, session laws of 2000 by repealing provisions relating to employee management cooperation, meetings, confirmation of previous appointments, preference of per diem employees, outside employees and the Hawaii health system corporation. Establishes the human resources development special fund. Designates moneys to be deposited into fund. Provides that the moneys in the fund shall be used for supporting the department's entrepreneurial initiatives, training and programs, and administrative costs. Appropriation out of the human resources development special fund to the department of human resources development. (\$\$) -- SB1115 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1119 SD2 (SSCR 628)

RELATING TO PRESCRIPTION DRUGS.

Introduced by: Bunda R (BR)

Establishes provision relating to electronic prescription information. Provides that prescription information may be transmitted electronically, between prescribing practitioner, agent and pharmacies or medical oxygen distributors. Prohibits any person to supply prescription information processing system equipment on the condition, agreement, or understanding that the recipient of the equipment shall not deal in the commodity of a competitor, shall not deal with a competitor, or shall deal only with persons identified by the supplier of the equipment. Requires any person who transmits, maintains, or receives any prescription to ensure the security, integrity, and confidentiality of the prescription and any information contained therein. Authorizes out of state practitioners to issue electronic prescriptions. Allows for prescription records to be electronically maintained using an appropriate prescription information processing system. Repeals Act 304, session laws of 1997, relating to electronic prescriptions. -- SB1119 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1120 SD1 (SSCR 373)

RELATING TO ENDANGERING THE WELFARE OF INCOMPETENT PERSONS.

Introduced by: Bunda R (BR)

Establishes provision relating to endangering the welfare of an incompetent person in the 2nd degree. Provides that a person commits the offense of endangering the welfare of an incompetent person in the 2nd degree if the person recklessly acts in a manner likely to be injurious to the physical or mental welfare of a person who is unable to care for the person's self because of physical or mental disease, disorder or defect. Provides that endangering the welfare of an incompetent person in the 2nd degree is a misdemeanor. Amends provision relating to endangering the welfare of an incompetent person to include in the 1st degree. Provides that a person commits the offense of endangering the welfare of an incompetent person in the 1st degree if the person intentionally or knowingly acts in a manner likely to be injurious to the physical or mental welfare of a person who is unable to care for the person's self because of physical or mental disease, disorder or defect. Provides that endangering the welfare of an incompetent person in the 1st degree is a class C felony. -- SB1120 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1121

RELATING TO THE SALE OF STERILE SYRINGES FOR THE PREVENTION OF DISEASE.

Introduced by: Bunda R (BR)

Establishes that a pharmacist, physician, health care provider, or authorized agent of a pharmacy or of a health care institution operating under the direction of a licensed pharmacist or physician may sell sterile hypodermic syringes in a pharmacy, physician's office, or health care institution for the purpose of preventing the transmission of dangerous blood borne diseases. Requires the department of health to produce and make available material about prevention of blood borne diseases, drug treatment, and safe disposal of used syringes for distribution. -- SB1121

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1122 SD1 (SSCR 296)

RELATING TO THE DISABILITY AND COMMUNICATION ACCESS BOARD.

Introduced by: Bunda R (BR)

Establishes the disability and communication access board special fund which shall be administered by the disability and communication access board to cover all costs of the

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board including the program for the state credentialing of interpreters (sign language). Appropriation out of the disability and communication access board special fund. (\$\$) -- SB1122 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1123 SD1 (SSCR 50)

RELATING TO VITAL RECORDS.

Introduced by: Bunda R (BR)

Amends provisions relating to vital statistics. Establishes that the department of health shall, upon request, furnish to any applicant, in lieu of the issuance of a certified copy, a verification of the existence of a certificate and any other information that the applicant provides to be verified relating to the vital event that pertains to the certificate. -- SB1123 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1126 SD1 (SSCR 468)

RELATING TO CRIMINAL HISTORY.

Introduced by: Bunda R (BR)

Amends Act 146, session laws of 2000, relating to criminal history by repealing the sunset date. -- Appropriation out of the state criminal history record improvement revolving fund to the department of the attorney general. (\$\$) -- SB1126 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1127 SD1 (SSCR 671)

MAKING AN EMERGENCY APPROPRIATION TO THE CHILD AND ADOLESCENT MENTAL HEALTH DIVISION.

Introduced by: Bunda R (BR)

Appropriation to the department of health for services provided to certain emotionally disturbed children and adolescents and appropriation to the department of health out of the behavioral health administration title IV-E reimbursement, interdepartmental transfer fund for training costs of staff employed by or contracted to the department, or contracted or deployed to the Felix monitoring project (Felix v. Cayetano consent decree) to improve services provided to certain emotionally disturbed children and adolescents. (\$\$) -- SB1127 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1128 SD1 (SSCR 617)

RELATING TO SUBSTANCE ABUSE TREATMENT INSURANCE BENEFITS.

Introduced by: Bunda R (BR)

Amends mental health, alcohol, drug abuse treatment provisions by repealing certified substance abuse staff and adding qualified to mean having skill in the diagnosis or treatment of substance abuse disorders based on a practitioner's credentials. Provides that alcohol or drug dependence outpatient services shall be provided by a qualified physician, psychologist, clinical social worker, or advanced practice registered nurse. -- SB1128 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1129

RELATING TO SAFE DRINKING WATER.

Introduced by: Bunda R (BR)

Prohibits any person to install or repair any public water system or any plumbing in a residential or nonresidential facility providing water for human consumption which is connected to a public water system with any plumbing fittings or fixtures that are not lead free. Defines lead free plumbing fittings or fixtures to mean those in compliance with National Sanitation Foundation Standard 61, section 9. -- SB1129

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1131 SD2 (SSCR 827)

RELATING TO SPECIAL WASTES RECYCLING.

Introduced by: Bunda R (BR)

Authorizes the director of health to institute a citation, administrative action, or civil action in any court of competent jurisdiction for injunctive and other relief to prevent any violation of lead acid battery recycling. -- Requires each motor vehicle tire retailer to post written notice stating that the final price of a new tire includes disposal of old tire and that the disposal fee is not subject to reduction or refund. Adds that the advertising of motor vehicle tires shall include whether a separate disposal fee may be added to the final price of the tire and the cost of such disposal. Provides that disposal fees shall not include overhead expenses. -- Establishes that accumulation of used tires at the retail point of collection shall not exceed 100 tires, unless the collection is an authorized tire collection facility, and shall be stored in a manner consistent with fire prevention and vector control. -- Provides that the

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motor vehicle tire surcharge shall be made annually, instead of quarterly, based on inventory records of the importers including for motor vehicle rental companies. -- SB1131 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1133 SD1 (SSCR 605)

RELATING TO HAWAII HEALTH SYSTEMS CORPORATION.

Introduced by: Bunda R (BR)

Amends provision relating to regional public health facility management advisory committees. Requires each regional committee to sit in an advisory capacity to the chief executive officer on matters concerning the substantial modification, decrease, or increase in the scope or type of health care services rendered by the public health facilities within its respective jurisdiction. -- Requires the Hawaii health systems corporation to notify the legislature of any planned closing of a facility. Requires each committee to evaluate the health care services being provided, consider the cost of providing public health services and the availability of alternatives, hold community meetings, develop recommendations for the types of health care services, and submit its recommendations to the chief executive officer. -- SB1133 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1135

RELATING TO HAZARDOUS WASTE.

Introduced by: Bunda R (BR)

Repeals the requirement that the initial notification of location and general description of activity to the department of health from the hazardous waste broker include a notarized written statement from the owner, or owner's agent, of the facility or land to be used by the broker for hazardous waste handling activity acknowledging the hazardous waste handling activity of the broker. -- SB1135

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1136 SD2 (SSCR 758)

RELATING TO USED OIL.

Introduced by: Bunda R (BR)

Establishes provisions relating to used oil collection and recycling program within the department of health. Provides that after October 1, 2001, any person who conducts business in this State as an oil importer to register with the department. Requires the department to establish a used oil collection and recycling special fund for the management of the used oil collection and recycling program and to develop a grant program to encourage the collection, reuse, and proper disposal of used oil. Requires all oil importers to pay 5 cents for every quart, or 20 cents for every gallon of lubricating oil that the importer imports, to the department. Exempts the fee from lubricating oil exported or sold for export outside of the State, imported by an oil importer that reuses or recycles oil for energy conversion on site, or imported into the State in an amount not more than 500 gallons per quarter per oil importer. -- SB1136 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1137 SD1 (SSCR 700)

RELATING TO CRIMINAL PENALTIES.

Introduced by: Bunda R (BR)

Amends provisions relating to hazardous waste and penalties. Provides that any person who knowingly abandons or causes to be abandoned any hazardous waste or used oil shall be subject to criminal penalties. Provides that violations of transporting, treating, storing, disposing of, recycling, or handling any used oil or used oil fuel, or making a false statement or representation shall be a misdemeanor. Adds that violations for transporting hazardous material; treat, store or dispose of hazardous material without a permit; and abandons or causes to be abandoned any hazardous waste or used oil shall be a class C felony. Provides that for all violations in this provision, violators may be ordered to pay a fine not exceeding 25,000 dollars for each day of each violation. -- SB1137 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1138 SD1 (SSCR 633)

RELATING TO THE STATEWIDE NEWBORN HEARING SCREENING PROGRAM.

Introduced by: Bunda R (BR)

Establishes provision relating to screening for hearing impairment. Requires all newborn infants to be screened for hearing impairment for early identification of children with hearing loss and for the promotion of their development of language and communication. Provides that the person in charge of each birthing facility caring for newborn infants and the responsible physician or person attending the birth of a newborn shall ensure that every

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infant be screened for hearing impairment. Exempts children for screening if it conflicts with their religious beliefs. Requires the birthing facilities to report screening results to the department. -- SB1138 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1142

MAKING AN EMERGENCY APPROPRIATION FOR EARLY INTERVENTION SERVICES.

Introduced by: Bunda R (BR)

Appropriation to the department of health to provide early intervention services for infants and children from birth to 3 years of age. (\$\$) -- SB1142

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1144 SD2 (SSCR 792)

RELATING TO MINIMUM WAGE.

Introduced by: Bunda R (BR)

Amends provisions relating to the wage and hour law. Requires every employer to pay each employee at the rate no less than 5.75 dollars per hour beginning January 1, 2002, and 6.25 dollars per hour beginning January 1, 2004. -- SB1144 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1145

RELATING TO EMPLOYMENT SECURITY.

Introduced by: Bunda R (BR)

Amends provision relating to employment security. Allows the unemployment trust fund to be used for the payment of benefits of the state's unemployment compensation law and public employment offices pursuant to a specific appropriation of the legislature. Provides that the appropriation, obligation, and expenditure or other disposition of money appropriated shall be accounted for in accordance with standards established by the US Secretary of Labor. Adds that moneys credited to the state's account in federal fiscal years 2000, 2001, and 2002 shall be used solely for the administration of unemployment compensation program and are not subject to the specific appropriation requirements. -- SB1145

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1146

RELATING TO THE HOISTING MACHINE OPERATORS ADVISORY BOARD.

Introduced by: Bunda R (BR)

Amends provisions relating to occupational safety and health. Requires the hoisting machine operators advisory board to be placed within the department of labor and industrial relations. Authorizes the board to employ a 1/2 full time executive director, exempt from civil service, compensation, and collective bargaining provisions. Appropriation out of the hoisting machine operators' certification revolving fund. (\$\$) -- SB1146

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1151

RELATING TO OCCUPATIONAL AND CAREER INFORMATION.

Introduced by: Bunda R (BR)

Amends provisions relating to occupational and career information. Repeals the Hawaii state occupational information coordinating committee. Provides that the occupational information data base system shall deliver the necessary occupationally related information to a widely divergent use population, including the internet. Requires the workforce development council, rather than the state employment and training council, to be responsible for coordinating the production of federally funded training supply data concerning trainees enrolled and completing training programs in each occupational category. Adds that the department of human services shall be responsible for preparing information concerning welfare and vocational trainees, rather than activities and other rehabilitative data required by the system. Provides that the Hawaii career information delivery system program shall be managed, in addition to being operated, by the department of labor and industrial relations. -- SB1151

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1161 SD1 (SSCR 675)

RELATING TO THE DISPOSITION OF ABANDONED OR SEIZED PROPERTY ON PUBLIC LANDS.

Introduced by: Bunda R (BR)

Amends provision relating to public land. Provides that if abandoned or seized property has an estimated value of 1,000 dollars or more, the department of land and natural resources shall give public notice of the disposition at least once either statewide or in a publication of local circulation. Establishes that the sale of abandoned or seized property having an

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estimated value of 1,000 dollars or more shall be by public auction. Requirement of public notice and public auction shall not apply if the value of the property abandoned or seized is less than 1,000 dollars, rather than 100 dollars. Requires that the proceeds of the sale be deposited into the department's appropriate special fund or to the general fund where no special fund exists. -- SB1161 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1162 SD1 (SSCR 644)

RELATING TO PUBLIC NOTICE REQUIREMENTS FOR PUBLIC LAND DISPOSITIONS.
Introduced by: Bunda R (BR)

Amends provisions relating to public lands. Requires public notice of any proposed disposition of public lands by auction, negotiation, or exchange to be given at least once either statewide or in the county where the land or other interests being disposed of are located. Provides that whenever a disposition by drawing by lots is proposed, public notice shall be given once a week for 2 rather than 4 successive weeks either statewide or in the county where the land being disposed of is located. Requires any required notice to also be posted on the internet in an easily located manner. -- SB1162 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1163

RELATING TO THE EFFECTIVE DATE OF EXISTING USES UNDER THE WATER CODE.
Introduced by: Bunda R (BR)

Amends provision relating to the state water code. Repeals the date of July 1, 1987 and replaces with the term the effective date of designation. -- SB1163

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1164 SD1 (SSCR 676)

RELATING TO THE FOREST STEWARDSHIP PROGRAM.

Introduced by: Bunda R (BR)

Amends provision relating to the forest stewardship program by allowing moneys deposited into the forest stewardship fund to be used by the department of land and natural resources to administer the program. Appropriation to the department of land and natural resources to administer the forest stewardship program. (\$\$) -- SB1164 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1165 SD1 (SSCR 81)

RELATING TO PENALTIES FOR NATURAL RESOURCES.

Introduced by: Bunda R (BR)

Amends provision relating to penalties for natural resources. Provides that any person who violates and is convicted of the laws and rules applicable to the reserves system, shall be fined not less, rather than more, than 1,000 dollars. Establishes that the board of land and natural resources or its authorized representative is authorized to set, charge, and collect administrative fines or bring legal action to recover administrative fees and costs as documented by receipts or affidavit. Provides administrative fines. Increases penalties for knowingly or recklessly killing or removing from its original growing location a threatened species to 5,000 dollars rather than 500 dollars, and for an endangered species, 10,000 dollars, rather than 5,000 dollars. -- SB1165 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1166

RELATING TO PENALTIES FOR THE STATEWIDE TRAIL AND ACCESS PROGRAM.

Introduced by: Bunda R (BR)

Establishes provisions relating to general administrative penalties. Provides that the board of land and natural resources or its authorized representative by proper delegation is authorized to set, charge, and collect administrative fines or bring legal action to recover administrative fees and costs as document by receipts or affidavit, including attorneys fees and costs, or bring legal action to recover administrative fines, fees, and costs, including attorney's fees and costs, or payment for damages or for the cost to correct damages resulting from a violation of the Hawaii statewide trail and access system. Adds that the fines shall be no more than 10,000 dollars for a 1st violation; not more than 15,000 dollars for a 2nd violation within 5 years of a previous violation; and not more than 25,000 dollars for a 3rd or subsequent violation within 5 years. Provides that any criminal or civil action against a person for any violation shall not be deemed to preclude the State from pursuing civil or criminal action to recover administrative fines and costs against that person. Adds that any person found in violation shall be guilty of a petty misdemeanor and fined 100 dollars for a 1st offense; 200 dollars for a 2nd offense; and 500 dollars for a 3rd or subsequent offense. Provides that the fines shall not be suspended or waived and each day of each violation shall constitute a separate offense. -- SB1166

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Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1167

RELATING TO SECTION 13 OF ACT 380, SESSION LAWS OF HAWAII 1997.

Introduced by: Bunda R (BR)

Amends Act 380, session laws of 1997, relating to the environment, by changing the enactment date from July 1, 2002 to July 1, 2007. -- SB1167

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1168

RELATING TO THE BUREAU OF CONVEYANCES.

Introduced by: Bunda R (BR)

Provides that an estate or interest in real property in the name of a nonprofit association may be transferred by an authorized person in a statement of authority recorded in the office of the assistant registrar of the land court, rather than the office of the registrar, or in the bureau of conveyances. -- Exempts the disposition of fees received by the bureau of conveyances and the recording fees for the bureau of conveyances special fund to be deposited into the general fund. -- Amends provision relating to the method of recording for the registrar of the bureau of conveyances. -- SB1168

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1169 SD2 (SSCR 859)

RELATING TO STATE PARKS.

Introduced by: Bunda R (BR)

Amends provision relating to state parks and recreation areas. Requires legislative appropriations or proceeds collected under the transient accommodations tax to be deposited into the state parks special fund. Appropriation out of the state parks special fund to the department of land and natural resources. (\$\$) -- SB1169 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1171

RELATING TO REPORTS.

Introduced by: Bunda R (BR)

Repeals provision relating to record of procurement actions. -- SB1171

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1173

RELATING TO THE ENVIRONMENT.

Introduced by: Bunda R (BR)

Repeals the Hawaii environmental disclosure law. -- SB1173

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1175

RELATING TO THE SALE OF POISONS.

Introduced by: Bunda R (BR)

Redefines the poison to exclude drugs and as used in pharmacists and pharmacy law and in laws relating to the department of health. Authorizes the department to adopt rules concerning poisons and poison containers, rather than requiring the department to make rules and regulations. -- SB1175

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1177 SD2 (SSCR 872)

RELATING TO CORRECTIONAL HEALTH CARE.

Introduced by: Bunda R (BR)

Establishes a correctional health care program within the department of public safety. Requires the administrator of the correctional health care program and physicians who provide care to inmates to be appointed by the director without regard to civil service and compensation provisions. Provides that any appointed civil service physician working in the correctional health care program for the department shall have the option of remaining under civil service or becoming an exempt employee, provided that becoming civil service exempt must be exercised within 60 days after the effective date of this Act. -- SB1177 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1178 SD2 (SSCR 823)

RELATING TO CONTROLLED SUBSTANCES.

Introduced by: Bunda R (BR)

Amends provisions relating to the controlled substances Act. Defines controlled substance analogue to mean a substance that is intended for human consumption and has the chemical structure, has a stimulant, depressant, or hallucinogenic effect on the central nervous system, or a substance which that individual represents or intends to have a stimulant, depressant, or hallucinogenic effect on the central nervous system substantially

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similar to a controlled substance. Requires a controlled substance analogue to be treated the same as the controlled substance. Defines locum tenens practitioner to mean a practitioner that is licensed to administer, prescribe, or dispense a controlled substance in the course of professional practice, who temporarily substitutes for another registered practitioner for a period not to exceed 60 days at that other practitioner's registered place of business, and whose Drug and Enforcement Administration controlled substance registration number has not been transferred to the State. Provides that locum tenens practitioners are not eligible to receive oral code numbers. -- Provides that if a substance is added, deleted, or rescheduled as a controlled substance under federal law and notice of the designation is given to the department of health, rather than the department of public safety, the department may make a corresponding change in state law. Requires the department of health, rather than the department of public safety to adopt rules to similarly designate the substance as added, deleted, or rescheduled. Repeals provision that the changes be temporary until the legislature changes it in the laws, otherwise it shall be nullified. Provides that hallucinogenic substances, unless listed in another schedule shall include nabilone and dronabinol (synthetic). Increases penalty for any manufacturer, wholesaler, retailer, or other person who has previously been convicted of failing to report to the department or report with false or fictitious information to be guilty of a class C felony. Increases the penalty for furnishing substances with the knowledge or the intent that the recipient will use the substance as a controlled substance analogue or to unlawfully manufacture to be guilty of a class B felony. -- SB1178 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1180 SD1 (SSCR 650)

RELATING TO THE CRIME VICTIM COMPENSATION SPECIAL FUND.

Introduced by: Bunda R (BR)

Exempts the crime victim compensation special fund from contributing to central service and administrative expenses of the government. -- SB1180 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1182 SD2 (SSCR 870)

RELATING TO CONTROLLED SUBSTANCES.

Introduced by: Bunda R (BR)

Amends provision relating to uniform controlled substances Act. Provides that the processing and issuance of a patient registry identification certificate for medical use of marijuana shall be funded through the controlled substance registration revolving fund. Requires registration fees for using marijuana for medical purposes and permit fees for controlled substances to be deposited into the revolving fund. Redefines adequate supply to be jointly possessed by the qualifying patient and the primary caregiver. Redefines primary caregiver to be a person who has not been convicted under any federal or state law relating to any controlled substance. Amends provision relating to conditions of use of marijuana for medical purposes to include restrictions on where the marijuana is grown. Requires the department of public safety to provide a monthly list of qualifying patients registered with the department to the county police chiefs. -- SB1182 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1183

RELATING TO PUBLIC SAFETY.

Introduced by: Bunda R (BR)

Establishes the federal reimbursement maximization special fund, into which shall be deposited all federal reimbursements received by the department of public safety relating to the state criminal alien assistance program. Further provides that all other receipts shall immediately be deposited to the credit of the general fund of the State. Provides that the special fund shall be used by the department to meet the state match requirement for federal grants and costs associated with federal grant reporting requirements, including administrative expenses. Department to annually report to the legislature. -- Appropriation. (\$\$) -- SB1183

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1185 SD1 (SSCR 1012)

RELATING TO PAROLE.

Introduced by: Bunda R (BR)

Amends provision relating to parole, decisions. Provides that administrative procedure shall not apply to the Hawaii paroling authority's decisions involving prisoners under their jurisdiction. -- Amends provision relating to procedure for determining minimum term of imprisonment. Provides that nothing in this provision shall be construed to limit the authority of the Hawaii paroling authority to fix the minimum term of imprisonment a

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prisoner must serve before becoming eligible for parole. Adds that the minimum term of imprisonment may be fixed equal to or less than the maximum indeterminate or extended term of imprisonment the prisoner is sentenced to. -- SB1185 SD1

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SB1188 SD2 (SSCR 961)

RELATING TO SENTENCING FOR DRUGS AND INTOXICATING COMPOUNDS OFFENSES.

Introduced by: Bunda R (BR)

Establishes provisions relating to sentencing of non violent drug possession offenders. Provides that any person convicted of a non violent drug possession offense shall be sentenced to a term of probation, and the court shall require an assessment of the defendant, conducted by a person certified by the department of health, as to treatment needs and require participation and completion of an appropriate drug treatment program.

-- Establishes provisions relating to probation and parole for non violent drug possession offenders. Provides that the court may modify or revoke probation for defendants sentenced to probation as non violent drug offenders. Provides that the Hawaii paroling authority may modify or revoke parole for violations of non violent drug related parole conditions. Prohibits the courts or the paroling authority from revoking probation or parole for the 1st violation of a non violent drug related probation condition if the defendant is amenable to drug treatment and the public safety will not be at risk; or if the defendant is not amenable to the drug treatment but is amendable to other available drug treatments and the public safety will not be at risk. -- Establishes provisions relating to exemption from drug court. Provides that any person who is required to be sentenced to probation shall not be placed in drug court unless that person has violated a term of probation. Defines drug court to mean the process by which a defendant enters a guilty plea which is not acted upon by the court to a drug charge which is dismissed prior to the acceptance of the guilty plea with the agreement of the prosecutor if the defendant adequately complies with the supervision of the court. Provides that the department of health, in conjunction with the department of public safety, the Hawaii paroling authority, and the judiciary, shall conduct an inventory of existing substance abuse treatment programs for criminal offenders and develop a best practice service guide for substance abuse treatment providers. Director of health to report to the legislature. -- SB1188 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1191 SD1 (SSCR 851)

RELATING TO STANDARD DEDUCTION FOR INDIVIDUAL INCOME TAX.

Introduced by: Bunda R (BR)

Changes the standard deduction for income tax purposes. -- SB1191 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1192

RELATING TO PAYMENT OF TAXES BY ELECTRONIC FUNDS TRANSFER.

Introduced by: Bunda R (BR)

Repeals the penalty for not remitting taxes by electronic means for a person who is not required to remit taxes by electronic means. -- SB1192

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1193 SD1 (SSCR 852)

RELATING TO GENERAL EXCISE TAX ON NONPROFIT ORGANIZATIONS.

Introduced by: Bunda R (BR)

Amends the general excise tax exemption for fraternal benefit societies; corporations, associations, trusts, or societies organized for religion, charity, scientific, or educational purposes, as well as senior citizen housing; business leagues, chamber or commerce, boards of trade, civic leagues, agricultural and horticultural organizations; and hospitals, infirmaries, and sanitarium to allow for the registration with the department of taxation through a statement with specified information. -- SB1193 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1195 SD1 (SSCR 720)

RELATING TO TAXPAYER COMMUNICATION CONFIDENTIALITY PRIVILEGES.

Introduced by: Bunda R (BR)

Provides that section 7525 (with respect to confidentiality privileges relating to taxpayer communications) of the Federal Internal Revenue Code shall be operative for all tax laws. -- SB1195 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1198 SD1 (SSCR 124)

RELATING TO THE PUBLIC SERVICE COMPANY TAX.

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Introduced by: Bunda R (BR)

Amends the public service company tax provisions to require the amount of taxes imposed on public utilities except airlines, motor carriers, common carriers by water, and contract carriers, which is in excess of 4 per cent of a public service company's gross income to be paid directly to the county. Provides that the tax in excess of 4 per cent will not be levied if the county does not provide the utility a real property tax exemption. -- SB1198 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1199 SD2 (SSCR 945)

RELATING TO CONCESSIONS ON PUBLIC PROPERTY.

Introduced by: Bunda R (BR)

Redefines the word concession to mean involving the sale of goods, wares, merchandise, or services to the general public including food and beverage establishments, retail stores, and communications and telecommunications, in or on buildings or land under the jurisdiction of any government agency; and use, for compensation, space on public property to conduct operations for communications or telecommunications purposes. Amends provision relating to contracts for concessions; bid required, exception. Provides that no concession or concession space shall be leased except under contract let after public notice for sealed bids in the manner provided by law. Requires public notice of a call for tenders to be made not less than 3 different days statewide, with respect to any state agency, or countywide within the particular county with respect to any county or county agency. -- SB1199 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1200 SD1 (SSCR 643)

RELATING TO STATEWIDE TRANSPORTATION PLANNING.

Introduced by: Bunda R (BR)

Requires the department of transportation to prepare a statewide transportation plan which shall be directed towards development of a balanced, multi modal statewide transportation system that serves clearly identified social, economic, and environmental objectives. Establishes a statewide transportation advisory committee to assist and advise the department. Repeals the current statewide transportation plan and the transportation council. -- SB1200 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1201 SD1 (SSCR 848)

RELATING TO HIGHWAYS.

Introduced by: Bunda R (BR)

Establishes provisions for the removal of obstructions. Allows the department of transportation to move or remove personal property that is on or within a state highway without notice to or consent from the owner, carrier, or any other person if the department determines that the property blocks the highway, interferes with traffic, or endangers public safety, unless requested by the police to preserve a crime or an accident scene. Allows the department to expend funds out of the highway fund. Provides that neither the State nor the department and its officers and employees shall be liable for damages or claims of damages resulting from the exercise or failure to exercise the authority. Requires the owner and the carrier of personal property removed or moved to be jointly and severally responsible for reimbursing the department for the costs of removal or disposition. -- Establishes that the department may provide or contract for assistance to stranded motorists. Provides that the person accepting the assistance and the owner of the vehicle shall be jointly and severally liable for reimbursing the department for cost of services. Annual report to the legislature. -- SB1201 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1202 SD1 (SSCR 594)

RELATING TO TRANSPORTATION.

Introduced by: Bunda R (BR)

Provides that all structures and improvements to land for airport purposes maybe planned , designed, and constructed by the department of transportation without the approval of county agencies and shall be exempt from county agencies' special management areas permitting requirements. -- SB1202 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1203 SD1 (SSCR 249)

RELATING TO INCREASING DEVELOPMENT FLEXIBILITY OF PUBLIC LANDS.

Introduced by: Bunda R (BR)

Amends provision relating to public land to provide that the disposition of public lands for airport related operations may be negotiated without regard to established limitations.

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Defines airport related as a purpose or activity that requires air transportation to achieve that purpose or activity. -- SB1203 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1205 SD1 (SSCR 725)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Bunda R (BR)

Amends the research and training revolving fund to allow 100 per cent of its use and to add its use for deposit into the discoveries and inventions revolving fund and the university of Hawaii housing assistance revolving fund. -- Amends the deposits into the discoveries and inventions revolving fund from 4 per cent of the indirect overhead funds generated by the university of Hawaii for research and training purposes to an amount to be determined by the board of regents of the university of Hawaii. -- Amends the deposits into the housing assistance revolving fund from 12 per cent of the indirect overhead funds generated by the university of Hawaii for research and training purposes to an amount to be determined by the board of regents of the university of Hawaii. -- SB1205 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1206 SD1 (SSCR 861)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Bunda R (BR)

Amends the university of Hawaii commercial enterprises revolving fund to allow the university to transfer all funds at its disposal with the exception of general funds into the fund from July 1, 2001, to June 30, 2003 (sunset). -- SB1206 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1207 SD1 (SSCR 532)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Bunda R (BR)

Requires the university of Hawaii to develop and implement a procedure for advising its subsidiaries on how to avoid future claims, by requesting subsidiaries to take corrective action to eliminate or mitigate those factors identified by the university as contributing to the university's negligence. Annual report to the legislature. -- Changes the provision that any claim compromised or settled against the university be paid solely from the money and property of the university and not be a general obligation of the State to be the liability of the university. Allows the board of regents of the university of Hawaii to request and secure appropriations from the legislature to fund the settlement of claims and judgments against the university. -- SB1207 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1208 SD1 (SSCR 182)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Bunda R (BR)

Establishes provisions for the service of process upon the university of Hawaii and an officer or employee of the university. Provides that in the case of the board of regents or a member of the board of regents of the university of Hawaii, the university general counsel shall represent and defend them. -- Allows the university to prepare a list of all uncollectible accounts for review by the university counsel. Requires accounts found to be uncollectible by the counsel to be deleted from the accounts receivable records. -- Exempts the university from the need for approval from the attorney general to acquire real property. -- SB1208 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1209

RELATING TO CLAIMS AGAINST THE UNIVERSITY OF HAWAII AND PROVIDING APPROPRIATIONS THEREFOR.

Introduced by: Bunda R (BR)

Appropriation for the purpose of satisfying claims for legislative relief to persons, firms, corporations, and entities which have claims against the university of Hawaii due to payments of judgments or settlements, or other liabilities. (\$\$) -- SB1209

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1210 SD2 (SSCR 956)

RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII.

Introduced by: Bunda R (BR)

Amends the annual report by the research corporation of the university of Hawaii to include the corporation's audited financial statement. -- SB1210 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

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- SB1211 SD2 (SSCR 726) RELATING TO SCHOOL FACILITIES.
Introduced by: Bunda R
Provides an income tax refund check off to be deposited in the school level minor repairs and maintenance accounts. Appropriation to the department of education from the fund. (\$\$) -- SB1211 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1212 SD1 (SSCR 309) RELATING TO EDUCATION.
Introduced by: Bunda R
Amends Hawaii teacher standards board provisions. Repeals sunset date of the definitions for the teacher standards board. Changes the membership of the board and limits term to 3 consecutive 3 year terms. Requires the board to consider alternative routes to licensing of teachers. Transfers licensing and credentialing powers of the department of education to the board. Changes credential and credentialing to permit and permitting. Allows the department to hire unlicensed teachers in emergencies. Annual report to the board. Provides that the board shall be responsible for approving teacher education programs. Allows the board to participate in issues affecting teacher quality. Amends Act 106, session laws of 2000, by repealing the sunset date. Amends Act 122, session laws of 1996, as amended by Act 218, session laws of 1999, by repealing the sunset date. Appropriation. (\$\$) -- SB1212 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1213 SD2 (SSCR 772) MAKING AN APPROPRIATION FOR THE ESTABLISHMENT AND CONTINUATION OF PROFESSIONAL DEVELOPMENT SCHOOLS
Introduced by: Bunda R
Appropriation to the department of education to establish and continue development of professional development schools in Hawaii public schools. Defines professional development schools. Requires the department to allocate funds by means of competitive grants, which will include a description of how the school will meet the standards of the National Council for the Accreditation of Teacher Education and the department's 6 images of success (standards based learning, professionalism and the capacity of the system, quality of student support, coordinated team work, responsiveness of the system, and focused and sustained action). Requires 5 per cent of the funds to be set for program administration, including an annual conference. Grants may be awarded for up to a 5 year period and may be renewed every 5 years. Schools to present annual reports to the department and the conference. (\$\$) -- SB1213 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1214 SD2 (SSCR 773) RELATING TO NATIONAL BOARD CERTIFICATION FOR DEPARTMENT OF EDUCATION TEACHERS.
Introduced by: Bunda R
Creates a national board certification support program in the department of education to provide assistance to any teacher in a public school who becomes a candidate for national board certification. Requires the Hawaii teacher standards board to develop, implement and administer the program. Appropriation. (\$\$) -- SB1214 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1215 SD2 (SSCR 660) RELATING TO REHIRING RETIRED TEACHERS IN THE DEPARTMENT OF EDUCATION.
Introduced by: Bunda R
Allows the department of education to employ retired teachers at up to 100 per cent full time equivalent status in shortage areas identified by the department and as mentors for new classroom teachers with prior approval of the superintendent, pursuant to collective bargaining agreements. Prohibits retired teachers who are rehired to earn retirement service credit, to contribute to the retirement system, or to gain additional retirement system benefits, provided that the retired teacher continues to receive entitled normal retirement benefits without penalty. Provides that in order for the teacher to qualify for full time employment the teacher must be retired for 2 calendar years. Also provides that a retired teacher may qualify for mentoring or part time teaching immediately upon retirement. Act to be repealed on July 1, 2005 (sunset). -- SB1215 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1216 SD2 (SSCR 957) RELATING TO STUDENT LOANS FOR TEACHERS.
Introduced by: Bunda R

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Establishes the Hawaii educator loan program administered by the university of Hawaii to provide financial support to students who complete department of education approved teacher education program and who agree to teach in the public school system. Establishes the Hawaii educator loan program special fund. Appropriation into the fund. (\$\$) -- SB1216 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1220

RELATING TO STUDENT LOAN FUNDS.

Introduced by: Taniguchi B

Provides that the secondary market services corp. Hawaii, be established and operated to acquire student loan notes under the Federal Higher Education Act of 1965, as amended. Repeals requirement that the loan notes be held by local financial institutions. -- SB1220

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1227 SD1 (SSCR 775)

AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR REPAIRS, MAINTENANCE, AND IMPROVEMENTS TO THE MOLOKAI IRRIGATION SYSTEM.

Introduced by: Buen J, English J

Authorizes the issue of general obligation bonds for appropriation to the department of agriculture for making repairs and improvements to the Molokai irrigation system. (\$\$) -- SB1227 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1229 SD1 (SSCR 940)

RELATING TO THE PENAL CODE.

Introduced by: Sakamoto N

Amends provisions relating to unauthorized control of a propelled vehicle and unauthorized entry into a motor vehicle. Provides that if a judge sentences a convicted person to probation, the judge shall also impose 1 or more of the following, a fine; a requirement that restitution be made to the victim or victims; or a minimum term of community service. -- Amends provision relating to removal of identification marks by making it a class C felony instead of a misdemeanor. -- SB1229 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1236

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Chun Oakland S

Establishes in the center on the family at the University of Hawaii at Manoa the data and research office for children and families. Provides that the office shall allow the center to establish key indicators and data sets relevant to the health, education, and socio economic well being of Hawaii's children and families. Appropriation. (\$\$) -- SB1236

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1240 SD1 (SSCR 329)

RELATING TO PUBLIC CONTRACTS.

Introduced by: Hanabusa C

Amends provision relating to wages, hours, and working conditions of employees of contractors supplying services for public contracts. Provides that beginning January 1, 2002 employees shall be paid no less than 9.43 dollars, to be adjusted annually with any increase in the federal consumer price index for Honolulu region. Requires employees to be compensated for at least 12 days per year for sick leave, vacation or personal necessity, and an additional 10 days uncompensated time for sick leave or illness of the employee or the employee's immediate family. -- Authorizes an employee claiming a violation to bring an action in the circuit court against a contractor. Requires all state contracts to provide that a contract breach that is not cured within 10 days following written notice, may be suspended or terminated by the State and require the return of funds for services not rendered; debar the contractor from future contracts for 3 years or until all penalties and restitution have been paid in full; or require the contractor to pay any amounts underpaid to employees, state administrative costs, liquidated damages or other reasonable sums. Allows parties through collective bargaining agreement to supersede these requirements. -- SB1240 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1242 SD2 (SSCR 951)

RELATING TO THE MILLENNIUM WORKFORCE DEVELOPMENT TRAINING PROGRAM.

Introduced by: Ige D

Appropriation to the department of business, economic development, and tourism to

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continue the millennium workforce development training program. (\$\$) -- SB1242 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1262

RELATING TO SPECIAL PURPOSE REVENUE BONDS.

Introduced by: Inouye L

Amends Act 208, session laws of 2000, authorizing the issuance of special purpose revenue bonds in a total amount not to exceed 38 million dollars, rather than 19 million dollars for assisting Rickmar properties, inc. Department of budget and finance to report to legislature in 2002 and 2003. Department to issue from time to time, including times subsequent to June 30, 2003, rather than 2004, refunding special purpose revenue bonds. Provides that any unused portion of the authorization shall lapse on June 30, 2004 (sunset), rather than 2003. -- SB1262

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1264 SD2 (SSCR 853)

RELATING TO AQUACULTURE.

Introduced by: Inouye L

Provides that for general excise tax purposes wholesale service means the sale to a commercial aquaculture producer or cooperative of materials, supplies, or commodities, or the rental or leasing of equipment used by the commercial aquaculture producer or cooperative in the breeding, hatching, growing, nurturing, managing, producing, harvesting, processing, packaging, and distributing of aquaculture products for sale. Provides that sales under this provision shall include the rental or leasing of equipment, and the purchase of materials and supplies used in the construction, maintenance, or repair of ponds, raceways, tanks, wells, water and air delivery systems, water treatment, office, hatchery, laboratory, feed and equipment storage, processing, and packing facilities. Further provides that sales at wholesale shall also include the sale of materials, supplies, or commodities, that are essential to the production of aquaculture products and the management of the health and reproduction of aquatic plants and animals, and the management of soils, vegetation, and water quality of a farm that produces aquaculture products sold by the commercial aquaculture producer or cooperative. -- Appropriation to the department of agriculture to be deposited in the aquaculture loan revolving fund to provide financial assistance to aquaculture enterprises on Kauai and to be deposited in the agriculture loan revolving fund to provide financial assistance to agricultural enterprises on Kauai. Allows the department to make loans from either fund. Authorizes the board of agriculture to waive any provision relating to agricultural loans and aquaculture loan program with the exception that interest charged shall not be less than 3 per cent per year, simple interest, and collateral shall consist of assets deemed reasonable by the board. Repeals the board's authority to issue loans under such conditions on July 31, 2053 (sunset). (\$\$) -- SB1264 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1276 SD1 (SSCR 930)

RELATING TO CYBERSQUATTING.

Introduced by: Chumbley A, English J, Ihara L, Fukunaga C, Ige D, Matsunaga M

Amends provision relating to unfair and deceptive practices. Prohibits cybersquatting (the bad faith registration of domain names on the internet). Establishes that it is unlawful for a person, with a bad faith intent to register, traffic in, or use a domain name, that is identical or confusingly similar to the personal name of another living person or deceased personality, without regard to the goods or services of the parties. Provides exceptions. Establishes criteria for determining intent and provides penalties. -- SB1276 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1292 SD2 (SSCR 863)

RELATING TO TECHNOLOGY.

Introduced by: Ige D, Fukunaga C

Amends Act 237, session laws of 2000, relating to the new technology scholarship program by repealing the state employment requirement. Provides that priority is placed on programs that involve internships, incumbent work category requirements, and work requirements. Repeals the requirement for a student who accepts a grant to complete an internship in science, technology, or a related field. -- Requires the department of business, economic development, and tourism to publish a report by October 31, 2001 and every year thereafter and provides that the report shall include the success of the scholarship programs and the marketing strategies and efforts relating to the scholarship programs. -- Changes the appropriation to be for fiscal year 2001 - 2002. Changes the sunset date from June 30, 2005 to June 30, 2006. -- SB1292 SD2

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Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1296 SD2 (SSCR 735)

RELATING TO ATTORNEY'S FEES FOR APPOINTED COUNSEL.

Introduced by: Chun J

Amends provisions relating to appointment of counsel; compensation. Provides that all expenses and fees shall be ordered by the court in which the representation was rendered upon proof by exhibit, affidavit, testimony, or other credible evidence submitted by appointed counsel. Further provides that in determining whether requested fees and costs were reasonably incurred, the court may consider the nature of the case and the quality of counsel's representation. Adds that duly ordered payment shall be made upon vouchers approved by the director of finance and warrants drawn by the comptroller. Provides that the court shall determine the amount of reasonable compensation to appointed counsel, based on an hourly rate equivalent to the hourly rate of court appointed counsel in the federal district court of the district of Hawaii. Changes the maximum allowable fee for court appointed counsel. Adds that the hourly compensation rate to appointed counsel provided in the act shall not include any increases to the 1990 federal hourly compensation rate until the beginning of the next fiscal biennium following the federal hourly rate increase. -- SB1296 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1299

RELATING TO WATER SUPPLY BOARDS.

Introduced by: Chun J

Amends provisions relating to counties. Defines board or boards to mean the board of water supply or water board of each county. Provides that impact fees may be assessed, imposed, levied, and collected by the counties for any development, or portion thereof, not involving water supply or service; or boards for any development, or portion thereof, involving water supply or service; provided that the county enacts appropriate impact fee ordinances or the board adopts rules to effectuate the imposition and collection of the fees within their respective jurisdictions. -- SB1299

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1303 SD2 (SSCR 919)

RELATING TO EDUCATION.

Introduced by: Hanabusa C, Matsuura D

Requires the department of education to ensure statewide implementation of the Felix response plan (Felix v. Cayetano consent decree). Also requires the department to submit a monthly report to the Felix v. Cayetano joint committee. -- SB1303 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1314 SD2 (SSCR 760)

RELATING TO THE ECONOMY.

Introduced by: Tam R

Establishes a joint legislative economic task force to establish goals to diversify Hawaii's economy; and establish a specific implementation plan and timeline to accomplish the goals. Task force to report to legislature. Task force to dissolve on July 1, 2002 (sunset). Appropriation to the department of business, economic development, and tourism to establish a program to attract investment from pacific rim countries; and the planning, design, and construction of physical improvements selected as part of an existing or emerging comprehensive, regional, multi - sector community based strategic action planning process coordinated by the Hawaii alliance for community based economic development; and the marketing of Hawaii's products and services. Authorizes the issuance of general obligation bonds for the purpose of extending the community based economic development loan and grant program to information technology for distressed rural areas. (\$\$) -- SB1314 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1315 SD2 (SSCR 661)

RELATING TO EDUCATION.

Introduced by: Tam R

Provides an income tax deduction for the qualified educational expenses of a teacher who is in service or on authorized sabbatical and employed by the department of education to study at a qualified educational institution. -- SB1315 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1317

RELATING TO THE FILING DATE OF ANNUAL FINANCIAL INTERESTS DISCLOSURE STATEMENTS.

SENATE BILLS WHICH PASSED THIRD READING

- Introduced by: Matsunaga M
Amends provision relating to disclosure requirements for public officers. Requires that the disclosure of financial interests shall be filed between January 1 and May 15, rather than May 31, of each year or within 30 days of one's election or appointment to a state position. -- SB1317
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1320 SD2 (SSCR 931) RELATING TO ANTITRUST.
Introduced by: Matsunaga M
Amends the unfair competition, practices, declared unlawful provision by allowing any person to bring an action based upon unfair methods of competition declared unlawful. Repeals requirement for attorney general representation. -- SB1320 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1325 SD2 (SSCR 800) RELATING TO CONVEYANCE TAX.
Introduced by: Menor R (BR)
Amends Act 269, session laws of 2000. Increases the distribution of conveyance tax revenues to 25 per cent for the rental housing trust fund and adds that ____ per cent of the funds paid into the general fund shall be used to provide homeless assistance as provided by the housing and community development corporation. Amends Act 269, session laws of 2000, by repealing the distribution of the conveyance tax. -- SB1325 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1332 SD1 (SSCR 637) RELATING TO CAPTIVE INSURANCE.
Introduced by: Menor R (BR)
Amends captive insurance company to establish provisions for leased capital facility captive insurance company. Allows 1 or more sponsors to form a leased capital facility and provides that a leased capital facility shall only insure the risks of its participants. -- SB1332 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1333 SD1 (SSCR 638) RELATING TO FINANCIAL SERVICES LOAN COMPANIES.
Introduced by: Menor R (BR)
Amends provisions relating to consumer loan charges. Provides that a financial services loan company shall only have the right to charge for consumer loan or open end consumer loan including nonrefundable discount, points, loan fees, and loan origination charges provided that on loans not secured by real estate on which interest is computed, an administrative fee may be charged in an amount not to exceed 75 dollars; and check collection charges no greater than 15 dollars, plus any amount charged to the financial services loan company by any other financial institution for each negotiable instrument returned or dishonored for any reason. Prohibits any administrative fee to be contracted for or received in connection with the refinancing of a loan unless at least 12 months have elapsed since the fee was last paid by the borrower. -- SB1333 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1341 SD1 (SSCR 698) RELATING TO THE UNITED STATES SELECTIVE SERVICE SYSTEM.
Introduced by: Tam R
Requires qualified applicants for motor vehicle drivers license, instruction permit, or for a certificate of identification to be registered with the US Selective Service System. Requires funds to implement this Act to come from the Selective Service System. -- SB1341 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1349 SD1 (SSCR 808) RELATING TO MUTUAL BENEFIT SOCIETIES.
Introduced by: English J (BR)
Allows any mutual benefit society to become incorporated by charter. -- SB1349 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1356 SD2 (SSCR 746) MAKING AN APPROPRIATION FOR THE RESIDENTS OF MAUNALAHA SUBDIVISION.
Introduced by: Fukunaga C
Appropriation to the department of land and natural resources to establish the infrastructure for the residents of the Maunalaha subdivision. Requires match by the office of Hawaiian affairs. (\$\$) -- SB1356 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SENATE BILLS WHICH PASSED THIRD READING

- SB1361 RELATING TO THE VOLUNTEER INCENTIVE PROGRAM.
Introduced by: Sakamoto N
Creates a volunteer incentive program within the department of education to encourage public private partnerships that benefit schools by encouraging individuals and entities to provide uncompensated volunteer services that include repair and maintenance projects, campus beautification projects, administrative assistance, and teacher and classroom aid. Provides that each participating school shall receive a quarterly payment from the department based upon the number of hours of uncompensated volunteer service contributed to the school by program participants. Appropriation. -- Provides an income tax deduction for uncompensated volunteer services. (\$\$) -- SB1361
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1362 SD2 (SSCR 663) RELATING TO COACHES.
Introduced by: Sakamoto N, Tam R
Provides that persons who serve as coaches for school activities shall be paid a portion or all of their allocation for their services which shall increase by the same percentages as specified in collective bargaining unit 5) (teachers and other personnel of the department of education). Allows coaches to request the department of budget and finance to dispense their allocation directly to the school to be used for the benefit of the coach's team. Appropriation. (\$\$) -- SB1362 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1364 SD1 (SSCR 307) RELATING TO TEACHERS.
Introduced by: Kanno B
Establishes a teacher incentive program providing reimbursement of fees paid for tuition, textbooks, and other related costs by teachers who pursue professional development coursework approved by the department of education at the university of Hawaii or an accredited college or university approved by the department. Appropriation. (\$\$) -- SB1364 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1365 SD2 (SSCR 736) RELATING TO THE WEED AND SEED PROGRAM.
Introduced by: Kanno B
Appropriation to the department of the attorney general to establish and support a statewide public private partnership between the US attorney general's office and a nonprofit corporation to collaborate on the weed and seed initiative to reclaim, restore, and rebuild Hawaii's communities. Report by the attorney general to the governor and the legislature. (\$\$) -- SB1365 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1366 SD2 (SSCR 978) RELATING TO TRANSPORTATION.
Introduced by: Kanno B
Requires the department of transportation to develop an action plan for the implementation of an intra island ferry transportation system for Oahu, describing site selection and feasibility, structure of the ferry operations and facility development, economic analyses and financing, permits and approvals, and design and construction. Report to the legislature. -- SB1366 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1367 RELATING TO DRUG OFFENSES.
Introduced by: Kanno B
Changes the mandatory minimum term of imprisonment for the offense of promoting a dangerous drug in the 1st degree from 1 year to 2 years. -- SB1367
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1377 SD1 (SSCR 347) RELATING TO CIVIL SERVICE.
Introduced by: Tam R
Requires all positions of the support services office, program development staff, and the nursing home without walls program of the department of human services' social services division to be converted to civil service and be subject to civil service, compensation, and collective bargaining laws. -- SB1377 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SENATE BILLS WHICH PASSED THIRD READING

- SB1379 RELATING TO COLLECTIVE BARGAINING COST ITEMS.
Introduced by: Bunda R
Appropriation for negotiated collective bargaining cost items for public employees in collective bargaining unit 5 (teachers and other personnel of the department of education) and for salary increases and other cost adjustments for state officers and employees excluded from collective bargaining. (\$\$) -- SB1379
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1382 RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS.
Introduced by: Bunda R
Appropriation to respective heads of the legislative agencies for salary increases and other cost adjustments for the office of the legislative auditor, ethics commission, legislative reference bureau, and ombudsman, for officers and employees of these agencies excluded from collective bargaining. (\$\$) -- SB1382
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1385 RELATING TO THE SALARY STRUCTURE OF EDUCATIONAL OFFICERS IN THE DEPARTMENT OF EDUCATION.
Introduced by: Bunda R
Requires the board of education to adopt a classification and compensation structure for educational officers that more accurately reflects the level of work being performed before July 1, 2002. Requires the department of education to conduct a classification study to better assess positions, allocations, and classifications; conduct a formal, comprehensive salary survey; and implement a formal job evaluation methodology that is consistent with the class structure. Also requires the department to obtain the assistance of the department of human resources development in correcting the inequities identified in the auditor's report. -- SB1385
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1389 RELATING TO TOWING.
Introduced by: Kawamoto C
Increases the maximum towing fees allowed by towing companies. Allows an overtime towing charge from 6:00 pm Friday to 6:00 am Monday. -- SB1389
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1390 SD1 (SSCR 582) RELATING TO TRADITIONAL HAWAIIAN HEALING PRACTICES.
Introduced by: Kawamoto C, English J, Chun J
Prohibits any person or organization involved with the selection of panel members of Papa Ola Lokahi or the certification of traditional native Hawaiian healers to be held liable for any cause of action that may arise out of their participation in the selection or certification process. -- Amends Act 162, session laws of 1998, relating to traditional Hawaiian healing practices, by requiring Papa Ola Lokahi to convene at least 1 panel of traditional native Hawaiian healers. Establishes member requirements. -- Amends Act 162, session laws of 1998, as amended by Act 209, session laws of 2000, by repealing the sunset date. -- SB1390 SD1
Current Status: Mar-02 01 Introduction/Passed First Reading - House
Mar-08 01 Single Referral to JHA/ CPC/ (586-8480)
- SB1397 SD1 (SSCR 595) RELATING TO MOTOR VEHICLES.
Introduced by: Kawamoto C
Requires the transferee of a motor vehicle to transfer the certificate of ownership so endorsed to the director of finance within 60 days if the lien holder does not have an office in the State. -- SB1397 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1400 SD1 (SSCR 777) RELATING TO AGRICULTURAL LOANS.
Introduced by: Kokubun R, Buen J, Matsuura D
Amends provision relating to agricultural loans, providing that class A and class C loans shall be for an amount not to exceed 600,000 dollars, rather than 400,000 dollars. -- SB1400 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SENATE BILLS WHICH PASSED THIRD READING

- SB1401 SD2 (SSCR 998) RELATING TO THE ALA WAI WATERSHED.
Introduced by: Ihara L
Authorizes the issuance of general obligation bonds for appropriation to the department of land and natural resources for a strategic master plan of the Ala Wai watershed for effective community stewardship of the watershed and improved water quality. (\$\$) -- SB1401 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1405 SD2 (SSCR 994) RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR HI-TECH HAWAII, INC.
Introduced by: Inouye L
Authorizes the issuance of special purpose revenue bonds to assist Hi-Tech Hawaii, Inc., a Hawaii corporation, or a partnership in which Hi-Tech Hawaii, Inc. is a general partner, or the successor in interest or assignee of Hi-Tech Hawaii, Inc., with the financing, refinancing, or both of the costs related to the acquisition and development of facilities to assist the high technology industry in the planning, design, and construction of a high technology research and development and technology support facilities. Authorizes the issuance of refunding special purpose bonds for the purpose of refunding the special purpose revenue bonds. -- SB1405 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1406 RELATING TO HOLIDAYS.
Introduced by: Taniguchi B
Amends provision relating to holidays designated by changing the name for admission day to Statehood day. -- SB1406
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1414 SD1 (SSCR 1000) MAKING APPROPRIATIONS FOR UNIFORM LAWS.
Introduced by: Taniguchi B
Appropriation to the department of the attorney general for Hawaii's contribution to the costs of the National Conference of Commissioners on Uniform State Laws (NCCUSL) and for the registration and travel expenses for the commission to promote uniform legislation of the department of the attorney general and the assigned deputy attorney general to attend the 2001 annual meeting of the National Conference of Commissioners on Uniform State Laws. (\$\$) -- SB1414 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1430 PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 6, OF THE HAWAII CONSTITUTION, TO CHANGE THE ELIGIBILITY TO SERVE AS A MEMBER OF THE SENATE OR HOUSE OF REPRESENTATIVES.
Introduced by: Bunda R (BR)
Proposes to amend the constitution. Requires a candidate for a state legislative office to be a resident of the state for not less than 3 years, have attained the age of majority, and be a qualified voter in the senatorial or representative district in which the candidate seeks to represent prior to filing nomination papers for the primary election, except that an incumbent senator shall not be disqualified for the remainder of the term when reapportionment displaces the senator from the district from which the senator was elected. -- SB1430
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1435 SD1 (SSCR 568) RELATING TO HYDROGEN RESEARCH AND DEVELOPMENT.
Introduced by: Inouye L, English J
Establishes the hydrogen public / private partnership to support and promote hydrogen use in Hawaii's energy economy. Provides that the department of business, economic development, and tourism shall invite the participation of the State, including the university of Hawaii; the counties; the federal government, including the military; the utilities; and the private sector, in the partnership. Further provides that the Hawaii natural energy institute of the university of Hawaii shall provide assistance to the department. Establishes duties of partnership. Department to submit annual reports to the legislature. Act to be repealed on July 1, 2006 (sunset). Appropriation to the department to support hydrogen research and development efforts. Requires funds to be made available on the basis of 1 dollar for every ____ dollars from the federal government or private sector. (\$\$) -- SB1435 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1452 SD1 (SSCR 967) RELATING TO LAND COURT.

SENATE BILLS WHICH PASSED THIRD READING

Introduced by: Bunda R (BR)

Amends provisions relating to conveyance of fee; procedure, in regards to the land court law. Provides that no deeds, mortgages, leases, or other voluntary instruments shall be accepted by the assistant registrar in the bureau of conveyances. Provides that if the certificate reference in the instrument is incorrect or absent, an endorsement of the current certificate of title shall be required. -- Provides that the assistant registrar shall note upon all instruments filed or recorded. Adds that all names of all natural persons signing in their individual capacity in the instrument shall be typewritten, stamped, legibly printed by hand, or by a mechanical or electrical printing method. Provides that the assistant registrar may refuse to file any instrument that is larger than 8 1/2 inches by 11 inches. -- Provides that a certified copy of an acknowledgment of authority may be used instead of a certified copy of letters showing the powers of the personal representative. -- SB1452 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1453

RELATING TO USE OF INTOXICANTS.

Introduced by: Bunda R (BR)

Amends driver education assessments provisions to include a 100 dollar assessment levied on persons convicted of operating a vehicle under the influence of an intoxicant. --SB1453

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1454

RELATING TO GARNISHMENT.

Introduced by: Bunda R (BR)

Repeals provision relating to garnishment fees and costs in garnishment cases. -- SB1454

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1455 SD1 (SSCR 441)

RELATING TO THE CHILDREN'S ADVOCACY PROGRAM.

Introduced by: Bunda R (BR)

Renames the children's advocacy program to the children's justice program. Establishes coordination function. Provides that the program shall promote the sharing of information among agencies providing services to the child and family. Adds that all agencies and their providers that have information regarding the mental, physical health, or other information relating to the best interest of the child shall share the information among the agencies working with the child unless prohibited by federal or state statute or rule. Provides that no agency shall disclose any confidential information unless written consent expressly authorizing further disclosure is obtained from the person who is the subject. Provides that the program shall provide for the special needs of children by investigation, treatment, and thereby reducing and preventing unnecessary trauma to children. Adds that the program shall develop and maintain the case management and legal processes of serious physical child abuse cases; facilitate in an impartial manner the professional gathering of information by public and private agencies and their providers for court proceedings involving child victims and witnesses. Redefines child sexual abuse by raising the maximum age from 16 to 18 years old. Defines serious physical child abuse. Adds that the program director shall promote interagency cooperation and coordination, including information sharing and gathering among public and private agencies. Repeals provisions relating to investigatory function. -- SB1455 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1456

RELATING TO THE PENAL CODE.

Introduced by: Bunda R (BR)

Amends provision relating to summons or arrest of defendant on probation; commitment without bail. Provides that at any time before the discharge of a defendant or the termination of the period of probation, a probation or peace officer may arrest the defendant without a warrant and the defendant shall be held in custody pending the posting of bail provided that when the punishment for the original offense does not exceed 1 year, the probation or peace officer may admit the probationer to bail. -- SB1456

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1457 SD1 (SSCR 987)

RELATING TO ORIGINAL JURISDICTION OF THE HAWAII SUPREME COURT.

Introduced by: Bunda R (BR)

Amends provisions relating to litigation; jurisdiction by replacing supreme court with circuit court of the 1st circuit. Transfers from the supreme court to the circuit court of the 1st circuit, original jurisdiction over issues relating to the management of financing agreements, the procurement code, the Hawaii tourism authority, and the Hawaii community

SENATE BILLS WHICH PASSED THIRD READING

development authority and the Kalaeloa (Barbers Point) community development authority. Amends provision relating to the Hawaii community development authority providing that any action or proceeding shall be brought in the circuit court of the circuit where the case or controversy arises. -- SB1457 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1460 SD1 (SSCR 873) RELATING TO THE INTERMEDIATE APPELLATE COURT.
Introduced by: Bunda R (BR)
Changes the number of associate judges on the intermediate appellate court from 3 to ____.
-- SB1460 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1466 SD1 (SSCR 968) RELATING TO THEFT.
Introduced by: Bunda R (BR)
Amends provisions relating to theft, by including knowledge and reckless disregard as elements of theft and shoplifting, as well as the value of property or services taken. -- SB1466 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1469 SD1 (SSCR 979) RELATING TO LAND USE.
Introduced by: Kokubun R, Chun J
Amends provisions relating to land use to allow for the inclusion of open area recreational uses. Increases the minimum lot size for any agricultural use to be not less than 5 acres, rather than 1 acre. Establishes a rural and agricultural lands task force to develop criteria, standards, and procedures for the identification and designation of marginal agricultural lands and to guide land use decision making, and to provide a long range agricultural land use policy. Provides that the task force shall also develop an optional process for county requests for district boundary amendments based on adopted county plans, prepared consistent with state criteria. Establishes member selection criteria. Task force to report to legislature. Task force to dissolve on June 30, 2002 (sunset). Appropriation to the department of business, economic development, and tourism. (\$\$) -- SB1469 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1473 SD2 (SSCR 999) RELATING TO PLANNING.
Introduced by: Kokubun R, Chun J
Establishes a special advisor for smart growth who shall be the director of planning to work with state agencies, the smart growth council, county and federal agencies, the private sector, community organizations, and the public to establish smart growth objectives and strategies for the State. Provides duties of the special advisor. Establishes smart growth advisory council, within the office of planning. Provides criteria for governor appointees to the council. Requires the council to assist the special advisor and serve as a forum for cross sector cooperation and collaboration on matters relating to smart growth in Hawaii. Advisor and council to be repealed on December 31, 2013 (sunset). Appropriation to the office of planning. (\$\$) -- SB1473 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1487 SD1 (SSCR 607) RELATING TO PUBLIC AGENCY MEETINGS AND RECORDS.
Introduced by: Kim D
Redefines the term board to include any advisory group created or authorized to be created by charter, ordinance, or by the request or order of a county executive, to provide a vision in the development of public facilities and improvements requiring the expenditure of specific sums of public funds for these facilities and improvements. -- SB1487 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1500 RELATING TO PRESERVING AND MAINTAINING HISTORIC IRWIN MEMORIAL PARK AS A LANDSCAPED STREET-LEVEL OPEN SPACE GATEWAY TO THE HONOLULU WATERFRONT.
Introduced by: Tam R
Establishes that the aloha tower development corporation shall preserve Irwin memorial park as an historical landscaped street level open space park. -- SB1500
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SENATE BILLS WHICH PASSED THIRD READING

- SB1501 SD2 (SSCR 761) RELATING TO KAKAAKO COMMUNITY DEVELOPMENT.
Introduced by: Tam R
Authorizes the issuance of special purpose revenue bonds to assist the Heritage Preservation Alliance to provide early childhood education and care facilities in Kakaako. -- SB1501 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1508 SD1 (SSCR 829) RELATING TO OFFENSES AGAINST THE PERSON.
Introduced by: Bunda R (BR)
Changes the definition of substantial bodily injury by excluding chemical, electrical, friction, or scalding burns of at least 2nd degree severity. -- SB1508 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1509 RELATING TO OFFENSES AGAINST PROPERTY RIGHTS.
Introduced by: Bunda R (BR)
Amends provisions relating to theft. Provides that the unaltered price or name tag or other marking on goods or merchandise, duly identified photographs or photocopies thereof, or printed register receipts, shall be prima facie evidence of value and ownership of goods or merchandise. -- Defines owner to mean the registered owner of the propelled vehicle or the unrecorded owner of the vehicle pending transfer of ownership; provided that if there is no registered owner of the propelled vehicle or unrecorded owner of the vehicle pending transfer of ownership, owner means the legal owner. -- SB1509
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1510 RELATING TO GAMBLING.
Introduced by: Bunda R (BR)
Amends provision relating to gambling offenses by defining bookmaking to mean advancing gambling activity by accepting bets from a member or members of the public upon the outcomes of future contingent events. -- SB1510
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1511 RELATING TO SENTENCING.
Introduced by: Bunda R (BR)
Amends provision relating to credit for time of detention prior to sentence; credit for imprisonment under earlier sentence for same crime. Provides that when a defendant is sentenced to consecutive terms of imprisonment for any offense, the applicable terms of imprisonment for each offense shall be aggregated and the period of detention following arrest shall be deducted from the aggregated terms of imprisonment. Adds that under no circumstances shall any period of detention be credited more than once in calculating any term of imprisonment when the defendant is sentenced to consecutive terms of imprisonment. -- SB1511
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1512 RELATING TO THE PENAL CODE.
Introduced by: Bunda R (BR)
Defines law enforcement officer to mean any public servant, whether employed by the State or county or by the US, vested by the law with the duty to maintain public order or, to make arrests for offenses or to enforce the criminal laws, whether that duty extends to all offenses or is limited to a specific class of offenses. Replaces peace officer with law enforcement officer. -- SB1512
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1513 SD1 (SSCR 830) RELATING TO BURGLARY.
Introduced by: Bunda R (BR)
Establishes provision relating to burglary; remain lawfully, by allowing a person to remain lawfully in a building regardless of whether the initial entry into the building by the person was lawful or unlawful. -- Defines dangerous instrument to mean any firearm, whether loaded or not, and whether operable or not, or other weapon, device, instrument, material, or substance, whether animate or inanimate, which in the manner it is used or is intended to be used is known to be capable of producing death or serious bodily injury. -- SB1513 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SENATE BILLS WHICH PASSED THIRD READING

- SB1514 SD2 (SSCR 934) RELATING TO DRIVING UNDER THE INFLUENCE.
Introduced by: Bunda R (BR)
Amends implied consent of a driver of a motor vehicle or moped to submit to testing to determine alcohol concentration and drug content to provide that the police officer shall direct the person to take a blood or urine test if there is probable cause to believe that a person is driving under the influence of drugs instead of allowing the person the option to choose what type of test to take. Amends proof of refusal to be admissible in any other action or proceeding whether civil or criminal. Redefines drug to mean any chemical substance, natural or synthetic, that impairs the person's normal mental faculties or ability to care for the person and guard against casualty. Amends Act 189, session laws of 2000. -- SB1514 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1515 SD1 (SSCR 896) RELATING TO SENTENCING.
Introduced by: Bunda R (BR)
Amends provisions relating to decree, if informal adjustment or diversion to a private or community agency or program has not been effected. Provides that the court may order the parents of an adjudicated minor to make restitution of money or services to any victim, person, or party who has incurred a loss or damages as a result of the child's action which order, upon its certification or exemplification, may be filed against the parents of the adjudicated minor to make restitution of money or services by the victim, person, or party in the office of a clerk of an appropriate court of this State as a special proceeding without the assessment of a filing fee or surcharge, and which order shall then be enforceable in the same manner as a civil judgment. Amends provision relating to sentencing of repeat offenders by including unauthorized entry into motor vehicle. -- Amends provision relating to civil enforcement by including decree as a pursuant section, in regards to payment of a fine or restitution. -- Amends provision relating to sentence of imprisonment for offenses against children, elder persons, or handicapped persons by including attempted murder, as a felony with a mandatory minimum term of imprisonment. -- Amends provision relating to deferred acceptance of guilty plea by adding substantial bodily injury to the list of offenses. -- SB1515 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1518 SD1 (SSCR 971) RELATING TO SENTENCING.
Introduced by: Bunda R (BR)
Amends provisions relating to authority to withhold sentence of imprisonment. Provides that a defendant who has been convicted of a crime may be sentenced to a term of probation unless the defendant is a felony firearm offender involved in possession or use of a semiautomatic or automatic firearm. -- SB1518 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1523 RELATING TO RESISTING ARREST.
Introduced by: Bunda R (BR)
Provides that a person commits the offense of resisting arrest if the person intentionally interferes with the arrest of any person by a law enforcement officer acting under color of the law enforcement officer's official authority by using or threatening to use physical force against the law enforcement officer; or using any other means creating a substantial risk of causing bodily injury to the law enforcement officer. Replaces peace officer with law enforcement officer. -- SB1523
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1529 RELATING TO DEPENDENT ADULTS.
Introduced by: Bunda R (BR)
Amends provision relating to reporting abuse of dependent adults. Provides that any family or household member who knows or has a reason to believe that an adult, who is unable to obtain medical treatment or care due to mental or physical impairment, is in need of such treatment or care and is at imminent risk of death or serious bodily injury, shall promptly report the matter orally to the department of human services or to a police department. -- SB1529
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1530 SD1 (SSCR 766) RELATING TO DRUG DEMAND REDUCTION ASSESSMENTS.
Introduced by: Bunda R (BR)

SENATE BILLS WHICH PASSED THIRD READING

Amends Act 205, session laws of 1995, as amended by Act 7, session laws of 1996, and Act 152, session laws of 1998, relating to the criminal offender treatment Act, by repealing the sunset date. -- SB1530 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1531 SD2 (SSCR 854)

RELATING TO AGRICULTURAL LANDS.

Introduced by: Matsuura D

Establishes the agricultural land disposition law. Requires the department of agriculture to by negotiation, drawing of lot, or public auction, directly dispose of agricultural lands. Transfers the disposition authority of agricultural lands from the department of land and natural resources to the department of agriculture. Repeals provisions relating to auction pre qualification, planning, and lease restrictions for agricultural and pasture leases. Requires the governor to appoint a management team to develop the appropriate transitions plans; rework position descriptions; revise personnel classifications; develop and (an) organizational structure; and attend to other administrative details; so the transfer of functions can be implemented on July 1, 2003. Governor to report to legislature. Requires the department of agriculture and the department of land and natural resources to report to the legislature the status of the transition. -- SB1531 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1534

RELATING TO LONG-TERM CARE.

Introduced by: Matsuura D

Requires the State to adopt general principles as state policy for long term care systems to be seamless, with coordinated funding and administration; to encourage consumer information, choice, quality of care, and safety; to accommodate the preferences of consumers, most of whom wish to remain independent in their own homes and communities for as long as possible; to ensure greater reliance on private funding rather than on Medicaid; and to offer a balanced array of services that are cost effective and meet consumers' needs. -- SB1534

Current Status: Mar=08 01 Passed Third Reading Senate

SB1535 SD2 (SSCR 673)

RELATING TO HAWAII COMMISSION FOR NATIONAL AND COMMUNITY SERVICE.

Introduced by: Matsuura D

Establishes the Hawaii commission for national and community service law. Establishes the commission within the department of labor and industrial relations to encourage community service and volunteer participation as a means of community and state problem solving, to promote and support voluntary citizen involvement in government and private programs throughout the State, to develop a long term, comprehensive vision and plan for action for community service initiatives in Hawaii, and to serve as the State's liaison to national and state organizations which support its mission. Transfers all functions and personnel of the commission for national and community service established by Executive Order 94-01 to this commission. Appropriation for administrative match to secure additional federal funds. (\$\$) -- SB1535 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1540 SD1 (SSCR 1001)

MAKING AN APPROPRIATION TO ESTABLISH A HONOLULU CITY LIGHTS LOOKOUT.

Introduced by: Fukunaga C

Appropriation to the department of land and natural resources to study the feasibility of creating a Honolulu city lights scenic lookout in the city and county of Honolulu. (\$\$) -- SB1540 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1550 SD2 (SSCR 900)

RELATING TO INSURANCE.

Introduced by: Menor R (BR)

Establishes privacy of consumer financial information provisions to govern the treatment of nonpublic personal financial information about individuals by all insurance licensees. -- SB1550 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1554 SD2 (SSCR 935)

A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS.

Introduced by: Bunda R

Amends ocean recreation and coastal areas programs, county vehicle tax, intoxicating liquor, highway safety, driver education and training fund, motor vehicle safety

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responsibility, chemical testing by the department of health, motor vehicle rental industry, motor vehicle insurance, district court, dispositions under the penal code, and use of intoxicants while operating a vehicle laws to conform the use of intoxicants law. -- SB1554 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1555

RELATING TO ACT 316, SESSION LAWS OF HAWAII 1993, AS AMENDED BY ACT 157, SESSION LAWS OF HAWAII 1995.

Introduced by: Bunda R

Amends section 6 of Act 316, session laws of 1993, as amended by section 1 of Act 157, session laws of 1995, by reenacting the probation laws and establishing the expedited sentencing program. -- SB1555

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1558

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS.

Introduced by: Bunda R

Authorizes the issuance of special purpose revenue bonds to assist West Hawaii Recovery Systems, LLC, to develop a transfer station and solid waste disposal system in east Hawaii. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB1558

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1561 SD1 (SSCR 678)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS.

Introduced by: Bunda R

Authorizes the issuance of special purpose revenue bonds to assist Central Kauai Sanitary Landfill, LLC, in developing a private landfill on the island of Kauai. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. (\$\$) -- SB1561 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1563 SD1 (SSCR 894)

RELATING TO THE BOARD OF EDUCATION.

Introduced by: Hogue B (BR)

Provides that the senior military commander in Hawaii invited by the board of education shall be a non voting member of the board, shall be seated with the board members during official meetings, and shall participate in discussions about board matters except those matters discussed in executive meeting. -- SB1563 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1567 SD2 (SSCR 980)

RELATING TO SCHOOL COMPLEXES.

Introduced by: Kanno B

Establishes that when the department of education deems redistricting to be required due to overcrowding in a school, and a student is forced to transfer schools within a school complex based on such redistricting, the department shall offer students eligible for free or reduced cost school lunch, a subsidized school bus fare to their new school for a period up to 1 year. Appropriation. (\$\$) -- SB1567 SD2

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1571 SD1 (SSCR 1013)

RELATING TO THE UNIFORM ARBITRATION ACT.

Introduced by: Kanno B

Establishes the uniform arbitration Act. Provides that a party to an agreement to arbitrate or to an arbitration proceeding may waive, or the parties may vary the effect of, the requirements of this provision to the extent permitted by law. Requires the court to decide whether an agreement to arbitrate exists or a controversy is subject to an agreement to arbitrate. -- Provides that if the parties to an agreement to arbitrate agree on a method for appointing an arbitrator, that method shall be followed, unless the method fails. Further provides that if the parties have not agreed on a method, the agreed method fails, or an arbitrator appointed fails, the court shall appoint the arbitrator. Provides criteria. -- Provides that the authority conferred upon the arbitrator includes the power to hold conference with the parties to the arbitration proceeding before the hearing and, determine the admissibility, relevance, materiality and weight of any evidence. -- Provides that the arbitrator may award punitive damages or other exemplary relief in a civil action involving the same claim and the evidence produced at the hearing justifies the award under the legal standard otherwise applicable to the claim. -- Provides that a court of this State having jurisdiction over the

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controversy and the parties may enforce an agreement to arbitrate. -- Provides that the provisions governing the legal effect, validity, and enforceability of electronic records or electronic signatures, and of contracts performed with the use of such records or signatures conform to the requirements of the electronic signatures in the global and national commerce Act. -- Repeals existing arbitration and awards law. -- SB1571 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1575 SD2
(FLOOR AMENDMENT 1)

RELATING TO THE TRAFFIC CODE.
Introduced by: Kawamoto C
Amends pedestrians' right of way in crosswalk provisions. Establishes fines for 1st, 2nd, and 3rd offenses of not yielding to a pedestrian. Amends pedestrians' right of way in crosswalk provisions and crossing at other than crosswalks provisions. -- SB1575 SD2
Current Status: Mar=08 01 Passed Third Reading Senate

SB1577 SD2 (SSCR 996)

RELATING TO SCHOOL FACILITIES.
Introduced by: Sakamoto N, Bunda R, Fukunaga C, Kim D, Hanabusa C, Menor R, English J, Chumbley A, Kanno B, Hogue B, Tam R, Chun J, Slom S, Inouye L, Ihara L
Establishes the state educational facilities repairs and maintenance special fund into which shall be deposited appropriations from the legislature and which shall be used to eliminate the backlog of school repair and maintenance projects existing on June 30, 2000. Requires the department of education with the assistance of the department of accounting and general services to establish specific vision plans for each school complex. Exempts expenditures less than 100,000 dollars from the procurement code. Requires the comptroller to develop a strategy for the efficient and cost effective use of government and private sector workforces. -- Establishes the school physical plant operations and maintenance special fund into which shall be deposited appropriations from the legislature and which shall be used for school repair and preventive maintenance projects existing after June 30, 2001. Annual reports to the legislature. -- Requires the department of accounting and general services to prepare a 6 year program and financial plan for preventive maintenance. -- Requires the department of education to establish full time equivalent business and fiscal officer positions to coordinate physical plant operations and maintenance activities. Allows the department to accept donated repair and maintenance services and materials. Allows the department to enter into agreements with any federal agency to construct, repair, or renovate public schools on military bases and elsewhere in the State using federal funds. -- Increases the maximum amount per school in the school level minor repairs and maintenance account. -- Requires the school principal and the business and fiscal officer to consider recommendations made by the school community based management council. -- SB1577 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1580 SD2 (SSCR 962)

RELATING TO EDUCATION.
Introduced by: Sakamoto N
Proposes to amend the constitution. Allows special purpose revenue bonds to be authorized or issued to finance facilities for not for profit private and secular elementary and secondary schools. -- SB1580 SD2
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1590

RELATING TO INSPECTIONS BY THE COUNTY FIRE CHIEF OR THE CHIEF'S DESIGNEES.
Introduced by: Bunda R (BR)
Amends provision relating to right of entry for inspection; unlawful to obstruct, to include that designees of the county fire chief have the right of entry. Requires the county fire chief or the chief's designees to make an inspection of all state owned or county owned buildings and facilities, and make a report to the authorities responsible for the maintenance of any state owned or county owned building or facility when its found that a building or facility does not meet minimum standards of fire and safety protection. -- SB1590
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1593 SD1 (SSCR 849)

RELATING TO PUBLICATION OF NOTICE.
Introduced by: Bunda R (BR)
Amends publication of notice provision requiring the comptroller to determine a publication for the government agencies of the State, the judiciary, the legislature, and the city and county of Honolulu, to enable the public to go to a source of publication for published public

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notice on each island for the State, the judiciary, and the legislature, and on the island of Oahu for the city and county of Honolulu. Provides that the directors of finance for each of the counties of Hawaii, Kauai, and Maui, shall determine a publication for their respective county government agencies to enable the public to go to for county published public notices on each island and each county shall pay the direct cost of its county issued notice. Redefines government agency to mean each department, board, commission, or officer of the State, any of its political subdivisions, the judiciary, and the legislature. -- SB1593 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1599 SD1 (SSCR 252)

RELATING TO PENALTIES AND PROCEDURES ON ARREST.

Introduced by: Bunda R (BR)

Provides that any driver of a motor vehicle or moped detained for violation of the highway safety law, traffic violations law, statewide traffic code, or use of intoxicants while operating a vehicle law, who fails to provide the person's name and address to the police officer shall be fined or imprisoned, or both. -- SB1599 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1600 SD1 (SSCR 333)

RELATING TO ALCOHOL, DRUGS, AND HIGHWAY SAFETY.

Introduced by: Bunda R (BR)

Amends implied consent of a driver of a motor vehicle or moped to submit to testing to determine alcohol concentration and drug content to provide that the police officer shall direct the person to take the tests instead of allowing the person the option to choose what type of test to take. -- SB1600 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1601 SD1 (SSCR 832)

RELATING TO FIREARMS.

Introduced by: Bunda R (BR)

Amends provision relating to ownership, etc., of automatic firearms, silencers, etc., prohibited; penalties, to include any improvised firearm and firearms with homemade receivers. -- SB1601 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1603 SD1 (SSCR 253)

RELATING TO ALCOHOL, DRUGS, AND HIGHWAY SAFETY.

Introduced by: Bunda R (BR)

Changes the provision that, if a health care provider is providing medical care in a health care facility to any person involved in a motor vehicle accident and becomes aware as a result of a blood test that the alcohol content in the person's blood meets or exceeds the amount for driving under the influence of intoxicating liquor, the health care provider shall notify any law enforcement officer at the facility to investigate the accident, by changing accident to collision, including urine tests and drugs, and by requiring the notification of a law enforcement officer if the person's blood or urine contains 1 or more drugs that are capable of impairing a person's ability to operate a vehicle in a careful and prudent manner. Grants the health care provider immunity from any civil liability for checking drug content. -- SB1603 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1604

RELATING TO NUISANCE ABATEMENT.

Introduced by: Bunda R (BR)

Amends provision relating to places used to commit offenses against public health and morals, a nuisance, by defining cruelty to animals as offenses against public order and to consider them nuisances that shall be enjoined. -- SB1604

Current Status: Mar-08 01 Introduction/Passed First Reading - House

SB1606 SD1 (SSCR 254)

RELATING TO DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR.

Introduced by: Bunda R (BR)

Establishes an additional 100 dollar fine for violation of driving under the influence of intoxicating liquor or drugs, or driving after consuming a measurable amount of alcohol for person under 21 years of age. Provides that the fine shall be distributed to the law enforcement agency that made the arrest and the monies shall be used to purchase equipment that will assist in the enforcement of driving under the influence. Amends Act 189, session laws of 2000. -- SB1606 SD1

Current Status: Mar-08 01 Introduction/Passed First Reading - House

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- SB1607 SD1 (SSCR 833) RELATING TO BURGLARY IN THE FIRST DEGREE.
Introduced by: Bunda R (BR)
Amends provisions relating to burglary in the 1st degree. Provides that burglary in the 1st degree is a class B felony, except if any resident, family, or household member is in the dwelling or has returned to the dwelling at the time of the offense, then it is a class A felony. Further provides that a person violating this provision shall be sentenced to a mandatory minimum term of imprisonment of 3 years and 4 months if the person entered the building in reckless disregard of the fact that it was a dwelling and if the person knew, or reasonably should have known, that there was a person inside the dwelling at the time of entry. -- SB1607 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1609 SD1 (SSCR 941) RELATING TO POSSESSION OF STOLEN PROPERTY.
Introduced by: Bunda R (BR)
Establishes provisions relating to possession of stolen property; prima facie evidence. Provides that if a person has in a person's possession or under the person's control, any items reported to have been stolen and the items in question are from 2 or more other persons (victims of a reported crime), it is prima facie evidence that the person knew that the items were stolen. Further provides that this shall not apply to legally registered pawn shop owners, their agents, employees, and representatives who are working the capacity for the pawn shop; or official employees or government agencies or their agents who are working in the capacity for the government. Establishes possession of stolen items is a class C felony. -- SB1609 SD1
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1624 RELATING TO TRAFFIC VIOLATIONS.
Introduced by: Bunda R (BR)
Amends reckless driving of a vehicle or riding of animals to include driving in a manner or at a speed which endangers or is likely to endanger the safety of persons or property by committing any 2 or more traffic infractions in a continuous series of acts to another vehicle or in concert with another vehicle including changing lanes, following too closely, failing to signal, failing to yield, speeding, driving too fast for road conditions, and driving on the shoulder of the road. -- SB1624
Current Status: Mar-08 01 Introduction/Passed First Reading - House
- SB1635 RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.
Introduced by: Bunda R (BR)
Requires the house of representatives and the senate to take all necessary steps to ensure that full time employees who work on a temporary basis during the legislative session for more than 90 calendar days without a break in service are enrolled in the employees' retirement system to the extent authorized by law and that all necessary employer contributions are also included. Directs the department of accounting and general services to assist the respective payroll and accounting staff. Appropriation to the legislature for the inclusion of full time legislative employees in the employees' retirement system. (\$\$) -- SB1635
Current Status: Mar-08 01 Introduction/Passed First Reading - House

HOUSE BILLS WHICH PASSED THIRD READING

- HB0003 HD1 (HSCR 239) RELATING TO EDUCATION.
Introduced by: Takai K, Ito K, Arakaki D, Luke S, Morita H, Garcia N, Thielen C, Abinsay F, Oshiro B
Appropriation to the department of education for student activities coordinators so that each public high school has 1 full time student activities coordinator hired on a 12 month basis. (\$\$) -- HB0003 HD1
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)
- HB0011 HD2 (HSCR 838) RELATING TO EDUCATION.
Introduced by: Takai K, Ito K, Arakaki D, Schatz B, Lee M, Garcia N, Thielen C, Abinsay F, Leong B, Kahikina M, Morita H
Establishes the Hawaii state student council within the department of education. Requires the council to consist of students from each departmental school district. Requires the council to conduct an annual conference of secondary school students. Requires the department of education to assign a staff member to assist the conference committee. Repeals secondary school students conference provisions. -- HB0011 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)
- HB0014 HD1 (HSCR 326) MAKING AN APPROPRIATION FOR ADDITIONAL SCHOOL CLERICAL POSITIONS.
Introduced by: Takai K, Ito K, Arakaki D, Kahikina M, Ahu Isa L, Morita H, Chang J
Appropriation to the department of education for 312 full time equivalent (312 FTE), temporary, school clerical positions to partially implement the recommendations of the 1990 school and district office clerical staffing study, provided that the department allocate these temporary positions according to pupil enrollment. (\$\$) -- HB0014 HD1
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)
- HB0016 HD2 (HSCR 714) RELATING TO REAL ESTATE BROKERS AND SALESPERSONS.
Introduced by: Hiraki K, Ahu Isa L, Takai K
Provides that any owner of a time share interest who is not licensed and provides the name and address of a prospective purchaser or otherwise refers a prospective purchaser to the developer, sales agent, or resale agent shall be exempt from licensing requirements of real estate brokers and salespersons provided that any fee paid to the owner shall consist of and not exceed 1,000 dollars per project in credit or other non monetary compensation during any 12 month calendar period; and the owner shall not advertise or promote services provided to developers, sales agents, or resales agents. Adds that nothing shall be construed to prohibit or prevent a developer, sales agent, or resales agent from entering into a transaction with a time share interest owner. -- HB0016 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TIA then CPH (587-7200)
- HB0017 HD2 (HSCR 715) RELATING TO TIME SHARE PROJECTS.
Introduced by: Hiraki K, Ahu Isa L, Takai K
Amends provisions relating to notification of intention. Provides that prior to the time when a developer offers for sale a time share plan located in a condominium project where apartments are being offered for sale for the 1st time to the public, the developer shall register with the real estate commission and obtain an effective date for the developer's public report; provided that the developer shall not be required to deliver to a purchaser a true copy of the developer's public report, or disclosure abstract as required when a time share is duly registered, and for which a disclosure statement is effective and required to be delivered to the purchaser. -- HB0017 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TIA then CPH (587-7200)
- HB0018 RELATING TO TIME SHARING PLANS.
Introduced by: Hiraki K, Ahu Isa L, Takai K
Amends provisions relating to the offer and sale of time share interests in Hawaii. Exempts the disclosure statement and mutual right to cancel requirements for any time shares offered for sale outside of Hawaii. -- HB0018
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TIA then CPH (587-7200)

HOUSE BILLS WHICH PASSED THIRD READING

- HB0020 HD2 (HSCR 716) RELATING TO SALES AGENTS OF TIME SHARE UNITS.
Introduced by: Hiraki K, Ahu Isa L, Takai K
Amends provision relating to time sharing plans and sales agents. Repeals requirement for sales agents to register with director of commerce and consumer affairs. Requires acquisition agents to be registered with the department of commerce and consumer affairs, unless they are currently licensed as a real estate broker -- HB0020 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TIA then CPH (587-7200)
- HB0021 RELATING TO TIME SHARING PLANS.
Introduced by: Hiraki K, Ahu Isa L, Chang J, Takai K
Repeals the requirement that time share agents wear identification badges. -- HB0021
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TIA then CPH (587-7200)
- HB0022 HD2 (HSCR 717) RELATING TO TIME SHARING PLANS.
Introduced by: Hiraki K, Ahu Isa L, Chang J, Takai K
Amends provision relating to time share by redefining acquisition agent as any person, other than a developer or sales agent, who for compensation, solicits or encourages others to attend a time share sales presentation or to contact a time share sales agent or developer; provided that this term shall not include individuals who perform the stated activities and are employed by or in contract with a real estate broker who is licensed or an acquisition agent. Amends provisions relating to licensing of sales agents and acquisition agents. Provides that the director of commerce and consumer affairs shall adopt rules limiting the activities of and governing sales agents and acquisitions agents, regardless or whether such persons are licensed as real estate brokers and salespersons. Further provides that if the real estate broker's license, of an acquisition agent or sales agent is forfeited, suspended, revoked, terminated, or placed on inactive status, the acquisition agent or sales agent shall not act as an acquisition agent or sales agent. -- HB0022 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TIA then CPH (587-7200)
- HB0023 HD2 (HSCR 718) RELATING TO DECEPTIVE TRADE PRACTICES FOR TIME SHARE PLANS.
Introduced by: Hiraki K, Ahu Isa L, Chang J, Takai K
Amends provision relating to deceptive trade practices within time sharing law. Requires a disclosure to include above the signature line of any sales contract or agreement with the purchaser, to be in conspicuous bold type and capital letters that any purchaser has a 7 day right of rescission of any time sharing sales contract. Further requires a disclosure that the product or activity involves time share in promotional literature and other printed or written material. Authorizes the director of commerce and consumer affairs to prescribe the nature of the disclosure. -- HB0023 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TIA/ CPH/ then JDC (587-7200)
- HB0047 HD2 (HSCR 755) RELATING TO PRESCRIPTION DRUGS.
Introduced by: Takumi R, Hamakawa E, Arakaki D, Hiraki K
Establishes the Hawaii Rx program within the state health planning and development agency to reduce prescription drug costs for persons in this group. Provides that all residents of the State shall be eligible to participate in the program. Allows all drug manufacturers or labelers that sell prescription drugs to enter into a rebate agreement with the agency for this program. Provides that each retail pharmacy that voluntarily sells prescription drugs covered by a rebate agreement shall discount the retail price of those drugs sold to program participants. -- Establishes the prescription drug access program special account within the state health planning and development special fund to receive revenue from manufacturers and labelers who pay rebates and any appropriations or allocations designated for the account. Provides that the account shall reimburse retail pharmacies for discounted prices and reimburse the agency for contracted services, computer costs, professional fees paid to participating retail pharmacies, and other reasonable program costs. State agency to annually report to the legislature. -- Establishes the prescription drug advisory commission within the department of health to review access to and the pricing of prescription drugs, and to advise the administrator on drug access and pricing. -- Appropriation to the department of health for the establishment of ____ positions in the state health planning and development agency for outreach activities, and to contract

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for claims management services, and for associated costs associated with the issuance of prescription cards. (\$\$) -- HB0047 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then CPH then WAM (586-7788)

HB0071 HD3 (HSCR 821)

RELATING TO CORRECTIONS.

Introduced by: Lee M, Thielen C, Morita H, Leong B, Jaffe M, Ahu Isa L, Luke S, Schatz B, Oshiro M, Meyer C, Hale H, Marumoto B, Yoshinaga T, Garcia N, Fox G, Arakaki D, Takai K

Establishes parity for female offenders law. Provides that adult women and juvenile females charged or convicted of crimes shall be provided a range and quality of programming equivalent to programming offered to male persons similarly situated. Requires the director of public safety to provide model gender responsive programs for female offenders that respond to statewide needs and geographical areas and award grants for the programs. Provides that programs shall respond in a rehabilitative way to the type of offenses female offenders generally commit; respond to the problems of female offenders with dependant children; respond to the importance of developing independent living and marketable job skills, assist female offenders to overcome their own extreme degree of dependency; and prepare to offer technical assistance and training toward the implementation of other similar programs. Requires the director of public safety to make grants in aid to agencies electing to participate in the grant program to encourage cooperation and assist agencies that have existing programs for female offenders and to encourage agencies to develop and implement new programs. Requires the office of youth services to collaborate with the departments of human services, health, labor and industrial relations, and education, as well as with representatives of the private sector to develop a comprehensive continuum of care to address the gender responsive needs of juvenile female offenders. Appropriation to the department of public safety to provide model gender responsive programs. (\$\$) -- HB0071 HD3

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS/ JDC/ then WAM (586-7788)

HB0073 HD2 (HSCR 839)

RELATING TO HOUSING.

Introduced by: Morita H, Thielen C, Jaffe M, Leong B, Davis R, Luke S, Hale H, Marumoto B, Fox G, Oshiro M, Arakaki D, Takai K, Meyer C, Auwae E, Espero W, Yoshinaga T
Appropriation to the housing and community development corporation of Hawaii to restore adequate funding levels to the state homeless programs, maintain adequate funding to support much needed additional shelter inventory, and increase funding levels for homeless assistance. Establishes in the state treasury a Kikala Keokea housing revolving fund to provide low interest loans for home construction for Kikala Keokea leaseholders who have been denied loans from traditional financial institutions, to be administered by the housing and community development corporation of Hawaii. Appropriation to the housing and community development corporation for costs related to providing housing on Kikala Keokea leasehold property. Repeals the hale kokua program (homeless assistance program) under the housing and community development corporation of Hawaii. (\$\$) -- HB0073 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HAW/ CPH/ then WAM (586-7344)

HB0077 HD1 (HSCR 868)

RELATING TO THE WOMEN IN MILITARY SERVICE FOR AMERICA MEMORIAL.

Introduced by: Lee M, Morita H, Thielen C, Leong B, Jaffe M, Ahu Isa L, Davis R, Marumoto B, Meyer C, Auwae E, Luke S, Espero W, Hale H, Takai K, Arakaki D, Yoshinaga T, Case E, Oshiro M

Appropriation to the department of defense for the state of Hawaii to make a donation on behalf of the women in military service for America memorial in Arlington National Cemetery. (\$\$) -- HB0077 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then WAM (586-6970)

HB0079 HD1 (HSCR 543)

RELATING TO REAL PROPERTY DISCLOSURES.

Introduced by: Hiraki K, Chang J, Suzuki N, Leong B, Ahu Isa L, Marumoto B
Amends provisions relating to exemptions from mandatory seller disclosures in real estate transactions. Repeals the exemption of absentee owners from disclosure. -- Repeals provision relating to absentee owners and disclosure. -- HB0079 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate

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Mar=08 01 Single Referral to CPH (586-6740)

HB0087 HD2 (HSCR 735)

RELATING TO FAMILY SUPPORT CENTERS.

Introduced by: Arakaki D, Takai K, Oshiro M, Luke S, Thielen C, Magaoay M, Ahu Isa L, Cabrerros B, Takamine D, Kahikina M, Espero W, Kawakami B, Leong B, Abinsay F
Establishes a 5 year family center project conducted by the department of human service. Establishes a family center council to plan and implement the establishment and development of the family center project. Requires the project to coordinate the provision of core services to families at community based centers to develop each community's capacity to identify and resolve problems. Further requires each center to be advised by a community liaison committee and to develop a service plan for the provision of services. Provides that each center shall coordinate community based services to families, including enhancing parenting skills; infant and child stimulation activities; outreach services; health care, family planning, and counseling; child care; recreational and social activities; educational services; and job preparation and skill development services when developing its core services. Authorizes the department to utilize a portion of the funds available to conduct evaluations of the family centers and to conduct training sessions and provide technical assistance in developing and promoting family centers. Reports to the legislature. Appropriation. (\$\$) -- HB0087 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then WAM (586-7788)

HB0094 HD1 (HSCR 137)

RELATING TO PARENT-COMMUNITY NETWORKING CENTER PROGRAMS.

Introduced by: Arakaki D, Takai K, Ito K, Leong B, Morita H, Thielen C, Kahikina M, Oshiro M

Appropriation to the department of education for 45 schools currently funded, for 43 schools that are not currently funded, for 16 part time parent coordinators, to establish a new 12 month family support resource teacher position for program and staff development, to change the existing 10 month parent community networking center resource teacher position to a 12 month position, for a district coordinator / trainer position in Kona, Hawaii, and for program research and development. (\$\$) -- HB0094 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB0098 HD1 (HSCR 449)

RELATING TO SCHOOL HEALTH.

Introduced by: Arakaki D, Ito K, Abinsay F, Cabrerros B, Kahikina M, Morita H, Ahu Isa L, Kawakami B

Requires the department of education and the department of health to jointly establish a comprehensive school health program in conjunction with the department of education comprehensive school support system. Requires the director of health with the assistance of the superintendent of education to establish and operate as a program, no fewer than 1 comprehensive school health project in each of the 36 departmental school complexes. Requires the principal of the school and the school and community based management council, in consultation with at least 1 health care professional, to establish policy decisions related to the operation of the project, prior to the establishment and operation of the project. Requires the projects to be student centered and not promote abortions or abortion related services. Establishes a joint department of health and department of education planning committee to plan and coordinate a phased implementation of a comprehensive school health services and program, in conjunction with the comprehensive school support system. Committee and director of health to report to the legislature. Act repealed on June 30, 2004 (sunset). Appropriation. (\$\$) -- HB0098 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU/ HHS/ then WAM (586-8585)

HB0100

RELATING TO AUTISM.

Introduced by: Arakaki D, Takai K, Thielen C, Kahikina M, Davis R, Meyer C, Luke S, Ahu Isa L, Morita H, Espero W, Abinsay F, Magaoay M, Cabrerros B

Establishes the Hawaii autism center of excellence within the university of Hawaii. Requires the center to serve as a central clinical and academic resource for state of the art autism disorder diagnostic assessment and evaluation, therapeutic and educational interventions, consultation, training, and applied clinical research. Requires the center to conduct and coordinate research that shall be a multidisciplinary effort among educational, psychosocial, and behavioral disciplines. Further requires the center to establish an advisory committee.

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Appropriation. (\$\$) -- HB0100

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then WAM (586-7788)

HB0118 HD3 (HSCR 841)

RELATING TO FAMILY CHILD CARE.

Introduced by: Takai K, Arakaki D

Amends provisions relating to the family child care homes. Requires any family child care home existing on July 2, 2001, shall notify the association within 60 days of July 2, 2001, if the home has not previously done so. Adds that the notification does not need to be notarized. Provides that the family child care operator shall agree to assume all responsibility for physical modifications to the premises, both within the unit and in the common areas, which would allow for the full participation of a child or parent with a physical disability. Adds that if modifications or improvements are required, the operator of the family child care home shall pay for any such modification. Defines readily achievable to mean easily accomplishable and able to be carried out without much difficulty or expense. Provides that the family child care home authorized shall be subject to the declaration, by laws, house rules, and any amendments pertaining to the condominium project or planned community; provided that any declaration, by law, or house rule provision prohibiting or limiting the use of the apartment unit for family child care purposes shall be invalid. Prohibits the liability insurance to exceed 1 million dollars in coverage per provider of child care services. -- Amends Act 242, session laws of 1999, by extending the repeal date to June 30, 2005 (sunset). -- HB0118 HD3

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS/ CPH/ then WAM (586-7788)

HB0123 HD1 (HSCR 725)

RELATING TO SPEEDING.

Introduced by: Takai K, Arakaki D, Ito K, Thielen C, Kahikina M, Meyer C, Leong B, Ahu Isa L, Espero W, Morita H

Prohibits a person from driving a motor vehicle at a speed greater than the maximum speed limit established for a school zone or a construction area. Requires the director of transportation to place official signs in school zones. Provides penalties. -- HB0123 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then JDC (586-6970)

HB0135 HD2 (HSCR 778)

RELATING TO CHILD PASSENGER SAFETY.

Introduced by: Souki J

Amends child passenger restraint provisions (car seat) by increasing the age of a child that must be restrained by a child passenger restraint system from 4 years of age to 8 years of age or younger and under 80 pounds. Provides that if a vehicle is equipped only with lap seat belts, a child passenger restraint system consisting of a booster seat shall only be required for a child under 8 years of age and under 60 pounds in weight and if the child is at least 4 years of age, the child shall be properly restrained in a booster seat or child safety seat, as appropriate to the size of the child. -- HB0135 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then JDC (586-6970)

HB0139

RELATING TO LEGISLATIVE ALLOWANCE.

Introduced by: Souki J

Amends provision relating to allowance for incidental expenses. Increases the amount that each member of the legislature shall receive in annual allowance from 5,000 dollars to 7,500 dollars to cover incidental expenses connected with legislative duties. -- HB0139

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then WAM (586-6970)

HB0143 HD1 (HSCR 214)

RELATING TO THE LEGISLATURE.

Introduced by: Souki J

Amends provision relating to the allowance for travel expenses for legislative members. Establishes that members of the legislature traveling on official legislative business within the State, required to remain away from the island of the member's legal residence shall receive an allowance of 2/3 of the general services administration rate for Hawaii. Provides that the per diem allowance for out of state travel shall be equal to the maximum travel per diem allowance set by the general services administration for travel in the continental US, pursuant to the Federal Travel Regulation and the per diem allowance for foreign travel shall

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be equal to the maximum travel per diem allowance for foreign areas pursuant to the Department of State Standardized Regulations. -- HB0143 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then WAM (586-6970)

HB0144

RELATING TO KAHO'OLAWE ISLAND RESERVE.

Introduced by: Souki J

Amends provision relating to the Kaho'olawe (Kahoolawe) island reserve commission. Establishes that the commission may solicit and accept grants, donations, and contributions for deposit into the Kaho'olawe rehabilitation trust fund. Provides that if the trust fund is terminated, all funds shall be transferred to the general fund. Commission to submit an annual report to the legislature. -- HB0144

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HAW/ TMG/ then WAM (586-7344)

HB0152 HD1 (HSCR 546)

RELATING TO THE JUDICIARY.

Introduced by: Hamakawa E

Amends provisions relating to the expedited sentencing program. Provides that a person who has committed intra family sexual assault may be considered for the expedited sentencing program, if the victim of the offense is related to the defendant by consanguinity or marriage, or resides in the same dwelling unit as the defendant, and the victim was, at the time of the sexual assault, under the age of 18. Changes alleged offender to defendant. Adds that the notice provision shall not be a prerequisite to questioning the defendant, and shall not obligate the prosecuting authority to issue a statement of no objection when considering the defendant for the program. Repeals the requirement of the prosecuting authority to report to the children's advocacy center. -- Amends Act 316, session laws of 1993, as amended by Act 57, session laws of 1995, by changing the repeal date to June 30, 2006; provided that on the repeal of this Act, provisions relating to factors to be considered in imposing a term or probation, and terms of probation, are reenacted in the form in which they read on June 20, 1993; and the amendments made to terms of probation, by Act 229, session laws of 1994, and Act 172, session laws of 1998, shall not be repealed. -- HB0152 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to JDC (586-6830)

HB0159 HD1 (HSCR 60)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Hamakawa E

Allows the Hawaiian language college to contract directly with providers when conducting business in the Hawaiian language. -- HB0159 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HAW/ EDU/ then WAM (586-7344)

HB0160 HD1 (HSCR 279)

RELATING TO FRAUDULENT CLAIMS.

Introduced by: Saiki S

Establishes provision relating to qui tam actions or recovery of false claims to the counties. Provides that a person who knowingly presents or causes to be presented to an officer or employee of the county a false claim for payment or approval; knowingly makes, uses, or causes to be made or used a false record or statement to get a false claim paid or approved by the county; conspires to defraud the county by getting a false claim allowed or paid; has control of property or money used by the county and, intending to defraud the county or wilfully to conceal the property, delivers, less property than the amount for which the person receives a certificate or receipt; is authorized to make or deliver a document certifying receipt of property used by the county and, intending to defraud the county makes or delivers the receipt without completely knowing that the information on the receipt is true; knowingly buys, or receives as a pledge of an obligation or debt, public property from any officer or employee of the county who lawfully may not sell or pledge the property; knowingly makes, uses, or causes to be made or used, a false record or statement to conceal, avoid, or decrease an obligation to pay or transmit money or property to the county; or is a beneficiary of an inadvertent submission of a false claim to a county, who subsequently discovers the falsity of the claim, and fails to disclose the false claim to the county, shall be liable to the county for a civil penalty of up to 10,000 dollars plus 3 times the amount of damages which the county sustains due to the act committed by that person. -- Requires the prosecuting attorney to investigate violations. Authorizes the prosecuting attorney for

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the county to bring civil action. -- Requires action for false claims to the county to be brought within 6 years after the false claim is discovered. -- Establishes rights of parties to qui tam actions and awards. -- Provides that no court shall have jurisdiction over an action under this provision unless the action is brought by the prosecuting attorney or the person bringing the action is an original source of the information. -- Provides that the county shall not be liable for expenses or fees that a person incurs in bringing an action under this part and shall not elect to pay those expenses or fees. -- HB0160 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TIA then JDC (587-7200)

HB0161 HD2 (HSCR 736)

RELATING TO CRIMINAL HISTORY RECORD CHECKS.

Introduced by: Saiki S

Establishes a temporary criminal history record check working group within the department of the attorney general. Adds that the working group shall review existing laws governing access and use of criminal history record information, laws authorizing criminal history record checks for noncriminal justice purposes of employment and licensing, and other criminal history record check issues and make recommendations (report) to the legislature. Requires the working group to consider delineating the subject matter of criminal history records by replacing the statutory term arrest and court record, with the broader term nonconviction data. Adds that the working group shall consider the most appropriate definition of this term as it applies to the subject matter of criminal history record checks. -- Requires the legislative reference bureau to provide technical assistance to the working group on legislative drafting and assist in drafting any legislation proposed by the working group. Provides that the working group shall cease to exist on June 30, 2003 (sunset). --

HB0161 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR/ TMG/ then JDC (586-7330)

HB0163 HD1 (HSCR 698)

RELATING TO FOOD TAX CREDIT.

Introduced by: Say C, Luke S, Oshiro M, Lee M, Ahu Isa L, Espero W, Oshiro B, Ito K, Abinsay F, Hamakawa E, Kanoho E, Chang J, Yonamine N, Takumi R, Suzuki N, Garcia N, Hiraki K, Hale H, Takai K, Yoshinaga T, Kahikina M, Cabrereros B, Morita H, Schatz B, Magaoay M, Saiki S, Arakaki D

Provides a food tax credit for income tax purposes. -- HB0163 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to WAM (586-6460)

HB0165 HD1 (HSCR 699)

RELATING TO INCOME TAX CREDITS.

Introduced by: Say C, Luke S, Oshiro M, Ahu Isa L, Lee M, Oshiro B, Schatz B, Saiki S, Kanoho E, Chang J, Yonamine N, Takumi R, Suzuki N, Garcia N, Hiraki K, Takai K, Yoshinaga T, Magaoay M, Arakaki D, Hamakawa E, Hale H, Nakasone B, Ito K, Espero W, Kahikina M, Cabrereros B, Morita H, Abinsay F

Provides an earned income tax credit of ____ per cent of the federal earned income tax credit from December 31, 2000, to January 1, 2002, and ____ per cent after December 31, 2001. -- HB0165 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to WAM (586-6460)

HB0166 HD1 (HSCR 441)

RELATING TO THE MINIMUM WAGE.

Introduced by: Say C, Luke S, Oshiro M, Kawakami B, Abinsay F, Saiki S, Suzuki N, Hale H, Takai K, Yoshinaga T, Hamakawa E, Yonamine N, Takumi R, Garcia N, Hiraki K, Ito K, Kahikina M, Cabrereros B, Morita H, Magaoay M, Espero W, Lee M, Oshiro B, Schatz B, Arakaki D

Amends provisions relating to the wage and hour law. Requires every employer to pay each employee at the rate no less than 5.50 dollars per hour beginning July 1, 2002 and 6.00 dollars per hour beginning July 1, 2003. -- HB0166 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR then WAM (586-7330)

HB0168 HD1 (HSCR 188)

RELATING TO ELECTIONS.

Introduced by: Say C, Luke S, Oshiro M, Schatz B, Magaoay M, Arakaki D, Cabrereros B, Ito K, Espero W, Case E, Ahu Isa L, Lee M, Suzuki N, Garcia N, Hiraki K, Hale H, Nakasone B, Takai K, Yoshinaga T, Kawakami B, Oshiro B, Saiki S, Abinsay F, Morita H, Hamakawa

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E, Kanoho E, Chang J, Yonamine N, Takumi R

Establishes the elections review task force placed in the office of the lieutenant governor to consider the adequacy of the law with respect to vote tabulation and contest procedures, and the feasibility of implementing an automatic recount and improved contest procedure. Provides criteria for task force. Task force to report to legislature. Task force to dissolve upon adjournment of the regular session of 2002 (sunset). -- HB0168 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to JDC/ TMG/ then WAM (586-6830)

HB0169 HD2 (HSCR 814)

RELATING TO ELECTIONS.

Introduced by: Say C, Luke S, Oshiro M, Schatz B, Magaoay M, Arakaki D, Cabrerros B, Ito K, Espero W, Case E, Ahu Isa L, Lee M, Suzuki N, Garcia N, Hiraki K, Hale H, Takai K, Yoshinaga T, Kawakami B, Oshiro B, Saiki S, Kahikina M, Morita H, Abinsay F, Hamakawa E, Kanoho E, Chang J

Establishes the public funded elections pilot program for the city and county of Honolulu council elections of 2002 to be placed within the campaign spending commission. Provides eligibility requirements for candidates in a publicly funded election campaign. Restricts period during which candidates may collect qualifying contributions to qualify for public funding, beginning January 1, 2002, and ending upon the candidate's certification as a public funded candidate. Sets restrictions on seed money and use of personal funds. Establishes that the number of candidates certified shall be limited to 3 persons in each district on a 1st come, 1st served basis. Establishes public funding amounts at 40,000 dollars for the 1st special election and 40,000 dollars for the 2nd special election. Provides restrictions on expenditures made with public funds and political party contributions and expenditures. Establishes moneys to be deposited into the Hawaii election campaign fund. Requires the campaign spending commission to conduct a comprehensive study of the campaign financing system and report to the legislature. Appropriation to the campaign spending commission for staff positions of the program. (\$\$) -- HB0169 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG/ TIA/ JDC/ then WAM (586-6970)

HB0170 HD1 (HSCR 705)

RELATING TO ELECTIONS.

Introduced by: Say C, Oshiro M, Chang J, Kanoho E, Lee M, Kawakami B, Yonamine N, Hale H, Cabrerros B, Arakaki D, Takai K, Luke S, Morita H, Espero W, Schatz B, Ahu Isa L, Yoshinaga T, Abinsay F, Suzuki N, Garcia N, Ito K, Kahikina M, Magaoay M, Oshiro B

Amends provisions relating to elections. Establishes that if a voter with a physical disability finds it unduly burdensome to enter the polling place, the voter may be handed a ballot outside the polling place but within 100 feet thereof by the precinct officials and in their presence but in a secret manner, mark and return the same to the precinct officials. Repeals requirement for precinct officials to be satisfied that the physical disability exists prior to rendering assistance. Redefines expenditure to mean any purchase or transfer of money or anything of more than nominal value; and redefines qualifying campaign contribution to mean an aggregate monetary contribution of 100 dollars or less by any individual resident of Hawaii, rather than person, during any matching payment period. Requires that notification of failure to report or filing of a substantially defective or deficient report be done by registered mail, rather than 1st class mail, and repeals requirement for an explanation in writing. Provides that failure to respond to the commission after notification of the failure to file has been received, rather than after a newspaper notification or website publication, shall result in a penalty. Repeals requirement for campaign spending commission to adopt a code of fair campaign practices as a part of its rules, and provides that the compensation for the executive director of the commission shall be no more than that of deputies or assistants to department heads; and compensation for other employees shall be no greater than that paid to civil service employees performing similar duties. Repeals duty of the commission to censure any candidate who fails to comply with the code of fair campaign practices. Amends provision relating to registration providing that a candidate or committee that has already filed an organizational report need not file another unless changes in the candidate's or committee's organization have occurred since the previous filing. Requires that all reports filed with the county clerk's office shall be preserved by that office for the current election cycle, rather than 10 years. Provides report requirements. Restricts candidates from accepting contributions during an election period in an aggregate amount greater than 1,000 dollars rather than 2,000 dollars for a candidate seeking nomination or election to a 2 year office; 3,000 dollars rather than 6,000 dollars for a candidate seeking nomination or election to a 4 year statewide office; and 2,000 dollars

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rather than 4,000 dollars for a candidate seeking nomination or election to a 4 year nonstatewide office. Limits contributions from a person or other entity to a noncandidate committee, in an aggregate amount greater than 500 dollars rather than 1,000 dollars. Provides that no state or national bank, or any corporation organized by authority of any law of the US Congress or of any State shall make a contribution in connection with any nomination for election, or election of a candidate, candidate committee, or noncandidate committee. Provides that contributions shall not include the establishment, administration, and solicitation of contributions to a separate fund to be used for political purposes by a corporation, labor organization, membership organization, cooperative, or corporation, without capital stock; provides restrictions for special fund contributions. Prohibits any person who enters into any contract or agreement with the State of Hawaii, any of its counties, any department, agency, or entity thereof to make contributions of money or other things of value, to any political party, committee, candidate, or any person responsible for entering into contract or agreement. Requires a political party that makes an expenditure in support of an identifiable candidate to file a report with the commission or county clerk's office. Provides that the commission shall provide an analysis of data in each race in its report to the legislature. Provides that if there is a false disclaimer on a campaign advertisement, the penalty shall not exceed 1,000 dollars. Increases the amount of public funds available to a candidate for the office of state senator, state representative, county council member, and prosecuting attorney, shall be 30, rather than 15 per cent of the total expenditure limit as established for each office. Establishes that if a candidate for governor and a candidate for lieutenant governor run as co candidates and 1 candidate has not agreed to abide by spending limits, neither candidate shall be eligible to receive public funds. Amends provision relating to income check off authorized providing that any individual whose state income tax liability for any taxable year is 8 rather than 2 dollars or more may designate 8 rather than 2 dollars of the liability to be paid to the Hawaii election campaign fund. In the case of a husband and wife having a tax liability of 16 rather than 4 dollars or more, each spouse may designate that 8 rather than 2 dollars be paid to the fund. -- HB0170 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TIA/ TMG/ then JDC (587-7200)

HB0171 HD1 (HSCR 817)

RELATING TO PUBLIC EMPLOYMENT.

Introduced by: Say C, Luke S, Oshiro M, Suzuki N, Cabrerros B, Morita H, Schatz B, Magaoay M, Lee M, Case E, Hamakawa E, Oshiro B, Nakasone B, Garcia N, Hale H, Yoshinaga T

Amends provision relating to collective bargaining and dispute resolution. Repeals mandatory arbitration proceedings. Amends Act 253, session laws of 2000, establishing that it is lawful for an employee to strike if 60 days have elapsed since the fact finding board has made public its findings and any recommendation. Amends Act 253, session laws of 2000, by repealing provisions relating to resolution of disputes and impasses. -- HB0171 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR then WAM (586-7330)

HB0173 HD2 (HSCR 734)

RELATING TO RENEWABLE ENERGY RESOURCES.

Introduced by: Say C, Luke S, Oshiro M, Arakaki D, Magaoay M, Hamakawa E, Kawakami B, Lee M, Oshiro B, Abinsay F, Chang J, Suzuki N, Garcia N, Hale H, Takai K, Espero W, Kahikina M, Cabrerros B, Morita H, Schatz B, Yoshinaga T, Case E

Requires each qualified electric utility company which sells electricity for consumption to implement a ____ per cent renewables portfolio standard effective January 1, 2003 which shall be increased up to ____ per cent on January 1, 2010. Defines renewables portfolio standard as the percentage of electric power consumed in Hawaii that must be derived from renewable energy. -- Establishes that each qualified electric utility company shall be responsible for ensuring solar electricity production capacity in the utility's service territory by establishing minimum percentages of solar generating capacity. -- Establishes that any renewable energy generator that develops utility scale solar electric energy production shall be entitled to receive twice the kilowatt hours of electricity in renewable energy credits toward fulfilling the renewables portfolio standard requirements. Also establishes that any manufacturer that agrees to build a solar electricity equipment assembly or production plant, where the solar electricity equipment is produced and sold for use in the State, shall be considered to be a renewable energy producer and shall be entitled to receive twice the kilowatt hours of electricity in renewable energy credits toward fulfilling the renewables

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portfolio standard requirements. -- Requires the public utilities commission to establish a program to issue renewable energy credits to renewable energy generators by January 1, 2002. Requires each qualified electric utility company to submit an application to the commission to prove ownership of sufficient renewable energy credits to satisfy the renewable portfolio standard for the previous year. Provides that the sale or exchange of renewable energy credits shall be valid if recorded with the commission within 90 days. Allows the commission to impose administrative penalties and any person to commence civil actions. Annual report to the legislature. -- HB0173 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then CPH (586-7335)

HB0175 HD2 (HSCR 840)

RELATING TO TAXATION.

Introduced by: Say C, Luke S, Oshiro M, Arakaki D, Magaoay M, Schatz B, Cabrerros B, Hamakawa E, Case E, Abinsay F, Kanoho E, Hale H, Chang J, Yonamine N, Suzuki N, Garcia N, Hiraki K, Takai K, Yoshinaga T, Ahu Isa L, Kawakami B, Ito K, Lee M, Espero W, Oshiro B, Saiki S, Kahikina M, Morita H

Provides an income tax credit for the net operating loss incurred by a qualified high technology business for taxable years beginning December 31, 1998, to December 31, 2010 (sunset). -- Provides a technology infrastructure renovation and construction income tax credit for taxable years beginning December 31, 1998, to December 31, 2010 (sunset). -- Provides a technology infrastructure renovation and construction income tax credit for taxable years beginning December 31, 2000, to December 31, 2010 (sunset). -- Provides an income tax for worthless debts of qualified high technology business for taxable years beginning December 31, 2000, to December 31, 2010 (sunset). -- Provides a general excise tax exemption and public utilities tax exemption for the provision of internet access. -- Provides that banks and other financial institutions can claim a credit for the amount of debt of any qualified high technology business deemed to be worthless between July 1, 2001, and December 31, 2010 (sunset). Provides that the income tax credit for research activities shall be operative for the tax for banks and other financial institutions between July 1, 2001, and December 31, 2010 (sunset). -- Provides that the capital goods excise tax shall be operative and may be claimed against the insurance premium tax. Provides that the income tax credit for research activities shall be operative and may be claimed against the insurance premium tax between July 1, 2001, and December 31, 2010 (sunset). -- Provides that section 265 (with respect to expenses and interest relating to tax exempt income) of the Federal Internal Revenue Code shall be operative for income tax purposes but shall not apply to expenses for royalties derived from patents, copyrights, or trade secrets from a qualified high technology business. -- Amends income tax deduction provisions for royalties derived from patents, copyrights, or trade secrets to include the definition of incubator services and repeals qualified high technology research. Redefines qualified research to include sensor and optic technologies, ocean sciences, and astronomy. -- Amends the income tax exemption of stock options from qualified high technology businesses to be an exclusion. -- Amends the income tax credit for research activities to include computer software. -- Amends the high technology business investment income tax credit and the income tax credit for increasing research activities. -- Amends the general excise tax exemption to redefine services to include the use of computer software and hardware, information technology services, and database management. -- Repeals the income tax provisions for the sale of unused net operating loss carryover. -- HB0175 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDT then WAM (586-6450)

HB0176 HD3 (HSCR 756)

RELATING TO PUBLIC SAFETY.

Introduced by: Say C, Luke S, Oshiro M, Schatz B, Magaoay M, Cabrerros B, Arakaki D, Ito K, Espero W, Ahu Isa L, Lee M, Kawakami B, Oshiro B, Yoshinaga T, Saiki S, Kahikina M, Morita H, Abinsay F, Hamakawa E, Kanoho E, Chang J, Yonamine N, Takumi R, Suzuki N, Garcia N, Hiraki K, Hale H, Takai K

Establishes provisions relating to interagency coordination. Requires the department of public safety, Hawaii paroling authority, judiciary, department of health, department of human services, and other related agency, to establish by an interagency cooperative agreement, a coordinating body to oversee the development and implementation of offender substance abuse treatment programs in the State. Requires the department of health to be the lead agency for the program. Requires any agency of the agreement to provide, upon request of another participating agency, all medical, psychological, or mental health records of the offender. -- Establishes provisions relating to probation and parole for non violent drug

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possession offenders. Provides that the court may modify or revoke probation for defendants sentenced to probation as non violent drug offenders. Provides that the Hawaii paroling authority may modify or revoke parole for violations of non violent drug related parole conditions. Prohibits the courts or the Hawaii paroling authority from revoking probation for the 1st violation of a non violent drug related probation condition if the defendant is amenable to drug treatment and the public safety will not be at risk; or if the defendant is not amenable to the drug treatment but is amendable to other available drug treatments and the public safety will not be at risk. -- Establishes provisions relating to exemption from drug court. Provides that any person who is required to be sentenced to probation shall not be placed in drug court unless that person has violated a term of probation. Defines drug court to mean the process by which prosecution is deferred based on stipulated facts and by which the case is dismissed prior to the prosecution with the agreement of the prosecutor if the defendant adequately complies with the supervision of the court. Provides that the non violent drug possession offense shall be expunged from the person's record if the person completes the drug treatment program. -- Amends mandatory assessment of offenders, by replacing offenders with felons and by replacing the word inmate with offender. -- Amends provisions relating to criminal offender treatment funding. Requires the department of public safety, with the assistance of the department of health and the department of the attorney general to pursue all available funding through the federal, state, and local government programs or private sources. -- Provides that the department of health, in conjunction with the department of public safety, the Hawaii paroling authority, and the judiciary, shall conduct an inventory of existing substance abuse treatment programs for criminal offenders and develop a best practice service guide for substance abuse treatment providers. Director of health to report to the legislature. -- Appropriation to the department of public safety. (\$\$) -- HB0176 HD3
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS/ JDC/ then WAM (586-7788)

HB0177 HD1 (HSCR 443)

RELATING TO PRIVATELY-OPERATED CORRECTIONAL FACILITIES.
Introduced by: Say C, Luke S, Oshiro M, Suzuki N, Case E, Magaoay M, Ahu Isa L, Cabreos B, Schatz B, Hamakawa E, Kanoho E, Chang J, Yonamine N, Garcia N, Hiraki K, Yoshinaga T, Kahikina M, Espero W
Establishes provision relating to contracts for the operation of correctional facilities by private entities. Authorizes the governor to enter into and execute contracts with any private entity to operate minimum security correctional facilities at sites selected by the governor within the State. Provides that before entering into any contract with a private entity to operate a minimum security correctional facility, the department of public safety shall determine whether the operation can be implemented by the public sector as cost effectively as the private sector. Requires the director of human resources development to determine if the contracting agency will result in cost savings and at least the same quality of service. Requires the department to publish a request for proposals that shall include a description of the long range correctional needs, objectives, and goals of the department and the State. Prohibits the department to grant a license to a private correctional facility unless the legislature has appropriated funds for the housing of state inmates in private correctional facilities. -- Requires the state procurement office, under the department of accounting and general services, to review each contract prior to execution, upon request by of the legislature. -- Requires the contractor to be responsible for costs incurred by the State or any political subdivision for legal costs relating to escapes, riots or disturbances, or other natural or other human caused events that occur at the facility because of the contractor's negligence, errors, omissions, intentional acts, or failure to comply with the terms of the contract. -- Provides that the private operator of a correctional facility shall be paid a per diem rate for each inmate. -- Requires a citizens oversight committee to be formed for each proposed new public or private correctional facility for consultation during site selection and facility design. -- Provides that nothing in provisions relating to civil service, compensation, and exemption of certain county positions, including the merit principles, the classification systems, or historical past practices, shall be deemed to prevent, restrict, diminish, condition, limit, or otherwise qualify the authority of a department or agency of the state or county to enter into a contract with a private provider. -- HB0177 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG/ LBR/ then JDC then WAM (586-6970)

HB0186

RELATING TO THE PUBLIC LAND TRUST.

HOUSE BILLS WHICH PASSED THIRD READING

Introduced by: Kanoho E
Appropriation to the auditor for the purposes of Act 125, session laws of 2000, relating to the public land trust information system. (\$\$) -- HB0186
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HAW then WAM (586-7344)

HB0187 HD1 (HSCR 726) RELATING TO RECONSTRUCTED VEHICLES.
Introduced by: Hamakawa E
Amends the exemption from the inspection and certification requirement for reconstructed vehicles for any privately owned reconstructed vehicle in a county with a population less than 500,000, to require that the county adopt and provide for the enforcement of ordinances regulating the inspection and certification of reconstructed vehicles. -- HB0187 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then JDC (586-6970)

HB0200 HD1 (HSCR 872) RELATING TO THE STATE BUDGET.
Introduced by: Say C (BR)
General Appropriations Act of 2001 (state budget). Appropriations for general operating and capital improvement funds for the support of state government operations over the 2001 - 2003 fiscal biennium. Authorizes the issuance of general obligation bonds. (\$\$) -- HB0200 HD1
Current Status: Mar=08 01 Passed Third Reading House

HB0201 HD1 SD1 (SSCR 1016) RELATING TO THE PRIVACY OF HEALTH CARE INFORMATION ACT.
Introduced by: Hiraki K
Amends Act 127, session laws of 2000 by repealing provisions relating to disclosure for firearm permit and registration under privacy of health care information law. Repeals Act 87, session laws of 1999, Act 140, session laws of 2000, and Act 1, 2nd special session of 2000, relating to the privacy of health care information. Amends Act 91, session laws of 2000 by repealing provisions relating to subpoena duces tecum for medical records. -- HB0201 SD1
Current Status: Mar=08 01 Passed Second Reading Senate as amended (SD1)
Mar=08 01 Referred to CPH/ JDC/ (586-6740)

HB0202 HD1 (HSCR 672) RELATING TO HEALTH INSURANCE.
Introduced by: Hiraki K (BR)
Amends unfair methods of competition and unfair or deceptive acts or practices for insurance. Requires each entity to make available an electronic system which produces immediate verification of enrollee eligibility under plans offered by those entities. Requires entities to submit quarterly reports to the insurance commissioner to monitor compliance with the law. Defines clean claim to mean a claim which is for a covered health care service provided by an eligible health care provider to a covered person under the contract; the claim has no material defect or impropriety; there is no dispute regarding the amount claimed; and the entity has no reason to believe that the claim was submitted fraudulently. Provides that clean claim shall not include claims for payment of expenses incurred during a time when premiums are delinquent; claims that are submitted fraudulently or based upon material misrepresentations; medicaid and medigap claims; or claims that require a coordination of benefits, subrogation, pre existing condition investigations, or involve 3rd party liability. -- HB0202 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then CPH/ JDC/ (586-7788)

HB0204 HD1 (HSCR 660) RELATING TO PLANNED COMMUNITY ASSOCIATIONS.
Introduced by: Hiraki K
Amends planned community association provisions to require an association to allow the voting of proxies, except when voting for the election of members to its board of directors. Establishes guidelines for the election of the board. -- HB0204 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to CPH (586-6740)

HB0210 HD1 (HSCR 50) RELATING TO AGRICULTURE.
Introduced by: Abinsay F, Magaoay M, Ahu Isa L, Cabrerros B, Takumi R, Suzuki N, Halford

HOUSE BILLS WHICH PASSED THIRD READING

C, Gomes J, Chang J, Davis R

Appropriation to the department of agriculture for agricultural research and development to be performed by the Hawaii agriculture research center. Requires varying amounts of matching funds under specified conditions. (\$\$) -- HB0210 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to AGT then WAM (586-7340)

HB0212 HD2 (HSCR 804)

RELATING TO THE STATE WATER CODE.

Introduced by: Abinsay F, Magaoay M, Morita H, Ahu Isa L, Cabrerros B, Takumi R, Suzuki N, Halford C, Gomes J, Kanoho E, Kawakami B, Chang J, Whalen P, Davis R

Appropriation to the department of agriculture to fund the implementation of the agricultural water use and development plan. This plan is necessary to qualify for federal aid financing or reimbursement. (\$\$) -- HB0212 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to AGT then WAM (586-7340)

HB0213 HD2 (HSCR 813)

RELATING TO AGRICULTURE.

Introduced by: Abinsay F, Magaoay M, Morita H, Ahu Isa L, Cabrerros B, Takumi R, Case E, Suzuki N, Halford C, Gomes J, Kanoho E, Kawakami B, Chang J, Whalen P, Davis R

Amends Act 176, session laws of 1998, as amended by Act 117, session laws of 1999, by extending effective date of changing the members of the board of agribusiness development corporation to July 1, 2005. Amends Act 117, session laws of 1999, by extending the repeal date of provisions relating to the board of directors of the corporation to June 30, 2005. Appropriation to the department of agriculture for various agricultural projects. (\$\$) --

HB0213 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to AGT then WAM (586-7340)

HB0216 HD1 (HSCR 128)

RELATING TO HARBORS.

Introduced by: Kanoho E

Provides that the department of transportation with the approval of the board of land and natural resources may negotiate a lease for the existing fuel storage facility at Nawiliwili harbor without regard to established limitations of the public lands law. -- HB0216 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to TMG (586-6970)

HB0223 HD1 (HSCR 713)

RELATING TO OPTOMETRY.

Introduced by: Takai K, Arakaki D, Suzuki N, Lee M, Espero W, Ito K, Takumi R, Kawakami B, Garcia N, Oshiro M, Oshiro B, Say C, Luke S, Leong B, Hamakawa E, Chang J, Cabrerros B

Amends provision relating to therapeutically certified optometrists by repealing the joint formulary advisory committee. Repeals provisions prohibiting therapeutically certified optometrist from prescribing, dispensing, or administering oral pharmaceutical agents. Changes topically applied pharmaceutical agents to pharmaceutical agents. Prohibits the use of injectable agents by therapeutically certified optometrists. -- HB0223 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then CPH (586-7788)

HB0236 HD1 (HSCR 704)

RELATING TO SEXUAL ASSAULT.

Introduced by: Lee M, Oshiro B, Luke S, Morita H, Oshiro M

Provides that a person commits the offense of sexual assault in the 1st degree if the person knowingly engages in sexual penetration with a minor who is at least 14 years old but less than 16 years old (age of consent). Further provides that a person commits the offense of sexual assault in the 3rd degree if the person knowingly engages in sexual contact with a minor who is at least 14 years old but less than 16 years old or causes the minor to have sexual contact with the person. Requires the person to be an adult who is not less than 5 years older than the minor and is not legally married to the minor. -- HB0236 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then JDC (586-7788)

HB0237 HD2 (HSCR 765)

RELATING TO MANDATED HEALTH COVERAGE REVIEW.

Introduced by: Lee M

Establishes mandated health coverage review law. Establishes the review panel on

HOUSE BILLS WHICH PASSED THIRD READING

mandated health insurance services within the department of commerce and consumer affairs to determine a baseline for assessment of a proposed health insurance service by reviewing the public employees health fund health benefit plans or by employee organization health benefit plans. Also to assess the social and financial impacts of a proposed mandated health insurance service. Requires the review panel to conduct an initial evaluation of the cost of existing mandated health insurance services. Report to the governor and legislature. Annual reports to the governor and legislature. Requires the office of the insurance commissioner to provide staff support to the review panel and to contract for actuarial services and other professional services. Repeals the auditors duty to review proposed mandated health insurance coverage. -- HB0237 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS/ CPH/ then WAM (586-7788)

HB0240 HD1 (HSCR 107)

RELATING TO CHECK CASHING.

Introduced by: Lee M, Takai K, Morita H, Oshiro M, Garcia N
Amends Act 146, session laws of 1999, relating to check cashing, by repealing the June 1, 2001 sunset date. -- HB0240 HD1
Current Status: Feb=13 01 Introduction/Passed First Reading - Senate
Feb=13 01 Single Referral to CPH (586-6740)

HB0249 HD2 (HSCR 737)

RELATING TO HUMAN SERVICES.

Introduced by: Arakaki D, McDermott B, Kahikina M, Takai K, Lee M
Appropriation to the department of human services to provide basic dental services for adults covered by the Medicaid and QUEST medical assistance programs on a fee for service basis. Requires a service cap of 500 dollars to be imposed per enrollee per year. (\$\$) -- HB0249 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then WAM (586-7788)

HB0269 HD1 (HSCR 697)

RELATING TO TOURISM.

Introduced by: Chang J, Hiraki K, Kanoho E, Kahikina M
Establishes the convention center enterprise fund in the state treasury, which shall be used for the payment of any and all debt service relating to the convention center, administrative expenses, any expense arising from any marketing, use, operation, maintenance, or improvement of the convention center. Provides moneys to be deposited into fund. Establishes that the Hawaii tourism authority shall not be subject to laws for competitive bidding for any concession, sponsorship, license agreement, or commercial enterprise. Establishes the convention center facility reserve special fund, into which shall be deposited moneys from the convention center enterprise special fund and appropriations by the legislature. Moneys in the fund shall be used for any future major repair, maintenance, and improvement of the convention center facility as a world class facility for conventions, entertainment, or public events. Provides definition for convention center facility. Amends the board of directors of the Hawaii tourism authority to consist of 12, rather than 10 public, voting members. Repeals requirement for the governor to appoint a public, nonvoting member. Provides that 7, rather than 6 voting members shall constitute a quorum. Authorizes the board to enter into contracts for a period of up to 10, rather than 5 years subject to the availability of funds. Enables the board to set and collect rents, fees, charges, or other payments for the lease, use, occupancy, or disposition of the convention center facility. Authorizes the Hawaii tourism authority to enter into contracts to market, manage, use, operate, or maintain the convention center facility; and support the efforts of other state and county departments and agencies to manage, improve, and protect Hawaii's natural environment and areas frequented by visitors. Provides that 17.3 per cent of the revenues collected under the transient accommodations tax shall be deposited into the convention center enterprise fund, rather than the capital and operations fund. Appropriation to the Hawaii tourism authority to expand Hawaii business tourism, and to invest in Hawaii's natural environment. (\$\$) -- HB0269 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TIA then WAM (586-7200)

HB0271 HD1 (HSCR 661)

RELATING TO MOTOR VEHICLE RENTAL INDUSTRY.

Introduced by: Hiraki K
Amends provisions relating to the motor vehicle rental industry that prohibits direct commission for selling collision damage waivers, rather than

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commission for selling collision damage waivers. Defines direct commission for selling collision damage waivers to mean any compensation, bonus, award, or remuneration, which is calculated by means of a formula, process, evaluation, or other mechanism by which a person is able to calculate the amount of any compensation, bonus, award, or remuneration based directly on the sales of collision damage waivers. -- HB0271 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then CPH (586-6970)

HB0282 HD2 (HSCR 836)

RELATING TO THE STATE COUNCIL ON DEVELOPMENTAL DISABILITIES.

Introduced by: Arakaki D, Takai K

Amends provisions relating to developmental disabilities. Changes the term developmentally disabled to individuals with developmental disabilities and the state planning council on developmental disabilities to the state council on developmental disabilities. Provides that an individual from birth to age 9 who has a substantial developmental delay or specific congenital or acquired condition, may be considered to have developmental disability if the individual, without services and support, has a high probability of meeting developmental disability criteria later in life. Requires the state plan for individuals with developmental disabilities to guide the development and delivery of all services to individuals with developmental disabilities. Repeals annual reports to the governor, the legislature, and all concerned department heads. Periodic reports to the US Secretary of Health and Human Services, rather than to the US Secretary of Health, Education, and Welfare. -- HB0282 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then WAM (586-7788)

HB0284 HD1 (HSCR 489)

RELATING TO HEALTH.

Introduced by: Arakaki D, Takai K, Moses M

Appropriation to the department of health to hire 30 full time registered nurses within the department of health. Requires each nurse to be assigned to a public school complex, except for 1 unassigned nurse who shall provide for vacation and sick leave coverage of the other registered nurses. Provides that these registered nurses shall also be included as part of the department of education's comprehensive student support system. (\$\$) -- HB0284 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then WAM (586-7788)

HB0296 HD1 (HSCR 94)

RELATING TO MEDICAID.

Introduced by: Kahikina M, Arakaki D, Kawakami B

Requires the director of human services to withdraw the proposal to eliminate 1/2 of the DRI index (McGraw Hill inflation component) and the ROE (return on equity), thereby restoring the full DRI index and ROE to the formula for calculating Medicaid payments for the aged, blind, and disabled in the state Medicaid plan; to withdraw the proposal to eliminate rate reconsideration from the state Medicaid plan; and to withdraw the proposal to modify the grandfathered capital component in the state Medicaid plan. Provides that the director shall submit a proposal to the Health Care Financing Administration to amend Hawaii's Medicaid plan to set payments at a level to at least cover the actual costs of quality care offered by those who successfully compete in the economic arena. Further provides that in negotiating future contracts with health plans to provide health care under QUEST, the director shall propose annual inflationary adjustments to the per capita payments based on a factor that is generally accepted nationally. Prohibits the director to allow any item to be removed from the QUEST formulary unless it has been shown to be ineffective. Report to the legislature. Appropriation. (\$\$) -- HB0296 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then WAM (586-7788)

HB0299 HD1 (HSCR 674)

RELATING TO THE CHILD SUPPORT ENFORCEMENT AGENCY.

Introduced by: Luke S, Oshiro M, Morita H, Magaoay M

Establishes provisions relating to applications under the child support enforcement agency. Provides that the application for services provided by the agency shall be completed and returned to the agency no later than the date a court order for support is entered. Further provides that if the application is not completed and returned by that date, the court may make findings in its order as to the party who is responsible for the delay and may fashion an appropriate remedy for the delay. Provides that if the court finds that the party has

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avoided providing the information necessary to complete the form, the court may award monetary sanctions against the party. -- HB0299 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then JDC (586-7788)

HB0301 HD2 (HSCR 858)

RELATING TO PUBLIC DISPLAY.

Introduced by: Hamakawa E

Amends provision relating to importation of aerial common fireworks, special fireworks, or both, for public display. Increases the number of months aerial common fireworks and special fireworks may be imported or stored, for public displays occurring more than once a month, from 6 to 24, provided the storage of such fireworks is in conformity with all applicable laws and regulations. Establishes a license fee for public display companies, including public display companies that import and store fireworks, to be 100 dollars. Repeals the requirement that the firework permit for public display must be obtained not less than 20 days before the date of the display. Further provides that fees for permits shall be in addition to any license fees and shall be 110 dollars per event. -- HB0301 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG/ JDC/ then WAM (586-6970)

HB0321 HD1 (HSCR 667)

RELATING TO CONTROLLED SUBSTANCES.

Introduced by: Hamakawa E

Amends provisions relating to confidentiality and disclosure of information under the uniform controlled substances Act. Authorizes disclosure of investigative information to pharmacists who request prescription information on a customer relating to a violation of this law, and that the information be transmitted by certified mail or a means requiring the pharmacist's signature for delivery. -- HB0321 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then JDC (586-7788)

HB0336

RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNT CONTRIBUTION TAX CREDIT.

Introduced by: Kahikina M, Arakaki D, Lee M

Increases the individual development account contribution income tax credit from 50 per cent to the full amount (100 per cent) of the amount contributed to a fiduciary organization by an individual, organization, or business as matching funds for individual development accounts, beginning after December 31, 2000, and before January 1, 2005 (sunset). -- HB0336

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then WAM (586-7788)

HB0357 HD2 (HSCR 740)

RELATING TO PENSIONERS' SPECIAL COMPENSATION.

Introduced by: Yoshinaga T

Amends provision relating to bonus by changing it to pensioners' special compensation. Establishes that effective July 1, 2001, and each July 1, thereafter special compensation shall be paid to retirants and pensioners aged 70 and older with 20 or more years of service or to their beneficiaries. Provides requirements. Establishes that compensation amounts shall be based upon years of retirement and shall be a cumulative amount including all previous bonuses or special compensation. Sets limits. Provision to be repealed on July 1, ____ (sunset). -- HB0357 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR then WAM (586-7330)

HB0365 HD2 (HSCR 730)

RELATING TO AGRICULTURAL COMMODITY DAMAGE.

Introduced by: Abinsay F, Chang J, Whalen P, Gomes J, Halford C, Magaoay M

Establishes provision relating to crop damage. Provides that any person who willfully or knowingly damages or destroys any crop, including silvicultural crops, or agricultural commodity that is known by the person to be for personal or commercial purposes or for research and development purposes by any private or public research facility, federal, state, or local government agency, or university shall be liable for twice the value of the crop damaged or destroyed. -- HB0365 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to AGT then JDC (586-7340)

HB0369 HD2 (HSCR 864)

RELATING TO RECYCLING.

HOUSE BILLS WHICH PASSED THIRD READING

Introduced by: Morita H

Authorizes the issuance of special purpose revenue bonds to assist Environmental Recycling Technologies, inc., in the planning, design, construction, and operation of a waste to energy facility at Kapolei, Oahu. (\$\$) -- HB0369 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then WAM (586-7335)

HB0382 HD1 (HSCR 548)

RELATING TO PUBLICATION OF NOTICE.

Introduced by: Hamakawa E

Amends publication of notice provision by redefining government agency to mean each department, board, commission, or officer of the State, and not include any of the counties.

-- HB0382 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG/ TIA/ then JDC (586-6970)

HB0384 HD1 (HSCR 666)

RELATING TO THE PENAL CODE.

Introduced by: Hamakawa E

Amends provision relating to use of force by persons with special responsibility for care, discipline, or safety of others. Provides that the actor is a principal, the principal's agent, a teacher, or a person otherwise entrusted with the care or supervision for a special purpose minor, and the actor believes that the force used is necessary to further that special purpose, including maintenance of reasonable discipline in a school, class, other group, or a activities supervised by the department of education held on or off school property and that the use of force is consistent with the welfare of the minor. -- HB0384 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then JDC (586-8585)

HB0390 HD1 (HSCR 670)

RELATING TO HATE CRIMES.

Introduced by: Hamakawa E

Amends provisions relating to extended terms of imprisonment to include a defendant who is a hate crime offender whose imprisonment for an extended term is necessary for the protection of the public. Provides that the court shall not make this finding unless the defendant is convicted of a crime of offense against a person, property, or public order; and the defendant intentionally selected a victim, or in the case of a property crime, the property that was the object of a crime, because of hostility toward the actual or perceived race, color, religion, ancestry, national origin, gender, transgender, sexual orientation, age, or disability of any person. -- HB0390 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to JDC (586-6830)

HB0407 HD1 (HSCR 692)

RELATING TO THE GENERAL EXCISE TAX.

Introduced by: Magaoay M, Luke S, Takumi R, Case E, Ontai G, Ahu Isa L, Arakaki D, Oshiro M, Abinsay F, Suzuki N, Djou C, Davis R, Leong B, Cabrerros B, Chang J, Espero W, Morita H, Hiraki K, Oshiro B, Garcia N, Souki J, Yonamine N

Requires the director of taxation to develop a system to determine when contractors from the US mainland are present in Hawaii to work on federal projects including the starting and anticipated completion dates for these contracts to enforce general excise taxes on these contractors. Requests the US government to provide the information necessary to ascertain the names and work dates of mainland contractors. Allows the director to contract with bonded collection agencies, licensed attorneys, accountants, auditors, or other persons to pursue and collect claims of the State when the mainland contractor who owes delinquent general excise taxes or is subject to other provisions under the tax laws has moved back to the US mainland. -- HB0407 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then WAM (586-6970)

HB0408 HD1 (HSCR 67)

MAKING AN APPROPRIATION TO STUDY THE FEASIBILITY OF ESTABLISHING A TECHNOLOGY-FOCUSED, COMMUNITY-BASED CENTER IN WAIALUA TOWN.

Introduced by: Magaoay M, Cabrerros B, Chang J, Abinsay F, Espero W, Ahu Isa L, Morita H, Hiraki K, Oshiro B, Garcia N, Souki J, Yonamine N, Moses M, Suzuki N, Djou C, Davis R, Leong B

Requires the high technology development corporation to establish a task force made up of representatives of the Waialua community to study the feasibility of establishing a

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technology focused, community based center in Waialua town, to define the needs of the community, and to develop and implement a plan for the center. Report to the legislature. Appropriation. (\$\$) -- HB0408 HD1
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDT then WAM (586-6450)

HB0411 HD2 (HSCR 732)

RELATING TO PRESCRIPTION DRUGS.

Introduced by: Souki J

Provides that any pharmacist, wholesale prescription drug distributor, pharmaceutical company, or physician shall be exempt from civil liability for injuries and damages resulting from their acts or omissions in providing pharmaceuticals and health care supplies to needy persons without remuneration, except for gross negligence or wanton acts or omissions. -- HB0411 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then CPH then JDC (586-7788)

HB0415 HD2 (HSCR 712)

RELATING TO HARBORS.

Introduced by: Souki J

Amends provision relating to small boat harbors. Provides that notwithstanding limitations on commercial permits for Lahaina and Maalaea small boat harbors, vessels engaging in inter island ferry service between the islands of Maui and Molokai shall be afforded preferential consideration for both ferry landings and commercial purposes. -- HB0415 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to TMG (586-6970)

HB0424 HD1 (HSCR 696)

RELATING TO THE INCOME TAX.

Introduced by: Ahu Isa L

Increases the standard deduction for income tax purposes. -- HB0424 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to WAM (586-6460)

HB0429

MAKING AN APPROPRIATION FOR BLINDNESS SKILL TRAINING.

Introduced by: Ahu Isa L, Arakaki D

Appropriation to the department of health and human services to bring in 225,000 dollars in federal funds from the US Department of Education's Rehabilitation Services Administration's Independent Living Services for Older Individuals Who Are Blind grant. (\$\$) -- HB0429

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then WAM (586-7788)

HB0432 HD2 (HSCR 859)

MAKING AN APPROPRIATION FOR THE MILLENNIUM WORKFORCE DEVELOPMENT PROGRAM.

Introduced by: Ahu Isa L

Provides that the millennium workforce development training program shall be placed within the department of business, economic development, and tourism, rather than the department of labor and industrial relations. Appropriation. (\$\$) -- HB0432 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR/ EDT/ then WAM (586-7330)

HB0444 HD1 (HSCR 204)

RELATING TO BURIAL SITES.

Introduced by: Kanoho E, Hale H

Amends provision relating to the historical preservation program and inadvertent discovery of burial sites. Provides that where the department of land and natural resources determines it to be appropriate, the department may execute the mitigation plan for the landowner, permittee, or developer, upon their request, provided that the landowner, permittee, or developer has solicited bids from at least 2 other prequalified archaeological firms qualified to implement the mitigation plan. Allows the department to charge a fee for execution of the mitigation plan. Also provides that justifiable delays resulting from the discovery of burials shall not count against any contractor's completion date agreement. -- HB0444 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HAW/ WLE/ then WAM (586-7344)

HOUSE BILLS WHICH PASSED THIRD READING

- HB0451 HD1 (HSCR 702) RELATING TO LIABILITY.
Introduced by: Takai K
Establishes provisions relating to premises liability; burden of proof. Establishes that any claimant lawfully on the premises shall have the burden of proving any negligence claim against any owner of a retail premises where injury, death, or loss sustained because of a fall due to an unsafe condition or defect existing on the premises. Requires the claimant to prove that the unsafe condition presented an unreasonable risk of harm to the claimant; the owner or occupier of the retail premises either had actual or constructive notice of the unreasonable risk of harm prior to the occurrence which caused the injury, death, or loss; and the owner or occupier of the retail premises failed to exercise reasonable care. -- HB0451 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
 Mar=08 01 Single Referral to JDC (586-6830)
- HB0461 MAKING AN APPROPRIATION FOR THE PARKING PERMIT PROGRAM FOR PERSONS WITH DISABILITIES.
Introduced by: Hiraki K
Appropriation to the counties to administer the parking permit program and issue removable windshield placards to qualified persons with disabilities. (\$\$) -- HB0461
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
 Mar=08 01 Multiple Referral to TIA/ TMG/ then WAM (587-7200)
- HB0462 HD1 (HSCR 189) RELATING TO THE UNIFORM ARBITRATION ACT.
Introduced by: Hiraki K
Establishes the uniform arbitration Act. Provides criteria for the validity of agreement to arbitrate. Requires a person initiating an arbitration proceeding to give notice in a record to the other parties to the agreement to arbitrate in the agreed manner between the parties. Authorizes the court to order consolidation of separate arbitration proceedings as to all or some of the claims. Establishes procedure for appointment of an arbitrator. Provides that an arbitrator or an arbitration organization acting in that capacity is immune from civil liability. Establishes the arbitration process, including witnesses, awards, remedies, jurisdiction, venue, and appeals. Repeals provision relating to arbitration and awards. -- HB0462 HD1
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
 Mar=08 01 Multiple Referral to JDC then WAM (586-6830)
- HB0469 HD2 (HSCR 860) RELATING TO SCHOOL PERSONNEL.
Introduced by: Ito K, Takai K, Garcia N, Ontai G, Bukoski K, Schatz B, Arakaki D, Kahikina M, Hale H
Requires school principals to meet the department's of education certification requirements and shall have served at least 5 years of appropriate school level experience of which at least 3 years have been as a teacher. Provides that vice principals shall meet the department's certification requirements and shall have appropriate school level experience as determined by the department and on a case by case basis, the department may waive the certification requirements and school level experience for vice principal candidates with appropriate administrative experience. -- HB0469 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
 Mar=08 01 Multiple Referral to EDU/ LBR/ then WAM (586-8585)
- HB0472 HD2 (HSCR 861) RELATING TO PUBLIC SCHOOLS.
Introduced by: Ito K, Arakaki D, Kahikina M, Takai K, Schatz B, Abinsay F, Garcia N, Hale H
Established the public private partnership for school maintenance and repair pilot project within the department of accounting and general services to assist in the public private funding of public school repair and maintenance projects. Requires the partnership to serve as an oversight group to work with the department and the department of education. Requires the partnership to develop programs to identify those public schools that are most in need of repair and maintenance and to coordinate its efforts with those of the departments in the prioritization of repair and maintenance projects; assist the departments in implementing school repair and maintenance projects; reduce the bureaucratic or systemic delays in addressing the repair and maintenance needs of public schools; assist the Hawaii 3R's in seeking sources of funding for school repair and maintenance projects, and inform the community about the partnership; and establish a sweat equity program consisting of

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professional and community work hours, materials, and design contributions, local business donations, military participation, and other in kind endowments, that would serve as the basis for restoration projects within geographical regions defined by kindergarten through 12th grade school districts. -- Establishes the Hawaii school repair and maintenance trust fund as a separate fund of Hawaii 3R's, a Hawaii nonprofit organization. Moneys received from the state, county, or federal government, private contributions of cash or other property, and the income and capital gains earned by the trust fund shall constitute its assets. Requires the department to contract with Hawaii 3R's to provide grants to organizations or enter into contracts with private vendors for the repair and maintenance of public schools in Hawaii. -- Requires the Hawaii 3R's to appoint the members of the Hawaii school maintenance and repair advisory board, which shall be responsible for soliciting and otherwise raising funds for the trust fund, establishing criteria for the expenditure of funds, and making recommendations for grants and other specific expenditures. -- Requires state funds appropriated to the trust fund to be matched by private, federal, county, or other contributions. -- Establishes standards for organizations submitting proposals to the Hawaii 3R's. -- Requires the trust fund to be audited annually by an independent auditor and submitted to the department of the attorney general. -- Provides an income tax credit for school repair and maintenance for contributions of in kind services provided for the repair and maintenance of public schools. -- Requires the state comptroller to submit reports to the legislature. Appropriations. (\$\$) -- HB0472 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB0480 HD1 (HSCR 305)

MAKING AN APPROPRIATION FOR BUSINESS SPECIALIST POSITIONS.

Introduced by: Kawakami B, Ito K, Morita H, Hale H, Takamine D, Chang J, Souki J, Kanoho E, Hamakawa E, Nakasone B

Appropriation to the department of education for 3 business specialist positions for the districts of Hawaii, Maui, and Kauai. (\$\$) -- HB0480 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB0487

RELATING TO EDUCATION.

Introduced by: Ito K, Takai K, Schatz B

Changes the report submitted to the legislature and governor on the fiscal accountability of the department of education to provide the fiscal analysis of program and per pupil costs. Also requires that the fiscal analysis of expenditures by the department utilize analytical techniques that include examining trends, deviation from the norm or average, school by school comparison, and costs and benefits. -- HB0487

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB0498 HD1 (HSCR 558)

RELATING TO DOMESTIC VIOLENCE.

Introduced by: Hamakawa E

Amends provisions relating to duties and powers of probation officers. Provides that upon written request, the victim, or the parent or guardian of a minor victim or incapacitated victim of a defendant, who has been placed on probation, may be notified by the defendant's probation officer when the probation officer has any information that relates to the safety and welfare of the victim. Prohibits any probation officer from being subject to civil liability or criminal culpability for any disclosure or non disclosure, if the probation officer acts in good faith and upon reasonable belief. -- HB0498 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to JDC (586-6830)

HB0502 HD2 (HSCR 852)

RELATING TO PROFESSIONAL EMPLOYMENT ORGANIZATIONS.

Introduced by: Kanoho E, Ahu Isa L, Suzuki N, Yoshinaga T

Provides a general excise tax exemption for amounts received by a professional employment organization on behalf of employees hired by a client company -- HB0502 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR then WAM (586-7330)

HB0503 HD2 (HSCR 738)

RELATING TO STATE LEASES.

Introduced by: Kanoho E

Amends provisions for agricultural leases of public lands. Provides that for the purposes

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of renegotiating a lease, a lessee may petition the department of agriculture or the board of land and natural resources, whichever is appropriate, in writing no sooner than 6 months but no more than a year before the expiration of the lease. Establishes criteria for the department and the board to consider in determining whether a lease should be renewed. Requires any lease renewed to be for a period that does not exceed 10 years. Provides that within 15 days following the renewal of a lease, the department and the board shall notify the president of the senate and the speaker of the house of representatives and final consummation of the lease shall be subject to legislative disapproval. Requires the department and the board to give public notice in the county that the leased property is located inviting comments in support or opposition to the lease renewal application. Provides that with regard to any agricultural, aquaculture, mariculture, silviculture, livestock, or pasture lease, the board may without public auction enter into a lease extension or a new lease under provided circumstances. Department of land and natural resources and the department of agriculture shall identify all agricultural leases that expire prior to July 1, 2011, determine the availability of farm lands, ascertain the projected need, determine the availability to meet those needs, and report to the legislature. -- HB0503 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to AGT/ WLE/ then WAM (586-7340)

HB0505 HD1 (HSCR 205)

RELATING TO PUBLIC LANDS.

Introduced by: Kanohe E, Hale H

Amends provision relating to the Ala Wai golf course. Requires any transfer by executive order shall be subject to disapproval by the legislature by 2/3 vote of either the senate or the house of representatives or by the majority vote of both, in any regular or special session next following the date of the transfer. -- HB0505 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TIA then WAM (587-7200)

HB0506 HD1 (HSCR 684)

MAKING AN EMERGENCY APPROPRIATION FOR THE STATE IRRIGATION PROGRAM.

Introduced by: Say C (BR)

Appropriation to the department of agriculture to be deposited into the irrigation system revolving fund for the operation and maintenance of the State's irrigation systems. (\$\$) -- HB0506 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to AGT then WAM (586-7340)

HB0508

RELATING TO IRRIGATION PROJECTS.

Introduced by: Say C (BR)

Amends provision relating to the administration of irrigation projects. Provides that the board shall determine and certify on or before June 30, rather than March 31 of each year the amount of acreage assessments necessary in that fiscal year for the acquisition, construction, operation, and maintenance of irrigation facilities for each project. -- HB0508

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to AGT then WAM (586-7340)

HB0509 HD1 (HSCR 706)

RELATING TO MEASUREMENT STANDARDS.

Introduced by: Say C (BR)

Amends provision relating to secondary standards and equipment. Requires State supplied standards and other equipment to be verified by comparison with the State standards; or upon written authorization of the administrator,, suitable standards of another laboratory that is recognized or accredited by the national institute of standards and technology as capable of providing traceable measurements at the level of accuracy and precision necessary to verify the secondary standards and equipment. -- HB0509 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to AGT then CPH (586-7340)

HB0511 HD1 (HSCR 687)

RELATING TO REMEDIES OF PART VII, CHAPTER 103D, HAWAII REVISED STATUTES.

Introduced by: Say C (BR)

Amends provision relating to authority to resolve protested solicitations and awards. Provides that protests submitted after the date set for the receipt of offers must be accompanied by a protest bond, or the protest bond may be submitted no later than 10 days after the date set for receipt for protest, and shall be made payable to the State. Adds that in the alternative, the equivalent in cash or another form specified may be accepted.

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Provides that the protest bond shall be claimed by the State when the protest process does not sustain the protest in favor of the protestor and the bonds shall be ____ dollars for offers or cost estimates of 50,000 dollars or less; ____ dollars for offers or cost estimates over 50,000 dollars to 500,000 dollars; and ____ dollars for offers or cost estimates over 500,000 dollars. -- Provides that when a protest is sustained and the protestor should have been awarded the contract but is not, then the protestor shall be entitled to the actual costs incurred in connection with the solicitation including protest bond costs. -- HB0511 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then WAM (586-6970)

HB0512 HD1 (HSCR 688)

RELATING TO ANCILLARY FACILITIES FOR THE STATE ART MUSEUM IN THE NO. 1 CAPITOL DISTRICT BUILDING.
Introduced by: Say C (BR)
Amends provision relating to works of art special fund by requiring the fund to be used for the costs related to plans, design, construction, and equipment for improvements for the state art museum in the no. 1 capitol district building for ancillary programs and activities of the state art museum. -- Appropriation out of the works of art special fund to the department of accounting and general services. (\$\$) -- HB0512 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB0513 HD1 (HSCR 291)

RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR.
Introduced by: Say C (BR)
Appropriation for the purpose of satisfying claims for legislative relief to persons, firms, corporations, and entities which have claims against the State due to overpayment of taxes, refunds, reimbursements, payments of judgments or settlements, or other liabilities. (\$\$) -- HB0513 HD1
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to JDC then WAM (586-6830)

HB0514 HD1 (HSCR 370)

RELATING TO DEPUTY ATTORNEYS GENERAL.
Introduced by: Say C (BR)
Amends provision to require the deputy attorney general to perform such duties as the attorney general may require, regardless of the source of funding for their compensation and notwithstanding any law to the contrary, except that the attorney general shall not require the performance of duties that would violate the terms of an applicable funding source or that would be in contravention of a federal requirement, restriction, or condition. -- HB0514 HD1
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then WAM (586-6970)

HB0516 HD1 (HSCR 316)

RELATING TO TOBACCO.
Introduced by: Say C (BR)
Establishes the cigarette tax stamp enforcement special fund to be administered by the department of the attorney general for administrating, operating, monitoring, and ensuring compliance with and enforcement of the cigarette tax stamp; and the cigarette tax stamp administrative special fund to be administered by the department of taxation to provide the stamps and administer the cigarette tax stamp provisions. Exempts the funds from contributing to central service and administrative expenses of the government. Provides that .2 per cent of the value of each stamp sold shall be deposited into the cigarette tax stamp administrative special fund to pay for the costs of providing the stamps and 1.5 per cent of the value of each stamp sold shall be deposited into the cigarette tax stamp enforcement special fund to pay the costs of enforcement. Prohibits any tax stamp to be required to be paid upon cigarettes sold for personal use at sales outlets operated under the armed services of the US. Prohibits the purchase of tax exempt cigarettes for purposes of resale. Appropriation to be deposited into the cigarette tax stamp enforcement special fund and expended by the department of the attorney general and the department of taxation. Appropriation out of the cigarette tax stamp enforcement special fund to further cigarette tax stamp enforcement and to continue to administer the program; expended by the department of the attorney general and the department of taxation. (\$\$) -- HB0516 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS/ JDC/ then WAM (586-7788)

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- HB0518 HD1 (HSCR 571) RELATING TO TOBACCO.
Introduced by: Say C (BR)
Amends the sale of export cigarettes to prohibit the sale of cigarettes with a package that bears a cigarette brand name that is a registered US trademark of a participating manufacturer and the package was imported by anyone other than the participating manufacturer of that brand. Establishes a class B felony if a person knowingly affixes any cigarette tax stamp on any package of cigarettes that are prohibited. -- HB0518 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then JDC (586-6740)
- HB0523 RELATING TO THE UNAUTHORIZED PRACTICE OF LAW.
Introduced by: Say C (BR)
Amends provision relating to unauthorized practice of law prohibited. Repeals authorization of licensing of a corporation to practice law. -- Requires any person in violation of this provision to be guilty of a misdemeanor. -- HB0523
Current Status: Feb=15 01 Introduction/Passed First Reading - Senate
Feb=15 01 Single Referral to JDC (586-6830)
- HB0524 HD1 (HSCR 555) RELATING TO COMPUTER CRIME.
Introduced by: Say C (BR)
Establishes provisions relating to computer fraud in the 1st and 2nd degree, by making them class B and class C felonies respectively; computer damage in the 1st and 2nd degree, by making them class B and class C felonies respectively; use of a computer in the commission of a separate crime, by making it an offense 1 class or grade greater than the offense facilitated; and unauthorized computer access in the 1st, 2nd and 3rd degree, by making them a class B felony, a class C felony, and a misdemeanor respectively. -- Provides that any property used or intended for use in the commission of, attempt to commit, or conspiracy to commit a computer crime, or which facilitated or assisted such activity shall be forfeited. -- Provides that a person who caused, by any means, the access of a computer, computer system, or computer network in 1 jurisdiction from another jurisdiction is deemed to have personally accessed the computer, computer system, or computer network in each jurisdiction. -- Provides that a prosecution for a felony under computer crimes must be commenced within 5 years after it is committed. -- Amends provision relating to extortion to include that a person commits extortion if the person causes damage to a computer, computer system, or computer network. -- Amends definitions of the computer crime law by redefining access, computer, computer equipment, computer network, computer program, computer services, computer system, data, and property; establishing definitions for damage, obtain information, rule of court, and statute; and by omitting definitions for disruption and injury. -- Establishes a temporary advisory commission on the computer crimes law within the department of the attorney general. Requires the commission to form a working commission to review the implementation of this Act and determine whether it allows the comprehensive prosecution of computer crimes without inhibiting legitimate computer activities. -- HB0524 HD1
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then JDC (586-6740)
- HB0526 HD1 (HSCR 253) RELATING TO CHILD SUPPORT ENFORCEMENT.
Introduced by: Say C (BR)
Amends provision relating to liens. Provides that upon the establishment of the public assistance debt, a lien shall arise on the obligor's real and personal property and the property shall be subject to foreclosure, distraint, seizure and sale, or notice to withhold and deliver. Provides that every order or judgment regarding child support or public assistance debt filed in judicial proceedings shall be recorded in the bureau of conveyances. -- Provides that a recorded order or judgment regarding child support or public assistance debt becomes effective and takes priority from the time it is recorded or the time the child support obligation becomes delinquent, whichever is later. Adds that a statutory lien shall take priority over any unrecorded lien whenever acquired, except tax liens previously acquired. -- Provides criteria for a lien to be enforceable by the child support enforcement agency. Adds that upon service of a notice of child support lien, the individual or entity served shall withhold the amount of the lien from the proceeds of any estate, judgment, settlement, compromise, vacation or holiday pay, or other benefits due the obligor and deliver the funds to the child support enforcement agency. Provides that a notice of child support lien shall remain in effect until satisfied, extinguished or released. -- Requires any person or entity

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failing to satisfy a child support lien although able to do so, shall be personally liable to the child support enforcement agency or the obligee for the full amount of all sums required to be withheld and delivered. -- Requires the information provided by the financial institution, in accordance with the financial institution data match system provision, to include the name and last known address of all account holders of any account reported. -- Provides that in any proceeding to establish a child support order, in cases where the agency is not yet enforcing an order of support for the subject child, service of the notice shall be by personal service or certified mail, return receipt requested. -- Further provides that in any child support enforcement proceedings already being enforced by the agency, notice and service of process shall be satisfied upon delivery of the written notice to the most recent residential or employer address. Adds that proceedings for review shall be instituted in the family court of the circuit where the final decision and order was filed. -- HB0526 HD1
Current Status: Mar=01 01 Introduction/Passed First Reading - Senate
Mar=01 01 Single Referral to JDC (586-6830)

HB0527 HD1 (HSCR 108)

RELATING TO INTERSTATE FAMILY SUPPORT.

Introduced by: Say C (BR)

Amends provisions relating to the uniform interstate family support Act. Provides that the definition of registering tribunal shall mean a tribunal of the State in which a support order is registered. Adds that service of the notice of a hearing regarding the validity or enforcement of the registered order, shall be satisfied by regular mail to the party's last known address. -- HB0527 HD1

Current Status: Feb=13 01 Introduction/Passed First Reading - Senate
Feb=13 01 Multiple Referral to HHS then JDC (586-7788)

HB0531

RELATING TO NONCONSENSUAL COMMON LAW LIENS.

Introduced by: Say C (BR)

Amends provisions relating to liens against public officers and employees by changing it to requirement of certified court order. Prohibits any claim or lien against a private party in interest unless accompanied by a certified order from a state or federal court of competent jurisdiction authorizing the filing of such lien. -- Amends provision relating to filing a notice of invalid lien. Provides that if a claim of lien not in conformity with nonconsensual common law liens has been accepted for filing, the registrar shall accept for filing a notice of invalid lien signed and submitted by the party in interest. -- HB0531

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then JDC (586-7335)

HB0532 HD2 (HSCR 739)

A BILL FOR AN ACT RELATING TO THE PREVENTION OF THE FILING OF FRIVOLOUS FINANCING STATEMENTS.

Introduced by: Say C (BR)

Amends provisions relating to secured transactions. Requires a financing statement to be authenticated by the debtor, if the financing statement is an initial financial statement. -- HB0532 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then CPH (586-7335)

HB0533 HD2 (HSCR 867)

RELATING TO ANTITRUST.

Introduced by: Say C (BR)

Establishes the antitrust trust fund to be administered by the department of the attorney general, and to be used for expenditures relating to the enforcement of antitrust laws. Provides that 10 per cent of any antitrust judgment or settlement received by the State; and appropriations made by the legislature to the fund, to be deposited into the fund. Sets exceptions. Department of the attorney general to submit a report to the legislature. Requires that the department shall deposit not more than 150,000 dollars for fiscal year 2000 - 2001 to the credit of the trust fund. -- HB0533 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to JDC then WAM (586-6830)

HB0534

RELATING TO FUNCTIONAL PLANS.

Introduced by: Say C (BR)

Establishes that functional plans shall be prepared and revised in accordance with guidelines developed by the office of planning rather than the department of budget and finance. -- HB0534

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Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then WAM (586-7335)

HB0538 HD2 (HSCR 774)

RELATING TO COASTAL ZONE MANAGEMENT.

Introduced by: Say C (BR)

Amends provisions relating to land use. Provides that the objective for marine resources is to promote the protection, use, and development of marine and coastal resources to assure their sustainability. Includes among the policies for coastal ecosystems, to exercise an overall conservation ethic, and practice stewardship in the protection, use, and development of marine and coastal resources and to maintain and enhance water quality through the development and implementation of point and nonpoint source water pollution control measures. Establishes as the policies for public participation, to promote public involvement in coastal zone management process, and minimize interference with natural shoreline processes. Establishes that the lead agency shall maintain a public advisory body to identify coastal management problems and to provide policy advice and assistance to the lead agency. Provides that the public advisory body rather than the marine and coastal zone management advisory group shall provide advice to the lead agency and shall evaluate the state coastal management program; advocate for the program to the public and the executive and legislative branches of government; and advocate, provide for, and act upon citizen input. Redefines special management area use permit to mean an action by the authority authorizing development the valuation of which exceeds 150,000 dollars, rather than 125,000 dollars. Requires public notice of pending special management area minor permits to be published in the periodic bulletin of the office of environmental quality control. Establishes penalties. -- HB0538 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then JDC (586-7335)

HB0539 HD1 (HSCR 345)

RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII.

Introduced by: Say C (BR)

Allows the housing and community development corporation of Hawaii to establish a resident advisory board which shall be comprised of federal public housing residents or section 8 tenant based housing assistance recipients, to assist and make recommendations to the corporation regarding the development of the public housing agency plan and significant amendments to it. Provides board nomination procedure and requirements. -- HB0539 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then WAM (586-6740)

HB0540 HD1 (HSCR 95)

RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII.

Introduced by: Say C (BR)

Amends provision relating to the housing and community development corporation. Requires that at least 1 of the public members of the board be a person who is directly assisted by the corporation under the federal low rent public housing or federal section 8 tenant based housing assistance payments program while serving on the board. -- HB0540 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then WAM (586-6740)

HB0542 HD1 (HSCR 865)

RELATING TO THE FEE SIMPLE RESIDENTIAL REVOLVING FUND.

Introduced by: Say C (BR)

Amends provision relating to deposits by lessees. Provides that all interests earned on deposits submitted by lessees shall accrue to the lessees. -- Amends provision relating to fee simple residential revolving fund. Provides that moneys collected to reimburse the corporation from the lessees for their pro rata share of the direct costs incurred by the corporation shall be deposited into the revolving fund, which shall be used for necessary expenses, including indirect costs of the corporation. -- HB0542 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
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HB0543

RELATING TO HOMELESS PROGRAMS.

Introduced by: Say C (BR)

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Provides that the housing and community development corporation shall require any provider agency which dispensed shelter or assistance for any homeless facility or any other program for the homeless to submit to the corporation an annual financial audit and report conducted by a certified public accounting firm on the funds received from state homeless programs contract. Repeals the requirement that copies of the audit shall be submitted to the director of finance, the president of the senate, and the speaker of the house of representatives. -- HB0543

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then CPH (586-7788)

HB0544 HD1 (HSCR 847)

RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII.

Introduced by: Say C (BR)

Amends provision relating to the housing and community development corporation. Establishes that for a period of 3 rather than 10 years after the purchase, if the purchaser wishes to transfer title to the real property, the corporation shall have the 1st option to purchase the real property with price restrictions. -- HB0544 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then WAM (586-6740)

HB0545

RELATING TO THE RENTAL HOUSING TRUST FUND.

Introduced by: Say C (BR)

Appropriation to the housing and community development corporation of Hawaii to carry out the purposes of the rental housing trust fund. (\$\$) -- HB0545

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then WAM (586-6740)

HB0546

RELATING TO THE DOWNPAYMENT LOAN PROGRAM.

Introduced by: Say C (BR)

Amends provision relating to the qualifications for downpayment loan. Provides that to be qualified a person must physically reside in the residential property to be purchased from the execution of the downpayment loan; the readiness for occupancy of the home, or the completion of the home to the end of the term of the downpayment loan; and must provide a portion of the downpayment which shall be equal to at least 3 per cent of the sales price, or in the case of an owner builder, the provision of sweat equity equal to 3 per cent of the sales price. -- HB0546

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then WAM (586-6740)

HB0549 HD1 (HSCR 462)

RELATING TO STATE ENTERPRISE ZONES.

Introduced by: Say C (BR)

Amends provision relating to general excise tax exemptions to provide a general excise tax exemption businesses engaging in production of electric power from wind energy for sale to a public utility company for resale to the public. Repeals use tax. -- HB0549 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDT/ WLE/ then WAM (586-6450)

HB0550

RELATING TO THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII.

Introduced by: Say C (BR)

Establishes that the housing and community development corporation of Hawaii is authorized to establish the affordable housing requirements for the undeveloped parcels in the villages of Kapolei, Oahu; villages of Leialii (Leialii), Maui; and villages of La'iohua (Laiopua), Hawaii in coordination with the respective counties. -- HB0550

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to CPH (586-6740)

HB0551 HD1 (HSCR 835)

RELATING TO TECHNOLOGY.

Introduced by: Say C (BR)

Provides that the board of directors of the high technology development corporation, the Hawaii strategic development corporation, and the natural energy laboratory of Hawaii shall each be governed by a board of trustees comprised of 13, rather than 11 voting members. Establishes that the special advisor for technology development shall serve as an ex officio

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voting member of each of the boards. -- HB0551 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDT then WAM (586-6450)

HB0554 HD2 (HSCR 819)

RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.

Introduced by: Say C (BR)

Establishes powers of the Hawaii community development authority to enter into a special facility lease, issue special facility revenue bonds, and issue refunding special facility revenue bonds, with the approval of the governor. Authorizes the development authority to construct any special facility on land owned by the State. Sets restrictions on special facility leases and revenue bonds. Authorizes the issuance of special facility revenue bonds for the construction of an ocean science center in Kakaako. Establishes that the development authority is authorized to make grants for the projects in the Kakaako community development district. Establishes conditions for grants. Authorizes the issuance of refunding special facility revenue bonds to refund the special facility revenue bonds authorized for the ocean science center in Kakaako. (\$\$) -- HB0554 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE/ EDT/ then WAM (586-7335)

HB0557 HD2 (HSCR 757)

AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE BERNICE PAUAHI BISHOP MUSEUM, OAHU.

Introduced by: Say C (BR)

Authorizes the issuance of general obligation bonds for appropriation for capital improvement projects to the Hawaii community development authority for the Bernice Pauahi bishop museum science learning center. (\$\$) -- HB0557 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB0562 HD2 (HSCR 741)

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Say C (BR)

Amends provisions relating to the employees' deferred compensation program. Provides that the authority to establish the plan is vested in the board of trustees of the employees' retirement system of the state of Hawaii rather than the department of human resources development. Amends Act 253, session laws of 2000. Repeals provisions relating to composition of the board of trustees, appointment and terms, compensation, and legal advisors. Requires all records made, used, acquired, or held by the department of human resources development relating to the functions transferred to the employees' retirement system shall be transferred with the functions to which they relate. -- HB0562 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR/ TMG/ then WAM (586-7330)

HB0563

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Say C (BR)

Amends provisions relating to the employees' retirement system. Requires that any retirant who received the special retirement incentive benefit, and is reemployed by the State or a county in any capacity shall have the retirant's retirement allowance suspended; forfeit the special retirement incentive benefit and related benefits and be subject to age and service requirements when the member again retires. -- HB0563

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR then WAM (586-7330)

HB0564 HD2 (HSCR 742)

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Say C (BR)

Changes eligibility for retirement allowance to service retirement. Repeals the term normal in regards to retirement and retirement allowance. Provides that if a member has at least 25 years of credited service as a sewer worker or as a water safety officer of which the last 5 or more years prior to retirement is credited in such a capacity, then the sewer worker or water safety officer shall be eligible to receive a retirement benefit unreduced for age after the member has terminated service. Adds that a member who has 20 years of credited service and has attained age 55 shall be eligible to receive early retirement allowance reduced for age after the member has terminated service. -- Provides that upon retirement from service, a member shall receive a retirement allowance if the person has met the eligibility retirement requirements; a maximum retirement allowance of 1 1/4 per cent of the

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average final compensation multiplied by the number of years of credited service; or if the member has met the requirement, an early retirement allowance equal to the maximum retirement allowance reduced by 1/2 per cent for each month the member is less than age 62 at retirement. -- Provides that in lieu of the maximum retirement allowance, a member may elect to receive the member's retirement allowance, which shall be actuarially equivalent to the maximum retirement allowance. -- Provides that a member who is determined to be permanently incapacitated for the further performance of duty and eligible to receive an ordinary disability retirement allowance, or a member who would be eligible to receive service connected disability retirement allowance, shall receive a maximum retirement allowance of 1 1/4 per cent of the average final compensation multiplied by the number of years of credited service. -- HB0564 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR then WAM (586-7330)

HB0565 HD1 (HSCR 743)

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Say C (BR)

Establishes that any retiree or beneficiary whose benefit commences after June 30, 2001 shall designate a financial institution account into which the system shall be authorized to deposit their semimonthly retirement benefit. Provides that the method of payment may be waived if another method is determined by the system to be more appropriate. -- HB0565 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR then WAM (586-7330)

HB0567

RELATING TO UNCLAIMED PROPERTY.

Introduced by: Say C (BR)

Amends provision relating to escheat process in regards to unclaimed property. Provides that any property in custody of the State, including unclaimed property shall escheat to the State, except sums payable on unpaid debt service payments on Hawaii state and county bonds. -- HB0567

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to WAM (586-6460)

HB0568 HD2 (HSCR 844)

RELATING TO PUBLIC EMPLOYEE HEALTH BENEFITS.

Introduced by: Say C (BR)

Establishes Hawaii employer union health benefit trust fund within the department of budget and finance to provide employee beneficiaries and dependent beneficiaries with a health benefit plan, a long term care, and for expenses of the fund. Provides the board of trustees shall be appointed by the governor. Requires the board of trustees of the employer union health benefit trust to administer the fund and to determine the health benefits plan. Authorizes the board to provide benefits under the group life benefit program or group life insurance program; determine the long term care benefits plan; and contract with a carrier or a 3rd party administrator. Establishes health benefits for part time, temporary, and seasonal or casual employees. Exempts from the Hawaii public procurement code provision the procurement of a carrier or 3rd party administrator for all benefit plan. Requires the board to establish and adopt eligibility requirements to determine for employee, dependent, employee beneficiary, dependent beneficiary, or qualified beneficiary, respectively. Requires the board to make available information plans, establish conditions for enrollment to each employee beneficiary, and establish a supplemental plan to federal medicare. Provides that the State through the department of budget and finance and the several counties through their respective departments of finance shall to pay to the fund a monthly contribution equal to the amount established under excluded employees provision or specified in the applicable public sector collective bargaining agreements. Establishes monthly employer contributions for retirees. Repeals the public employees health fund provision. Transfers all appropriations, assets, including funds to be refunded to employees and any funds in benefits plans, and other personal property heretofore made, used, acquired, or held by the public employees health fund to the Hawaii employer union health benefit trust, effective July 1, 2003. Authorizes the board to extend current health benefit and life insurance plan contracts through June 30, 2003. Appropriation to the department of budget and finance. (\$\$) -- HB0568 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR then WAM (586-7330)

HOUSE BILLS WHICH PASSED THIRD READING

- HB0569 HD1 (HSCR 685) MAKING AN EMERGENCY APPROPRIATION FOR HEALTH FUND PREMIUMS.
Introduced by: Say C (BR)
Appropriation to the department of budget and finance for the payment of health fund premiums under the department. (\$\$) -- HB0569 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
 Mar=08 01 Multiple Referral to HHS then WAM (586-7788)
- HB0571 RELATING TO THE SHORT-TERM INVESTMENT OF STATE MONEYS.
Introduced by: Say C (BR)
Amends provision relating to the management of State funds. Provides that the director of finance may invest moneys of the State in securities of a money market mutual fund that is rated AAA, or its equivalent, by a nationally recognized rating agency or whose portfolio consists of securities that are rated as 1st tier securities by a nationally recognized statistical rating organization. Further provides that the director may invest in securities of a mutual fund whose portfolio is limited to bonds or securities issued or guaranteed by the US or an agency thereof or repurchase agreements fully collateralized by any such bonds or securities. -- HB0571
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
 Mar=08 01 Single Referral to WAM (586-6460)
- HB0572 HD2 (HSCR 809) RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND.
Introduced by: Say C (BR)
Amends provisions relating to the public employees health fund providing that any rate credit or reimbursement from any carrier of self insured plan or long term care benefits plan costs, and for other expenses authorized by the legislature or any earnings or interest derived therefrom as authorized by the board, may be returned to identifiable employee beneficiaries, who participated in ascertainable years to create the rate credit or reimbursement, or to any other employee beneficiaries; or used to reduce the employee beneficiary's respective share of monthly contributions to a health benefits plan; provided that the amount was derived from employee beneficiary rate contributions to health benefit plans of employee beneficiaries who are not participating in a health benefits plan of an employee organization, or interest derived therefrom. Appropriation out of the Hawaii public employees health fund trust fund to the department of budget and finance. (\$\$) -- HB0572 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
 Mar=08 01 Multiple Referral to LBR then WAM (586-7330)
- HB0573 HD1 (HSCR 689) RELATING TO THE REPEAL OF OUTSTANDING AUTHORIZED BUT UNISSUED SPECIAL PURPOSE REVENUE BONDS.
Introduced by: Say C (BR)
Repeals Acts relating to outstanding authorized but unissued special purpose revenue bonds. Repeals Act 109, session laws of 1983, Act 300, session laws of 1983, as amended, Act 145, session laws of 1984, as amended by Act 3, session laws of 1987, Act 96, session laws of 1985, Act 147, session laws of 1986, Act 190, session laws of 1986, Act 227, session laws of 1986, Act 263, session laws of 1987, Act 304, session laws of 1987, Act 142, session laws of 1988, as amended, Act 224, session laws of 1988, Act 273, session laws of 1988, Act 297, session laws of 1988, Act 299, session laws of 1988, and Act 239, session laws of 1991. -- HB0573 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
 Mar=08 01 Single Referral to WAM (586-6460)
- HB0574 RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS.
Introduced by: Say C (BR)
Amends provisions relating to special purpose revenue bonds. Provides that no authorization shall be made for a period exceeding 3 years of its enactment, and any such special purpose revenue bond authorization, which has not been issued at the close of the fiscal year for the period for which the authorization is made, shall lapse. -- HB0574
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
 Mar=08 01 Single Referral to WAM (586-6460)
- HB0575 HD2 (HSCR 744) PROPOSING AMENDMENTS TO ARTICLE VII OF THE HAWAII CONSTITUTION REGARDING AN EMERGENCY AND BUDGET RESERVE FUND.
Introduced by: Say C (BR)

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Proposes to amend the constitution to establish an emergency and budget reserve fund (rainy day fund) to receive moneys set aside as financial reserves for the State. Prohibits expenditures from the fund unless authorized by the enactment of legislation approved by a 2/3 vote of the members of each house of the legislature. Requires the general fund expenditure ceiling to also apply to expenditures authorized from the emergency and budget reserve fund. -- HB0575 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to JDC then WAM (586-6830)

HB0576 HD2 (HSCR 745)

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Say C (BR)

Amends provision relating to determination of employer normal cost and accrued liability contributions by changing the years for actuarial valuations to be based on an 8 per cent investment yield rate, including assumed salary increases of ___ per cent. Repeals actuarial valuation to be based on variable salary growth assumption rate. -- HB0576 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR then WAM (586-7330)

HB0583 HD1 (HSCR 315)

RELATING TO THE CODE OF FINANCIAL INSTITUTIONS.

Introduced by: Say C (BR)

Amends the code of financial institutions. Allows an applicant to be approved by the commissioner of financial institutions without investigation, notice, comment, or hearing if the commissioner determines it to be an emergency arising from the insolvency of an existing institution or to prevent the failure of an existing institution. -- Authorizes the commissioner to summon persons and subpoena witnesses, compel their attendance, administer oaths and examine any person under oath, and require the production of books, papers, documents, or objects that the commissioner deems relevant or material to the inquiry. -- Authorizes the commissioner to order the removal of any institution affiliated party from office or employment with a Hawaii financial institution and prohibit the party's affiliation or participation in the affairs of such institution if the commissioner determines that the party has been charged in any information, indictment, or complaint authorized by a US attorney, state attorney general, or similar legal officer, in a crime involving dishonesty or breach of trust, and continued service by the party may pose a threat to the interest of the institution's depositors or may threaten to impair public confidence in the institution. -- Allows the commissioner to revoke or suspend any charter or license if the commissioner finds that the Hawaii financial institution has violated or is violating laws, rules, or regulations, or has committed or is committing an unsafe or unsound practice. -- Requires the commissioner's written approval for relocation of a foreign bank's Hawaii office. -- HB0583 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then WAM (586-6740)

HB0584 HD2 (HSCR 856)

RELATING TO ESCROW DEPOSITORIES.

Introduced by: Say C (BR)

Amends provisions relating to escrow depositories. Provides that any material contained in any application or record shall be made available to the public unless that information may be withheld from public disclosure by the commissioner of financial institutions under the uniform information practices law. Requires an escrow depository to give the commissioner at least 30 days prior notice of its intent to close any branch office and thereafter surrender the license for that location. Allows a solvent escrow depository whose capital is not impaired and which has not received a notice of charges and proposed suspension or revocation order to cease its business and surrender its license. Provides criteria. -- Establishes fees for licensed escrow depositories for an application for approval to establish or relocate a branch office, or to cease business as an escrow depository. -- Establishes other fees including examination fees and fees for the examination or investigation of any escrow depository. -- HB0584 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then WAM (586-6740)

HB0585 HD1 (HSCR 563)

RELATING TO REAL ESTATE BROKERS.

Introduced by: Say C (BR)

Amends provision relating to real estate brokers and salespersons. Adds prerequisites for examination that an individual has experience as a full time state licensed real estate

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salesperson associated with a Hawaii based real estate broker for at least 3 years of the 5 year period immediately prior to the submission of the experience certification application and has practical real estate salesperson experience. -- Repeals the requirement that condominium hotel operators obtain a license as a real estate broker. Requires the hotel operator to receive the real estate commission's approval prior to conducting condominium hotel activity. Establishes that registration and fidelity bond requirements of condominium hotel operators shall not apply to active real estate brokers. -- HB0585 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to CPH (586-6740)

HB0586 HD1 (HSCR 191) RELATING TO THE CONVERSION OF PROFESSIONAL AND VOCATIONAL LICENSES.
Introduced by: Say C (BR)
Establishes that a licensee who has converted its form of business entity and desires to continue engaging in a profession or vocation in its new form of business entity shall file an application for conversion of a license and continue to meet licensing requirements. -- HB0586 HD1
Current Status: Feb=15 01 Introduction/Passed First Reading - Senate
Feb=15 01 Single Referral to CPH (586-6740)

HB0587 HD1 (HSCR 254) RELATING TO MORTGAGE BROKER LICENSING.
Introduced by: Say C (BR)
Decreases the bond amount a licensed mortgage broker must deposit with the mortgage commissioner prior to doing business, from 50,000 dollars to 15,000 dollars. -- Changes the mortgage broker or mortgage solicitor fee to be paid every 2 years, rather than every year. -- Requires the officer or member of the mortgage broker business to have 2 years experience in financial transaction involving primary or subordinate mortgage financing, or equivalent experience as determined by the commissioner. -- Repeals the maximum period of 2 years which the commissioner may suspend a license. -- HB0587 HD1
Current Status: Mar=01 01 Introduction/Passed First Reading - Senate
Mar=01 01 Single Referral to CPH (586-6740)

HB0588 HD1 (HSCR 255) RELATING TO RENEWAL REQUIREMENTS OF THE BOARD OF MEDICAL EXAMINERS.
Introduced by: Say C (BR)
Requires a physician or surgeon to meet the category 1 continuing medical education requirements by obtaining credit hours accredited by the American Medical Association or in other approved category 1 education as provided in the board of medical examiner's rules. Authorizes the board to conduct random audits of physicians, surgeons, and podiatrists to determine compliance of continuing education requirements. -- HB0588 HD1
Current Status: Mar=01 01 Introduction/Passed First Reading - Senate
Mar=01 01 Multiple Referral to HHS then CPH (586-7788)

HB0589 HD1 (HSCR 564) RELATING TO ARCHITECTS.
Introduced by: Say C (BR)
Prohibits any person to be eligible for licensure as a professional architect unless the person is the holder of an unexpired license in architecture, the person meets the requirements and the rules of the board of professional engineers, architects, surveyors, and landscape architects, and the person is a holder of a bachelor's, master's, or higher degree in architecture from an approved school or college. -- HB0589 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to CPH (586-6740)

HB0590 HD1 (HSCR 565) RELATING TO INSURANCE.
Introduced by: Say C (BR)
Amends certificate of authority issued by the insurance commissioner to a mutual benefit society or a health maintenance organization (HMOs) by adding the requirement that they maintain a minimum net worth of 3 times the average of monthly net claims incurred during the past calendar year. -- HB0590 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to CPH (586-6740)

HB0592 HD1 (HSCR 701) RELATING TO PRODUCER LICENSING.
Introduced by: Say C (BR)
Establishes the producer licensing law which governs the qualification and procedures for

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the licensing of insurance producers. Prohibits a person to sell, solicit, or negotiate insurance for an class or classes of insurance unless the person is licensed for that line of authority by the insurance commissioner. -- HB0592 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then JDC (586-6740)

HB0593 HD1 (HSCR 566)

RELATING TO INSURANCE.
Introduced by: Say C (BR)
Amends approval requirement by the insurance commissioner to be effective except as provided otherwise. Amends replacement of life insurance policies and annuities by clarifying documentation and application requirements of producers (agents, solicitors, insurance brokers). -- HB0593 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to CPH (586-6740)

HB0594 HD2 (HSCR 830)

RELATING TO CONTINUING EDUCATION COURSES AND COURSE PROVIDERS FOR INSURANCE LICENSEES.
Introduced by: Say C (BR)
Establishes an issuance of course provider certificate and an issuance of continuing education course certificate fee, payable to the insurance commissioner. Also establishes fees for services of the department of commerce and consumer affairs for the courses. Requires the course provider to be approved by the insurance commissioner. Requires the course provider to submit course completion information electronically. -- HB0594 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then WAM (586-6740)

HB0595 HD1 (HSCR 567)

RELATING TO INSURANCE.
Introduced by: Say C (BR)
Requires managing general agents for insurers and reinsurance intermediary managers for insurers to furnish bonds and maintain an errors and omissions policy. -- HB0595 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to CPH (586-6740)

HB0596 HD2 (HSCR 810)

RELATING TO THE HAWAII HURRICANE RELIEF FUND.
Introduced by: Say C (BR)
Provides that the hurricane relief fund can exempt mortgage transactions from payments of the special mortgage recording fee and provide for maximum limits on, uniform reduction of, suspension of, or reactivation of the special mortgage recording fee. -- Amends Act 339, session laws of 1993, as amended by Act 17, special session laws of 1995, as amended by Act 222, session laws of 1997, as amended by Act 151, session laws of 1999, to extend the authorization for the issuance of reimbursable general obligation bonds for the Hawaii hurricane relief fund and for the hurricane reserve trust fund for the fiscal years 2000 - 2001 and 2001 - 2002. -- HB0596 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then WAM (586-6740)

HB0597

RELATING TO TRAVEL SERVICES.
Introduced by: Say C (BR)
Amends provisions relating to travel agencies. Establishes provisions authorizing the director of commerce and consumer affairs to deny registration. Requires a travel agency or charter tour operator to maintain books and records for client trust accounts. Establishes prohibited acts of travel agencies and charter tour operators. -- HB0597
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then JDC (586-6740)

HB0598 HD1 (HSCR 256)

RELATING TO CONSUMER PROTECTIONS FOR DEPOSITORY INSTITUTION SALES OF INSURANCE.
Introduced by: Say C (BR)
Amends provision relating to requirements of banks engaging in insurance activities. Authorizes a bank to engage in insurance sales through an independent insurance agent or agency under contract, or insurance sales either directly in any division of the bank or through a subsidiary of the bank, subject to insurance code. Repeals further requirements. -- HB0598 HD1

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Current Status: Mar=01 01 Introduction/Passed First Reading - Senate
Mar=01 01 Single Referral to CPH (586-6740)

HB0599 HD1 (HSCR 540)

RELATING TO NONPROFIT CORPORATIONS.

Introduced by: Say C (BR)

Repeals and replaces the nonprofit corporation Act. -- HB0599 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then JDC (586-6740)

HB0600 HD1 (HSCR 340)

RELATING TO BUSINESS REGISTRATION.

Introduced by: Say C (BR)

Repeals provisions relating to control share acquisition and establishes the control share acquisition Act. Changes the Hawaii revised business corporation Act to the Hawaii business corporation Act. Redefines entity to include domestic and foreign corporations, domestic professional corporation, domestic and foreign limited liability companies, domestic and foreign not for profit corporations, business trusts, estates, domestic and foreign partnerships, domestic and foreign limited partnerships, domestic and foreign limited liability partnerships, trusts, and federal and foreign governments. -- HB0600 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then JDC (586-6740)

HB0601 HD1 (HSCR 572)

RELATING TO TRADEMARKS.

Introduced by: Say C (BR)

Establishes provisions relating to trademarks and service marks. Provides procedure for trademark registration and restrictions on material which are acceptable for trademark. Penalizes fraudulent registration, infringement, and injury to business reputation. Sets application fee to register a mark at 50 dollars. Provides definitions. -- HB0601 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then JDC (586-6740)

HB0602 HD1 (HSCR 573)

RELATING TO THE UNIFORM SECURITIES ACT.

Introduced by: Say C (BR)

Amends provisions relating to the uniform securities Act. Provides as an exempt transaction any transaction pursuant to an offer to sell securities of an issuer, if the transaction is part of an issue which, there are no more than 25 offerees, wherever located, during any 12 consecutive months; if the issuer reasonably believes that all purchasers, wherever located, are purchasing for investment; if no commission, discount, or other remuneration is paid or given, to a person, other than a dealer or agent, for soliciting a prospective purchaser in this State; and if the securities of the issuer are not offered or sold by general solicitation or any general advertisement. Permits the electronic filing of forms through the central registration depository or the investment adviser registration depository of the national association of securities dealers. Provides that with the registrations of investment advisers, salespersons, and investment adviser representatives, the commissioner of securities may require additional information regarding the applicant's history, record, and association. -- HB0602 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then JDC (586-6740)

HB0603 HD2 (HSCR 822)

RELATING TO LIMITED LIABILITY PARTNERSHIPS.

Introduced by: Say C (BR)

Amends provisions relating to limited liability partnerships. Requires the name of limited liability partnership to contain, rather than end with, registered limited liability partnership or limited liability partnership or its abbreviation. -- Changes provisions relating to the amendment of statement of qualification and foreign qualification to correcting, amending, restating, the statement of qualification and foreign qualification, and voluntary cancellation. Changes the statement to articles of correction. Provides requirements for the articles of correction. Requires foreign limited liability partnerships to amend the statement of qualification in the same manner as domestic limited liability partnerships. Provides that a limited liability partnership and a foreign limited liability partnership validly created under the limited liability partnership law may voluntarily cancel its limited liability status in an amendment to a statement of qualification. Requires a foreign limited liability partnership to submit a certificate of good standing from the state under which the partnership was formed before transacting business in this State. -- HB0603 HD2

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Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then WAM (586-6740)

HB0604

RELATING TO HAWAII NATIONAL GUARD TUITION ASSISTANCE.

Introduced by: Say C (BR)

Amends provision relating to tuition assistance for Hawaii national guard personnel to attend the University of Hawaii by repealing the resident status. -- HB0604

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then WAM (586-6970)

HB0608 HD1 (HSCR 686)

MAKING AN EMERGENCY APPROPRIATION FOR EDUCATION.

Introduced by: Say C (BR)

Appropriation to the department of education for the comprehensive school support services program (EDN 150). Authorizes the transfer of funds appropriated under the school based budgeting program EDN 100 for the fiscal year 2001. (\$\$) -- HB0608 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB0611 HD1 (HSCR 277)

RELATING TO CONCESSIONS AT PUBLIC LIBRARY FACILITIES.

Introduced by: Say C (BR)

Adds the friends of the library of Hawaii to the Hawaii state library foundation as entities that can be authorized for the use of public library system facilities and grounds. Replaces authorization powers of the department of education with the Hawaii state public library system and the state librarian. -- HB0611 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB0612 HD1 (HSCR 139)

RELATING TO THE LIBRARY ENHANCED SERVICES PROGRAM.

Introduced by: Say C (BR)

Amends Act 327, session laws of 1993, as amended by Act 144, session laws of 1996, and Act 29, session laws of 1999, relating to fees for enhanced library services program by repealing the sunset date. -- HB0612 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB0613

RELATING TO REALLOCATION OF VACANT LIBRARY POSITIONS.

Introduced by: Say C (BR)

Amends Act 196, session laws of 1996, as amended by Act 130, session laws of 1999, authorizing the state librarian to reallocate vacant positions to establish temporary positions by repealing the sunset date. -- HB0613

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU/ LBR/ then WAM (586-8585)

HB0614 HD2 (HSCR 831)

RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM.

Introduced by: Say C (BR)

Amends library provisions by repealing the public private partners for literacy trust fund and the advisory alliance for literacy and lifelong learning. Requires the board of education through the state librarian to develop public private sector literacy partnerships for literacy program support. -- HB0614 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB0620 HD2 (HSCR 818)

RELATING TO GOVERNMENT.

Introduced by: Say C (BR)

Establishes the process for managed competition law which state and county agencies shall use to obtain the services they need or are required to provide. Provides that the process shall consist of agency determinations to identify whether services an agency needs or is required to provide are performed more efficiently and economically by public employees or by contractors; agency formulation of objective performance specifications and evaluation criteria for selecting a service provider competitively; and selection of a service provider from among public agency and private sector participants, utilizing the specification and criteria developed. Requires the directors of finance of the State and counties to establish a single, uniform system to identify, analyze, assign, and quantify relevant cost attendant

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to using public employees to perform the services an agency needs or is required to provide; specify direct and indirect costs that are common to all agencies within their jurisdiction that the agencies shall use to measure efficiencies and economies; and prescribe performance standards and quality measures and procedures. Allows the State and counties to use the layoff provisions of the civil service laws and respective collective bargaining contracts to release employees. Services provided pursuant to contracts for the construction of capital improvement projects authorized by the legislature or county legislative body shall be exempt from civil service. Requires the State and counties to develop the cost system, performance and quality standards, employee collaboration, competitiveness training, employee reassignment and retraining, incentive programs, and procedures necessary to support the process for managed competition. Requires all collective bargaining agreements entered into to be consistent with the process for managed competition. Establishes privatization law. Provides that any state or county official in whom appropriate authority is vested, shall be allowed to enter into a contract with a private entity financed by public funds, to obtain services, when there is a reasonable basis to believe that the service can be provided at lower costs and in equivalent to or better quality than that which could be provided by a government agency. -- HB0620 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG/ LBR/ then WAM (586-6970)

HB0624

RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.

Introduced by: Say C (BR)

Amends provision relating to the Hawaiian homes commission Act providing that the department of Hawaiian home lands shall adopt rules in accordance with provisions relating to administrative procedure. Requires the department to report to legislature, upon the 1st day, rather than within 10 days of the convening of the regular session, regarding the transactions occurring in the fiscal year, rather than the calendar year prior to the regular session. -- HB0624

Current Status: Mar=01 01 Introduction/Passed First Reading - Senate
Mar=01 01 Multiple Referral to HAW then JDC (586-7344)

HB0625

RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.

Introduced by: Say C (BR)

Amends provision relating to the Hawaiian homes commission Act providing that a majority of members of the Hawaiian homes commission shall be descendants of not less than 1/4 part of the blood of the races inhabiting the Hawaiian islands previous to 1778. -- HB0625

Current Status: Mar=01 01 Introduction/Passed First Reading - Senate
Mar=01 01 Multiple Referral to HAW then JDC (586-7344)

HB0626 HD1 (HSCR 390)

RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.

Introduced by: Say C (BR)

Amends the Hawaiian homes commission Act providing that upon the death of the lessee, the lessee's interest in the tract or tracts and the improvements thereon, including growing crops and aquacultural stock, shall vest in the relatives of the decedent. Establishes that the successor or successors may be required by the commission to obtain private financing to pay off the amount advanced from the Hawaiian home loan fund or Hawaiian home general loan fund. -- HB0626 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HAW then JDC (586-7344)

HB0627 HD1 (HSCR 437)

RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.

Introduced by: Say C (BR)

Amends the Hawaiian homes commission Act providing that the US and the state of Hawaii shall reaffirm and recognize that the native Hawaiian people are a distinct native, indigenous people, and have established Hawaiian home lands areas protected under federal and state law; the US has a trust responsibility to promote the welfare of the aboriginal, indigenous people of the State; and the aboriginal, indigenous people of the State retain their inherent sovereign authority and their right to organize for their common welfare. Establishes that the State, with the consent of Congress, may delegate to a democratically elected organization representing a Hawaiian homestead community the authorities delegated to the State by the US relating to the administration of the Hawaiian homes commission Act. Provides that the department of Hawaiian home lands may establish an intergovernmental working relationship with a democratically elected Hawaiian homestead community self

HOUSE BILLS WHICH PASSED THIRD READING

governance organization to promote community welfare. -- HB0627 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HAW then JDC (586-7344)

HB0628

RELATING TO FOSTER BOARD ALLOWANCES FOR STUDENTS.

Introduced by: Say C (BR)

Amends provision relating to foster board allowances for students and changes it to higher education board allowances for students. Provides that eligible former foster youths shall be eligible for higher education board allowances after reaching the age of majority and the higher education board payments for that former foster youth shall be paid to an accredited institution of higher learning, another intermediary contracted by the department of human services or to the former foster youth's former foster parents. Defines former foster youth to mean a person formerly placed under the jurisdiction of the department as a foster child by the family court who has attained the age of 18. -- HB0628

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then JDC (586-8585)

HB0629 HD1 (HSCR 671)

RELATING TO AUTHORITY OF FOSTER PARENTS TO PROVIDE CONSENTS FOR THE FOSTER CHILD'S EDUCATIONAL AND RECREATIONAL NEEDS.

Introduced by: Say C (BR)

Establishes provision relating to educational and recreational needs. Provides that upon the 1st day of placement, foster parents may provide consents for the educational and recreational needs of the foster children placed in their care, except for purposes regulated under title 8, chapters 53 and 56, of the Hawaii administrative rules. -- HB0629 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then JDC (586-7788)

HB0630 HD1 (HSCR 234)

RELATING TO INFORMATION ON THE NATURAL PARENTS OF THE ADOPTED MINOR CHILD.

Introduced by: Say C (BR)

Amends provisions relating to medical information on the natural parents of the adopted minor child. Provides that if the natural parents have been court ordered to complete medical information forms, and have either failed to complete the forms or have failed to return the completed forms to the department of human services, the requirement shall be waived. -- Requires each of the natural parents to complete the medical information and the consent to release medical information forms at the dispositional hearing. -- HB0630 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then JDC (586-7788)

HB0632 HD3 (HSCR 766)

RELATING TO HUMAN SERVICES.

Introduced by: Say C (BR)

Establishes provisions relating to the home and community based case management agencies and community care foster family homes within the department of human services. Requires the home and community based case management agency to be responsible for certifying community care foster family homes. Prohibits any person, agency, or organization to engage in locating, coordinating, or monitoring comprehensive services to individuals in community care foster family homes and in issuing certificates of approval to community care foster family homes unless it meets the standards of conditions, management, and competence set by the department of human services and is issued a license by the department. Prohibits any person in any household to take in, for a fee, any adult who is at the nursing facility level of care and who is unrelated to anyone in the household, for 24 hour living accommodation, unless the household meets the required standards and obtains a certificate of approval from the agency. Requires the department to develop standards to ensure the reputable and responsible character of operators and employees of the agencies and operators, including criminal history record checks. Provides that operators, employees, and new employees shall provide consent to the department to conduct criminal history record check, submit signed statements indicating whether they were ever convicted of a crime other than a minor traffic violation involving a fine of 50 dollars or less, and be fingerprinted. Appropriation to the department of human services that shall be financed out of state and federal funds. Appropriation to the department of the attorney general out of the state criminal history record improvement revolving fund. (\$\$) -- HB0632 HD3

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate

HOUSE BILLS WHICH PASSED THIRD READING

Mar=08 01 Multiple Referral to HHS then WAM (586-7788)

HB0633 HD1 (HSCR 848)

RELATING TO FUNERAL ASSISTANCE PAYMENTS.

Introduced by: Say C (BR)

Amends provision relating to burial of deceased public assistance recipients or unclaimed corpses and changes it to burial of deceased medical or financial assistance recipients or unclaimed corpses. Exempts applications submitted by the respective county medical examiner or coroner on behalf of unclaimed corpses. -- HB0633 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate

Mar=08 01 Multiple Referral to HHS then WAM (586-7788)

HB0634

RELATING TO MEDICAL ASSISTANCE RECOVERY.

Introduced by: Say C (BR)

Amends provision relating to the recovery of payment and cost of medical assistance. Adds that an attorney representing a 3rd person shall make reasonable inquiry as to whether the claimant has received or is receiving from the department of human services medical assistance related to the incident involved in the action. If any 3rd person has received the actual notice of its right to reimbursement or is receiving medical assistance, then the 3rd person or 3rd person's attorney shall give the department timely written notice of any claim or action against a 3rd person. Authorizes the 3rd person or the 3rd person's attorney to contact the department to ascertain the full amount of medical assistance or burial payment made. -- HB0634

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate

Mar=08 01 Multiple Referral to HHS then JDC (586-7788)

HB0636 HD1 (HSCR 857)

RELATING TO REIMBURSEMENT FOR NONINSTITUTIONAL PROVIDERS OF MEDICAL CARE FOR SERVICES.

Introduced by: Say C (BR)

Amends provision relating to medical care payments. Provides that rates of payment to providers of medical care who are individual practitioners shall be based upon the Hawaii Medicaid fee schedule, rather than the most current profile available for customary fees and the percentage of the profile in proportion to the funds appropriated by the legislature. Repeals the requirement that providers not be reimbursed for an amount less than their existing payment rates unless a reduction is specifically intended and required by law. Further repeals the authorization for the department of human services to establish a demonstration project which guarantees a 6 month enrollment in a health maintenance organization. -- HB0636 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate

Mar=08 01 Multiple Referral to HHS then WAM (586-7788)

HB0637

RELATING TO OHANA CONFERENCING.

Introduced by: Say C (BR)

Amends provision relating to the child protective Act by defining ohana conference to mean a family focused, strength based meeting facilitated by trained community facilitators designed to build and strengthen the network of protection of the extended family and the community for the child. Requires the ohana conferences to include extended family members and other important people in the child's life and rely on them to participate in making plans and decisions. Provides that the purpose of the ohana conference is to establish a plan that provides for the safety and permanency needs of the child. -- Provides that the service plan should also include the consideration given to the use of ohana conferences for family decision making. -- HB0637

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate

Mar=08 01 Multiple Referral to HHS then JDC (586-7788)

HB0638 HD1 (HSCR 832)

RELATING TO PUBLIC ASSISTANCE.

Introduced by: Say C (BR)

Amends provision relating to real property liens by the department of human services. Provides that the liens shall be recorded in bureau of conveyances or be filed in the office of the assistant registrar of the land court for all amounts of assistance a person receives. Requires the department to be obligated to annually update the actual amount of liens recorded in the bureau of conveyances as an accounting measure. -- HB0638 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate

Mar=08 01 Multiple Referral to HHS then WAM (586-7788)

HOUSE BILLS WHICH PASSED THIRD READING

- HB0643 HD2 (HSCR 746) RELATING TO THE MERIT APPEALS BOARD.
Introduced by: Say C (BR)
Amends Act 253, session laws of 2000, establishing that the labor relations board shall, in addition to having exclusive jurisdiction over any controversy concerning prohibited practices, act as the merit appeals board for the state of Hawaii. -- HB0643 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR then WAM (586-7330)
- HB0644 HD1 (HSCR 238) RELATING TO PRESCRIPTION DRUGS.
Introduced by: Say C (BR)
Establishes provision relating to electronic prescription information. Provides that prescription information may be transmitted electronically, between prescribing practitioner, agent, or health plans and their authorized agents and between pharmacies or medical oxygen distributors. Prohibits any person to supply prescription information processing system equipment on the condition, agreement, or understanding that the recipient of the equipment shall not deal in the commodity of a competitor, shall not deal with a competitor, or shall deal only with persons identified by the supplier of the equipment. Requires any person who transmits, maintains, or receives any prescription to ensure the security, integrity, and confidentiality of the prescription and any information contained therein. Authorizes out of state practitioners to issue electronic prescriptions. Allows for prescription records to be electronically maintained using an appropriate prescription information processing system. -- HB0644 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then CPH (586-7788)
- HB0645 HD1 (HSCR 551) RELATING TO ENDANGERING THE WELFARE OF INCOMPETENT PERSONS.
Introduced by: Say C (BR)
Establishes provision relating to endangering the welfare of an incompetent person in the 2nd degree. Provides that a person commits the offense of endangering the welfare of an incompetent person in the 2nd degree if the person recklessly causes bodily injury to a person who is unable to care for the person's self because of physical or mental disease, disorder, or defect. Provides that endangering the welfare of an incompetent person in the 2nd degree is a misdemeanor. Amends provision relating to endangering the welfare of an incompetent person to include in the 1st degree. Provides that a person commits the offense of endangering the welfare of an incompetent person in the 1st degree if the person intentionally causes bodily injury to a person who is unable to care for the person's self because of physical or mental disease, disorder or defect. Provides that endangering the welfare of an incompetent person in the 1st degree is a class C felony. -- HB0645 HD1
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to JDC (586-6830)
- HB0646 HD1 (HSCR 727) RELATING TO THE SALE OF STERILE SYRINGES FOR THE PREVENTION OF DISEASE.
Introduced by: Say C (BR)
Establishes that a pharmacist, physician, health care provider, or authorized agent of a pharmacy or of a health care institution operating under the direction of a licensed pharmacist or physician may sell sterile hypodermic syringes in a pharmacy, physician's office, or health care institution for the purpose of preventing the transmission of dangerous blood borne diseases. Requires the department of health to produce and make available material about prevention of blood borne diseases, drug treatment, and safe disposal of used syringes for distribution. Provision to be repealed on July 1, 2004 (sunset). -- Requires the director of health to develop and implement a system of disposing of used syringes received from the public and a system of tracking syringes purchased that are exchanged for new syringes under the state needle exchange program. Report to the legislature. -- HB0646 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then JDC (586-7788)
- HB0647 HD2 (HSCR 849) RELATING TO THE DISABILITY AND COMMUNICATION ACCESS BOARD.
Introduced by: Say C (BR)
Establishes the disability and communication access board special fund which shall be administered by the disability and communication access board to cover all costs of the board including the program for the state credentialing of interpreters (sign language).

HOUSE BILLS WHICH PASSED THIRD READING

Appropriation out of the disability and communication access board special fund. (\$\$) --
HB0647 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then WAM (586-7788)

HB0650 HD2 (HSCR 733)

RELATING TO ADVANCE DIRECTIVES FOR PSYCHIATRIC CARE.

Introduced by: Say C (BR)

Establishes advance directives for mental health treatment law. Authorizes any person 18 years of age or older who is not deemed incapable to make an advance directive mental health treatment acknowledged before a notary public. Defines advance directive mental health treatment to mean a written document that is a formal statement of mental health treatment instructions or preferences of the declarant, or constitutes the appointment of an attorney in fact, or both. Defines attorney in fact or alternative attorney in fact to mean an individual 18 years of age or older to make mental health treatment decisions on behalf of the declarant. Provides that executing an advance directive shall not affect the right of an individual to make decisions about mental health treatment so long as the individual has not been deemed incapable, and shall not constitute an indication of mental incompetence. Further provides that an advance directive is effective only if it is signed by the declarant in the presence of 2 or more witnesses who are at least 18 years of age and are not related to the declarant by blood, marriage, or adoption. Requires the advance directive to become operative when it is delivered to the declarant's attending physician, psychiatrist, psychologist, or mental health care provider and remains valid until it is revoked. Repeals the mental treatment decision for psychotic disorders law. -- HB0650 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then JDC (586-7788)

HB0653 HD1 (HSCR 192)

RELATING TO SUBSTANCE ABUSE TREATMENT INSURANCE BENEFITS.

Introduced by: Say C (BR)

Amends mental health, alcohol, drug abuse treatment provisions by repealing certified substance abuse staff and adding qualified to mean having skill in the diagnosis or treatment of substance abuse disorders based on a practitioner's credentials. Provides that alcohol or drug dependence outpatient services shall be provided by a qualified physician, psychologist, clinical social worker, or advanced practice registered nurse. -- HB0653 HD1

Current Status: Feb=15 01 Introduction/Passed First Reading - Senate
Feb=15 01 Multiple Referral to HHS then CPH (586-7788)

HB0654 HD1 (HSCR 22)

RELATING TO SAFE DRINKING WATER.

Introduced by: Say C (BR)

Prohibits any person to install or repair any public water system or any plumbing in a residential or nonresidential facility providing water for human consumption that is connected to a public water system with any plumbing fittings or fixtures that are not lead free. Defines lead free plumbing fittings or fixtures to mean those in compliance with National Sanitation Foundation Standard 61, section 9. -- HB0654 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then CPH (586-7788)

HB0659 HD2 (HSCR 758)

RELATING TO UNDERGROUND STORAGE TANKS.

Introduced by: Say C (BR)

Provides that except for the moneys appropriated to the leaking underground storage tank fund through federal grants, moneys from the fund may, rather than shall, be expended by the department of health for responding to releases from underground storage tanks or tank systems, educating the public and underground storage tank owners or operators, inspecting the tanks or tank systems, and enforcing these laws. Establishes that moneys appropriated to the fund through federal grants shall be expended by the department solely for responding to petroleum releases from underground storage tanks or tank systems. Appropriation to the department of business, economic development, and tourism out of the capital loan revolving fund. Appropriation to the department of health out of the department's leaking underground storage tank fund. (\$\$) -- HB0659 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDT/ WLE/ then WAM (586-6450)

HB0660 HD1 (HSCR 251)

RELATING TO HAZARDOUS WASTE.

Introduced by: Say C (BR)

HOUSE BILLS WHICH PASSED THIRD READING

Repeals the requirement that the initial notification of location and general description of activity to the department of health from the hazardous waste broker include a notarized written statement from the owner, or owner's agent, of the facility or land to be used by the broker for hazardous waste handling activity acknowledging the hazardous waste handling activity of the broker. -- HB0660 HD1

Current Status: Mar=01 01 Introduction/Passed First Reading - Senate
Mar=01 01 Single Referral to WLE (586-7335)

HB0662 HD2 (HSCR 728)

RELATING TO CRIMINAL PENALTIES.

Introduced by: Say C (BR)

Amends provisions relating to hazardous waste and penalties. Provides that any person who knowingly abandons or causes to be abandoned any hazardous waste or used oil shall be subject to criminal penalties. Provides that violations of transporting, treating, storing, disposing of, recycling, or handling any used oil or used oil fuel, or making a false statement or representation shall be a misdemeanor. Adds that violations for transporting hazardous material; treat, store or dispose of hazardous material without a permit; and abandons or causes to be abandoned any hazardous waste or used oil shall be a class C felony. Provides that for all violations in this provision, violators may be ordered to pay a fine not exceeding 25,000 dollars for each day of each violation. -- HB0662 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then JDC (586-7335)

HB0663 HD1 (HSCR 851)

RELATING TO THE STATEWIDE NEWBORN HEARING SCREENING PROGRAM.

Introduced by: Say C (BR)

Establishes provision relating to screening for hearing impairment. Requires all newborn infants to be screened for hearing impairment for early identification of children with hearing loss and for the promotion of their development of language and communication. Provides that the person in charge of each birthing facility caring for newborn infants and the responsible physician or person attending the birth of a newborn shall ensure that every infant be screened for hearing impairment. Exempts children for screening if it conflicts with their religious beliefs. Requires the birthing facilities to report screening results to the department. -- HB0663 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then WAM (586-7788)

HB0666 HD1 (HSCR 411)

RELATING TO INDIVIDUAL WASTEWATER SYSTEMS.

Introduced by: Say C (BR)

Amends provisions relating to effect of laws, ordinances, and rules of water pollution. Authorizes any county desiring to administer its own laws, ordinances, and rules on the design, construction, use, and operation of individual wastewater systems, sewerage, and treatment facilities to submit to the director of health a full and complete description of the program. Requires the director to approve each submitted program unless the director determines that either adequate authority does not exist or the proposed program will interfere with or jeopardize any federal authorization or the state's administration of the National Pollutant Discharge Elimination System, other joint federal state programs, or existing state laws administered by the director. -- Appropriation to the counties for grants in aid to finance county operational costs of regulating individual wastewater systems. (\$\$)
-- HB0666 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE/ TIA/ then WAM (586-7335)

HB0670 HD1 (HSCR 361)

RELATING TO EMPLOYMENT SECURITY.

Introduced by: Say C (BR)

Amends provision relating to employment security. Allows the unemployment trust fund to be used for the payment of benefits of the state's unemployment compensation law and public employment offices pursuant to a specific appropriation of the legislature. Provides that the appropriation, obligation, and expenditure or other disposition of money appropriated shall be accounted for in accordance with standards established by the US Secretary of Labor. Adds that moneys credited to the state's account in federal fiscal years 2000, 2001, and 2002 shall be used solely for the administration of unemployment compensation program and are not subject to the specific appropriation requirements. -- HB0670 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate

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Mar=08 01 Multiple Referral to LBR then WAM (586-7330)

HB0676 HD1 (HSCR 403)

RELATING TO OCCUPATIONAL AND CAREER INFORMATION.

Introduced by: Say C (BR)

Amends provisions relating to occupational and career information. Repeals the Hawaii state occupational information coordinating committee. Provides that the occupational information data base system shall deliver the necessary occupationally related information to a widely divergent use population, including the internet. Requires the workforce development council, rather than the state employment and training council, to be responsible for coordinating the production of federally funded training supply data concerning trainees enrolled and completing training programs in each occupational category. Adds that the department of human services shall be responsible for preparing information concerning welfare and vocational trainees, rather than activities and other rehabilitative data required by the system. Provides that the Hawaii career information delivery system program shall be managed, in addition to being operated, by the department of labor and industrial relations. -- HB0676 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR then WAM (586-7330)

HB0683 HD2 (HSCR 775)

RELATING TO STATE PARKS PENALTIES.

Introduced by: Say C (BR)

Authorizes the board of land and natural resources to set, charge, and collect administrative fines and to recover administrative fees and costs as documented by receipts or affidavit. Sets administrative fines and penalties. -- HB0683 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDT then JDC (586-6450)

HB0685 HD1 (HSCR 855)

RELATING TO DISPOSITION OF VESSELS BY THE DEPARTMENT OF LAND AND NATURAL RESOURCES.

Introduced by: Say C (BR)

Amends provisions relating to the ocean recreation. Provides that within 72 hours of impoundment of a vessel, the department of land and natural resources shall send a notice of impoundment to the registered or documented owner or any operator or lien holder of the impounded vessel on record with the department of US coast guard. Establishes that the owner, operator, or lien holder shall have 10 days after receipt of the mailed notice to request in writing an administrative hearing for the purpose of contesting the basis given by the department for the impoundment of the vessel. Requires that public auction is required when the appraised value of any vessel is at least 5,000 dollars, rather than 250 dollars. Provides that the chairperson, upon taking custody of a derelict vessel, shall give and post public notice of intended disposition and procedure for requesting an administrative hearing. Requires hearing to be held within 5 working days of the department's receipt of the written request. -- HB0685 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE/ EDT/ then WAM (586-7335)

HB0687 HD1 (HSCR 91)

RELATING TO PUBLIC NOTICE REQUIREMENTS FOR PUBLIC LAND DISPOSITIONS.

Introduced by: Say C (BR)

Amends provisions relating to public lands. Requires public notice of any proposed disposition of public lands by auction, negotiation, drawing or exchange to be given at least once statewide and once in the county where the land being disposed of is located. -- HB0687 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then TMG (586-7335)

HB0688

RELATING TO THE EFFECTIVE DATE OF EXISTING USES UNDER THE WATER CODE.

Introduced by: Say C (BR)

Amends provision relating to the state water code. Repeals the date of July 1, 1987 and replaces with the term the effective date of designation. -- HB0688

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to WLE (586-7335)

HB0689 HD1 (HSCR 850)

RELATING TO THE FOREST STEWARDSHIP PROGRAM.

Introduced by: Say C (BR)

HOUSE BILLS WHICH PASSED THIRD READING

Amends provision relating to the forest stewardship program by allowing moneys deposited into the forest stewardship fund to be used by the department of land and natural resources to administer the program. Appropriation to the department of land and natural resources to administer the forest stewardship program. (\$\$) -- HB0689 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then WAM (586-7335)

HB0690 HD2 (HSCR 776)

RELATING TO PENALTIES FOR NATURAL RESOURCES.

Introduced by: Say C (BR)

Amends provision relating to penalties for natural resources. Provides that any person who violates and is convicted of the laws and rules applicable to the reserves system, shall be fined not less, rather than more, than 1,000 dollars. Establishes that the board of land and natural resources or its authorized representative is authorized to set, charge, and collect administrative fines or bring legal action to recover administrative fees and costs as documented by receipts or affidavit. Provides administrative fines. -- HB0690 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then JDC (586-7335)

HB0691 HD1 (HSCR 777)

RELATING TO PENALTIES FOR THE STATEWIDE TRAIL AND ACCESS PROGRAM.

Introduced by: Say C (BR)

Establishes provisions relating to general administrative penalties. Provides that the board of land and natural resources or its authorized representative by proper delegation is authorized to set, charge, and collect administrative fines or bring legal action to recover administrative fees and costs as document by receipts or affidavit, including attorneys fees and costs, or bring legal action to recover administrative fines, fees, and costs, including attorney's fees and costs, or payment for damages or for the cost to correct damages resulting from a violation of the Hawaii statewide trail and access system. Adds that the fines shall be no more than 2,500 dollars for a 1st violation; not more than 5,000 dollars for a 2nd violation within 5 years of a previous violation; and not more than 10,000 dollars for a 3rd or subsequent violation within 5 years. Provides that any criminal or civil action against a person for any violation shall not be deemed to preclude the State from pursuing civil or criminal action to recover administrative fines and costs against that person. Adds that any person found in violation shall be guilty of a petty misdemeanor and fined 100 dollars for a 1st offense; 200 dollars for a 2nd offense; and 500 dollars for a 3rd or subsequent offense. Provides that the fines shall not be suspended or waived and each day of each violation shall constitute a separate offense. -- HB0691 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then JDC (586-7335)

HB0692

RELATING TO SECTION 13 OF ACT 380, SESSION LAWS OF HAWAII 1997.

Introduced by: Say C (BR)

Amends Act 380, session laws of 1997, relating to the environment, by changing the enactment date from July 1, 2002 to July 1, 2007. -- HB0692

Current Status: Mar=01 01 Introduction/Passed First Reading - Senate
Mar=01 01 Single Referral to WLE (586-7335)

HB0693

RELATING TO THE BUREAU OF CONVEYANCES.

Introduced by: Say C (BR)

Provides that an estate or interest in real property in the name of a nonprofit association may be transferred by an authorized person in a statement of authority recorded in the office of the assistant registrar of the land court, rather than the office of the registrar, or in the bureau of conveyances. -- Exempts the disposition of fees received by the bureau of conveyances and the recording fees for the bureau of conveyances special fund to be deposited into the general fund. -- Amends provision relating to the method of recording for the registrar of the bureau of conveyances. -- HB0693

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then WAM (586-7335)

HB0695 HD1 (HSCR 526)

RELATING TO DISPLACED LESSEES.

Introduced by: Say C (BR)

Amends provisions relating to lease for lessees dislocated by condemnation proceedings by redefining dislocated lessee and eligible relocation site. Provides that all existing revocable permits covering any portion of the Kapalama military reservation shall be

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deemed terminated no later than 30 days after the effective date of this Act. Adds that no permittees under such existing revocable permits, due to their occupancy of the Kapalama military reservation, shall be eligible for preference granted to displaced lessees. Authorizes the department of transportation to waive or reimburse up to 3 months of the lease rent owed or paid by lessees. Requires the department of transportation to report to the legislature. -- HB0695 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG/ WLE/ then WAM (586-6970)

HB0696

RELATING TO REPORTS.

Introduced by: Say C (BR)

Repeals provision relating to record of procurement actions. -- HB0696

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then WAM (586-6970)

HB0697

RELATING TO THE HAWAII TELECOMMUNICATIONS AND INFORMATION INDUSTRIES ACT.

Introduced by: Say C (BR)

Repeals the Hawaii telecommunications and information industries Act. -- HB0697

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to EDT (586-6450)

HB0698

RELATING TO THE ENVIRONMENT.

Introduced by: Say C (BR)

Repeals the Hawaii environmental disclosure law. -- HB0698

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then WAM (586-7335)

HB0699

RELATING TO SUBSTANCE ABUSE TESTING.

Introduced by: Say C (BR)

Amends provision relating to substance abuse testing procedures and interpretation of test results by repealing the requirement for a medication disclosure form. -- HB0699

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then WAM (586-7335)

HB0700 HD1 (HSCR 252)

RELATING TO THE SALE OF POISONS.

Introduced by: Say C (BR)

Redefines the poison to exclude drugs and as used in pharmacists and pharmacy law and in laws relating to the department of health. Authorizes the department to adopt rules concerning poisons and poison containers, rather than requiring the department to make rules and regulations. -- HB0700 HD1

Current Status: Mar=01 01 Introduction/Passed First Reading - Senate
Mar=01 01 Single Referral to HHS (586-7788)

HB0702 HD2 (HSCR 767)

RELATING TO CORRECTIONAL HEALTH CARE.

Introduced by: Say C (BR)

Establishes a correctional health care program within the department of public safety. Requires the administrator of the correctional health care program and physicians who provide care to inmates to be appointed by the director without regard to civil service and compensation provisions. Provides that any appointed civil service physician working in the correctional health care program for the department shall have the option of remaining under civil service or becoming an exempt employee, provided that becoming civil service exempt must be exercised within 60 days after the effective date of this Act. -- HB0702 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS/ JDC/ then WAM (586-7788)

HB0703 HD1 (HSCR 668)

RELATING TO CONTROLLED SUBSTANCES.

Introduced by: Say C (BR)

Amends provisions relating to the controlled substances Act. Defines locum tenens practitioner to mean a practitioner that is licensed to administer, prescribe, or dispense a controlled substance in the course of professional practice, who temporarily substitutes for another registered practitioner for a period not to exceed 60 days at that other practitioner's registered place of business, and whose Drug and Enforcement Administration controlled

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substance registration number has not been transferred to the State. Provides that locum tenens practitioners are not eligible to receive oral code numbers. -- Provides that hallucinogenic substances, unless listed in another schedule shall include nabilone and dronabinol (synthetic). Provides that it shall be unlawful for any person to knowingly or intentionally obtain listed controlled substances or to procure any of the same listed substances by fraud, deceit, misrepresentation, embezzlement, or theft; by furnishing fraudulent information; or by the use of a false name or identification. -- HB0703 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then JDC (586-7788)

HB0708

RELATING TO PUBLIC SAFETY.

Introduced by: Say C (BR)

Establishes the federal reimbursement maximization special fund, into which shall be deposited all federal reimbursements received by the department of public safety relating to the state criminal alien assistance program. Further provides that all other receipts shall immediately be deposited to the credit of the general fund of the State. Provides that the special fund shall be used by the department to meet the state match requirement for federal grants and costs associated with federal grant reporting requirements, including administrative expenses. Department to annually report to the legislature. -- Appropriation. (\$\$) -- HB0708

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to JDC then WAM (586-6830)

HB0709 HD1 (HSCR 406)

MAKING APPROPRIATIONS FOR COMPENSATION OF CRIME VICTIMS.

Introduced by: Say C (BR)

Appropriation to the department of public safety to be deposited into the crime victim compensation special fund for compensating victims of crime pursuant to criminal injuries compensation law. Report to the legislature by the crime victims compensation commission. (\$\$) -- HB0709 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to JDC then WAM (586-6830)

HB0715

RELATING TO THE INTEGRATED TAX INFORMATION MANAGEMENT SYSTEMS ACQUISITION BY THE DEPARTMENT OF TAXATION.

Introduced by: Say C (BR)

Appropriation to the department of taxation to ensure that needed resources are available to assist the department in its efforts to meet the obligations of the integrated tax information management systems performance based contract. (\$\$) -- HB0715

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to WAM (586-6460)

HB0718 HD1 (HSCR 690)

RELATING TO GENERAL EXCISE TAX ON NONPROFIT ORGANIZATIONS.

Introduced by: Say C (BR)

Amends the general excise tax exemption for fraternal benefit societies; corporations, associations, trusts, or societies organized for religion, charity, scientific, or educational purposes, as well as senior citizen housing; business leagues, chamber or commerce, boards of trade, civic leagues, agricultural and horticultural organizations; and hospitals, infirmaries, and sanitariums to allow for the registration with the department of taxation through a statement with specified information. -- HB0718 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to WAM (586-6460)

HB0719 HD1 (HSCR 816)

RELATING TO HIGH TECHNOLOGY.

Introduced by: Say C (BR)

Provides an general excise tax exemption for the sale of a net operating loss incurred by a qualified high technology business. -- Requires the department of taxation with private industry to produce an annual report to evaluate the effectiveness of the various tax incentive initiatives designed to create and develop a high technology industry within the State. -- Provides that section 165 (with respect to losses) of the Federal Internal Revenue Code shall be operative for income tax purposes and shall apply to losses sustained from the sale of stock issued through stock options or warrants granted by a qualified high technology business. -- Provides that section 265 (with respect to expenses and interest relating to tax exempt income) of the Federal Internal Revenue Code shall be operative for

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income tax purposes but shall not apply to expenses for royalties derived from patents, copyrights, or trade secrets from a qualified high technology business. -- Amends the income tax exemption of stock options from qualified high technology businesses to be an exclusion. -- Allows each partner, member, or shareholder of a partnership, limited liability partnership, limited liability company classified as partnerships, and S corporations to sell its share of the entity's total net operating loss. -- HB0719 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDT then WAM (586-6450)

HB0723

RELATING TO THE PUBLIC SERVICE COMPANY TAX.

Introduced by: Say C (BR)

Amends the public service company tax provisions to require the amount of taxes imposed on public utilities except airlines, motor carriers, common carriers by water, and contract carriers, which is in excess of 4 per cent of a public service company's gross income to be paid over to each county based upon the proportion of income from its public utility business attributable to the county. Provides that the tax in excess of 4 per cent will not be levied if the county does not provide the utility a real property tax exemption. Changes the additional tax amount. -- HB0723

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TIA then WAM (587-7200)

HB0725 HD1 (HSCR 824)

RELATING TO STATEWIDE TRANSPORTATION PLANNING.

Introduced by: Say C (BR)

Requires the department of transportation to prepare a statewide transportation plan which shall be directed towards development of a balanced, multi modal statewide transportation system that serves clearly identified social, economic, and environmental objectives. Establishes a statewide transportation advisory committee to assist and advise the department. Repeals the current statewide transportation plan and the transportation council. -- HB0725 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to TMG/ TIA/ (586-6970)

HB0728

RELATING TO INCREASING DEVELOPMENT FLEXIBILITY OF PUBLIC LANDS.

Introduced by: Say C (BR)

Amends provision relating to public land to provide that the disposition of public lands for airport related operations may be negotiated without regard to established limitations. Defines airport related as a purpose or activity that requires air transportation to achieve that purpose or activity. -- HB0728

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then WAM (586-6970)

HB0730 HD1 (HSCR 854)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Say C (BR)

Amends the research and training revolving fund to allow 100 per cent of its use and to add its use for deposit into the discoveries and inventions revolving fund and the university of Hawaii housing assistance revolving fund. -- Amends the deposits into the discoveries and inventions revolving fund from 4 per cent of the indirect overhead funds generated by the university of Hawaii for research and training purposes to an amount to be determined by the board of regents of the university of Hawaii. -- Amends the deposits into the housing assistance revolving fund from 12 per cent of the indirect overhead funds generated by the university of Hawaii for research and training purposes to an amount to be determined by the board of regents of the university of Hawaii. -- HB0730 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB0731 HD1 (HSCR 759)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Say C (BR)

Amends the university of Hawaii commercial enterprises revolving fund to allow the university to transfer all funds at its disposal with the exception of general funds into the fund. Annual report to the legislature. -- HB0731 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

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- HB0733 HD2 (HSCR 845) RELATING TO THE UNIVERSITY OF HAWAII.
Introduced by: Say C (BR)
Establishes provisions for the service of process upon the university of Hawaii and an officer or employee of the university. Provides that in the case of the board of regents or a member of the board of regents of the university of Hawaii, the university general counsel shall represent and defend them. -- Allows the university to prepare a list of all uncollectible accounts for review by the university counsel. Requires accounts found to be uncollectible by the counsel to be deleted from the accounts receivable records. -- HB0733 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU/ JDC/ then WAM (586-8585)
- HB0735 RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII.
Introduced by: Say C (BR)
Amends the annual report by the research corporation of the university of Hawaii to include the corporation's audited financial statement. -- HB0735
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)
- HB0739 HD2 (HSCR 709) RELATING TO ELECTRICAL COOPERATIVES.
Introduced by: Morita H, Kanoho E
Establishes that a public utility shall not include an electric cooperative that generates, transmits, or distributes electricity exclusively to its stockholders or members at cost but shall include an electric cooperative that generates, transmits, or distributes electricity to customers other than to its stockholders or members. -- HB0739 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then CPH (586-7335)
- HB0740 HD2 (HSCR 389) RELATING TO PUBLIC UTILITIES.
Introduced by: Morita H, Schatz B, Jaffe M, Oshiro B, Hale H, Bukoski K, Kanoho E, Thielen C
Establishes fuel mix disclosure provisions for public utilities. Provides that beginning June 1, 2003, each retail supplier shall provide to its retail electric customers its annual fuel mix information by generation category. -- Requires the public utilities commission to convene a work group to suggest modifications to the disclosure requirements to ensure proper implementation and minimize costs by improving information content, readability, uniformity, and consumer understanding and to ensure that no new costs for postage or any other areas are required for utilities to comply with the fuel mix disclosure requirements. Report to the legislature. -- HB0740 HD2
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then CPH then WAM (586-7335)
- HB0741 HD1 (HSCR 703) RELATING TO CIVIL LIABILITY.
Introduced by: Morita H, Thielen C, Takumi R, Lee M, Hale H, Oshiro M, Takai K, Oshiro B, Schatz B
Establishes the citizen participation in government Act. Provides that any act by a person in furtherance of the constitutional right to petition, including seeking relief, influencing action, informing, communicating, and otherwise participating in the process of government, shall be immune from civil liability, regardless of intent or purpose, except where not aimed at procuring any governmental or electoral action, result, or outcome. Establishes required motion procedures. Provides that upon the filing of any motion to dispose of a claim in a judicial proceeding on the grounds that the claim is based on, relates to, or is in response to any act of the moving party in furtherance of the moving party's rights, the moving party shall have a right of expedited appeal from the court order denying the motion or from a court's failure to rule on the motion in an expedited fashion. -- HB0741 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then JDC (586-6970)
- HB0761 HD1 (HSCR 662) RELATING TO UNACCREDITED DEGREE GRANTING INSTITUTIONS.
Introduced by: Garcia N, Kanoho E
Amends provision relating to degree granting institutions. Provides that where promotional material for an unaccredited institution consists of an advertisement in a published periodical, that is not affiliated with the institution, the required disclosure may be abbreviated to state, not accredited by an agency recognized by the US Secretary of

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Education. -- HB0761 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then CPH (586-8585)

HB0771 HD1 (HSCR 549)

RELATING TO CRIME.

Introduced by: Hamakawa E, Thielen C

Establishes provisions relating to interference with the reporting of an emergency or crime. Provides that a person commits the offense of interference with the reporting of an emergency or crime if the person intentionally or knowingly prevents a victim of or witness to a criminal act from calling a 911 emergency telephone system, obtaining medical assistance, or making a report to a law enforcement officer. Provides that interference with the reporting of an emergency or crime is a petty misdemeanor. -- HB0771 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to JDC (586-6830)

HB0773 HD1 (HSCR 545)

RELATING TO DOMESTIC ABUSE PROTECTIVE ORDERS.

Introduced by: Hamakawa E

Amends provision relating to modification of order. Provides that the court may deny, without hearing, a motion to dismiss or to modify the terms of an existing order for protection if the motion, on its face, does not allege facts sufficient to establish a significant change in the circumstances of the parties since the issuance or last modification of the order. -- HB0773 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to JDC (586-6830)

HB0774 HD2 (HSCR 747)

RELATING TO COURTS.

Introduced by: Hamakawa E, Thielen C

Establishes family law and domestic violence training. Requires the judiciary to establish a program of mandatory education and training for judges hearing family court cases or domestic abuse cases, or both, subject to the availability of federal funding. Provides that the training shall include initial education and training of judges newly appointed to hear those cases, as a prerequisite to hearing those cases, and judges serving on a per diem basis. Prohibits the use of general fund appropriations for this program. Adds that the education and training shall include family law and procedure; domestic violence and victim counseling; effects of alcohol and drug abuse on families; social and economic issues; sexual assault; and abuse or neglect, or both, including but not limited to children, elderly, disabled, and victim counseling. Provides that the conduct and content of the program shall be as deemed appropriated by the chief justice. -- HB0774 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to JDC then WAM (586-6830)

HB0786 HD1 (HSCR 866)

MAKING AN APPROPRIATION FOR DONATED DENTAL SERVICES.

Introduced by: Arakaki D, Kahikina M

Appropriation to the department of health for a statewide donated dental service program for eligible adults under the National Foundation of Dentistry for the Handicapped program. (\$\$) -- HB0786 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then WAM (586-7788)

HB0790 HD2 (HSCR 748)

RELATING TO HEALTH CARE WORKER INJURY PREVENTION.

Introduced by: Arakaki D

Establishes that the director (of health) shall require employers who are required to maintain records for employees with occupational exposure to bloodborne pathogens to include in the sharps injury log the job classification, procedure being performed, and suggestions by the exposed worker on how to prevent such injuries. -- HB0790 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS/ LBR/ then WAM (586-7788)

HB0815 HD2 (HSCR 871)

RELATING TO GASOLINE DEALERS.

Introduced by: Oshiro M

Amends restriction on manufacturers or jobbers in operating service stations provisions to allow a manufacturer or jobber to operate a former dealer operated retail service station when the current or new dealer is in agreement with such an operation and has a contract

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interest in the operation, provided that the contract dealer does not sell at retail more than 75,000 gallons of gasoline per month for every 6 month period. Defines contract dealer as a dealer operated retail service station that surrenders its unexpired franchise agreement to the manufacturer or jobber who owns, leases, or controls, the retail service station in consideration for an agreement with the manufacturer or jobber to operate the retail service station on mutually acceptable terms. Provides that a manufacturer or jobber may operate a former dealer operated retail service station for up to 6, rather than 24 months until a replacement dealer can be found. -- HB0815 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE/ TMG/ then CPH (586-7335)

HB0824

RELATING TO MOTORCYCLE OPERATOR EDUCATION.

Introduced by: Oshiro M

Provides that a motorcycle operator education program that meets standards established by the Motorcycle Safety Foundation and is certified by the respective armed forces' installation commander shall be deemed approved by the director of transportation. -- HB0824

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to TMG (586-6970)

HB0828 HD1 (HSCR 156)

RELATING TO COURTS.

Introduced by: Hamakawa E

Repeals the exemption from jury service for attorneys, heads of executive departments, judges, ministers or priests, practicing physicians or dentists, and active members of the armed forces, police, and fire department. Provides that a person may claim exemption from service as a juror if the person is an elected official; provided that an elected official serving in a legislative capacity may claim this exemption only when the legislative body is in session. -- Act to be repealed on June 30, 2003 (sunset). -- HB0828 HD1

Current Status: Feb=13 01 Introduction/Passed First Reading - Senate
Feb=13 01 Multiple Referral to TMG then JDC (586-6970)

HB0830 HD2 (HSCR 729)

RELATING TO DRIVER LICENSING.

Introduced by: Souki J

Adds motor scooters designed to travel with 3 wheels in contact with the ground that have a maximum piston speed or rotor displacement of 50 cubic centimeters to category 3 driver's licenses (passenger vehicles). Provides that a holder of a commercial driver's license may drive motor scooters. -- HB0830 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then JDC (586-6970)

HB0831 HD1 (HSCR 711)

RELATING TO INTERISLAND VEHICLE TRANSFERS.

Introduced by: Souki J

Amends interisland shipping of vehicles provision. Repeals the requirement of written consent of the legal owner thereof to the transportation, if the registered owner of the vehicle is not the legal owner of the vehicle. Provides that an authorized agent of the legal or registered owner may ship the vehicle by presenting the current certificate of registration, identification, proof of motor vehicle insurance, and a notarized letter from the registered or legal owner authorizing the shipment. Requires the carrier to record the vehicle identification number and maintain a record of the transporting for a period of 3 years. Requires records of shipping to be available to federal, state, and county law enforcement agencies, and financial institutions. -- HB0831 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then CPH (586-6970)

HB0840 HD2 (HSCR 808)

RELATING TO THE UNIVERSITY OF HAWAII.

Introduced by: Arakaki D, Kahikina M, Takai K, Stonebraker W

Establishes in the center on the family at the University of Hawaii at Manoa the data and research office for children and families. Provides that the office shall allow the center to establish key indicators and data sets relevant to the health, education, and socio economic well being of Hawaii's children and families. Appropriation to the office of the governor. (\$\$) -- HB0840 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU/ HHS/ then WAM (586-8585)

HOUSE BILLS WHICH PASSED THIRD READING

- HB0850 HD2 (HSCR 811) RELATING TO SICK LEAVE.
Introduced by: Takumi R, Takai K
Establishes that an employer who provides sick leave for employees shall permit an employee to use accrued and available sick leave to attend to the serious health condition of a child, parent, spouse, or reciprocal beneficiary of the employee. Prohibits the employee to use more than 10 days per year for this purpose. Provides that this provision shall not decrease the maximum period of family leave an employee is entitled to under the family leave law. -- HB0850 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
 Mar=08 01 Multiple Referral to LBR then WAM (586-7330)
- HB0852 HD2 (HSCR 749) RELATING TO PUBLIC EMPLOYMENT.
Introduced by: Takumi R
Amends Act 253, session laws of 2000, relating to public employees excluded from collective bargaining. Establishes that each appropriate authority may make adjustments for their respective excluded employees, however adjustments shall be equivalent to or not less than those provided under collective bargaining agreements to officers and employees in the professional and scientific employees bargaining unit. -- HB0852 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
 Mar=08 01 Multiple Referral to LBR then WAM (586-7330)
- HB0857 HD2 (HSCR 815) RELATING TO TECHNOLOGY.
Introduced by: Schatz B
Establishes a chief information officer within the office of the governor. Provides that the officer shall be appointed by the governor and shall be a member of the state employees retirement system and be eligible to receive the benefits of any state or federal benefit program generally applicable to officers and employees of the state. Chief information officer to be exempt from civil service and compensation laws. Provides the duties of the chief information officer. Requires officer to annually report to the legislature on significant issues in implementing a statewide strategic plan for information technology. Appropriation to the office of the governor for the information technology policy function. Act to be repealed on June 30, 2005 (sunset). (\$\$) -- HB0857 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
 Mar=08 01 Multiple Referral to EDT then WAM (586-6450)
- HB0860 HD1 (HSCR 418) RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.
Introduced by: Kawakami B, Kanoho E, Chang J, Arakaki D, Morita H, Nakasone B, Takai K
Amends provision relating to credit for honorable military service under public employees' retirement system law, to allow retirants hired before June 18, 1996, with 8 years of credited service to be credited with up to 2 years of military service, a retirant with 20 years of credited service to be credited with up to 3 years of military service, and a retirant with 25 years of credited service to be credited with up to 4 years of military service. Appropriation to the department of budget and finance. (\$\$) -- HB0860 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
 Mar=08 01 Multiple Referral to TMG/ LBR/ then WAM (586-6970)
- HB0861 HD2 (HSCR 805) RELATING TO THE OPERATIONS AND MAINTENANCE OF CERTAIN AGRICULTURE-RELATED INFRASTRUCTURE ON KAUAI.
Introduced by: Kawakami B, Kanoho E, Morita H, Cabrerros B, Abinsay F
Appropriation to the agribusiness development corporation to be deposited into the Hawaii agricultural development revolving fund to allow the corporation to provide for uninterrupted operation and maintenance of the infrastructure systems servicing the areas encompassing the Kekaha and Lihue plantations for a period of 1 year. (\$\$) -- HB0861 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
 Mar=08 01 Multiple Referral to AGT then WAM (586-7340)
- HB0862 HD1 (HSCR 834) MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF SOCIAL WORKER POSITIONS.
Introduced by: Kawakami B, Kanoho E, Ahu Isa L, Takai K, Nakasone B, Arakaki D, Kahikina M, Morita H
Appropriation to the department of public safety to establish 3 full time equivalent (3.0 FTE) social worker IV positions with the intake service centers. (\$\$) -- HB0862 HD1

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Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to JDC then WAM (586-6830)

HB0863

RELATING TO A COMPREHENSIVE MASTER PLAN FOR KOKEE AND WAIMEA CANYON STATE PARKS.

Introduced by: Kawakami B, Kanoho E, Morita H

Provides criteria for the chairperson of the board of directors of the department of land and natural resources in developing a master plan for Kokee and Waimea canyon State parks.

Appropriation. (\$\$) -- HB0863

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDT then WAM (586-6450)

HB0868 HD1 (HSCR 719)

RELATING TO THE BOARD OF EDUCATION.

Introduced by: Takai K, Ito K

Provides that the senior military commander in Hawaii invited by the board of education shall be an ex officio (non voting) member of the board, shall be seated with the board members during official meetings, and shall participate in all discussions, including debates, about board matters. -- HB0868 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then TMG (586-8585)

HB0869

RELATING TO AGRICULTURAL LOANS.

Introduced by: Abinsay F, Cabrerros B

Amends provisions relating to agricultural loans. Redefines the term qualified farmer to include trusts with situs in Hawaii in which the trustee or other individual or entity in control of the operations of the trust would qualify and meet the eligibility requirements; and any other legal entity recognized by the State that conducts business in the State and that is capable of acquiring, holding, encumbering, transferring, or otherwise administering property, and which entity is owned and controlled by persons or other entities at least 75 per cent of which would qualify and would meet eligibility requirements. Repeals the restriction for partnerships and corporations to meet the residence requirement of 75 per cent of the members or stockholders, to be eligible for loans. -- HB0869

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to AGT then WAM (586-7340)

HB0870

RELATING TO PUBLIC LANDS.

Introduced by: Abinsay F, Kanoho E, Cabrerros B, Gomes J

Amends provision relating to lease restrictions and public lands. Establishes that a lease may be modified or extended if the lessee desires a mortgage or loan. -- HB0870

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE/ AGT/ then WAM (586-7335)

HB0896 HD1 (HSCR 568)

RELATING TO THE REVISED UNIFORM COMMERCIAL CODE ARTICLE 9 - SECURED TRANSACTIONS.

Introduced by: Hiraki K

Amends Act 241, session laws of 2000. Defines pre effective date financing statement as a financing statement filed before the article takes effect. Provides that after the effective date, a person may add or delete collateral covered by, continue or terminate the effectiveness of, or otherwise amend the information provided in, a pre effective date financing statement only in accordance with the law of the jurisdiction governing perfection as provided. Establishes that the effectiveness of a pre effective date financing statement also may be terminated in accordance with the law of the jurisdiction in which the financing statement is filed. Provides exceptions. -- HB0896 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to CPH (586-6740)

HB0917 HD1 (HSCR 512)

RELATING TO CLINICAL SOCIAL WORKERS.

Introduced by: Kahikina M, Kawakami B

Establishes independent clinical social work law under the department of commerce and consumer affairs. Establishes a licensing program within the department. Establishes the board of independent clinical social work to grant authority to use the title of licensed independent clinical social worker; administer, coordinate, and enforce the licensing program; discipline any licensed social worker for violation of rules or failure to meet the

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licensing requirements; and report disciplinary actions to appropriate governmental and professional organizations. Prohibits any individual from improper use of the title licensed independent clinical social worker. Violators will be subject to a fine of not more than 1,000 dollars and consider each day's violation a separate offense. Provides criteria for application for licensure as a independent clinical social worker. Allows license to be valid for 3 years and be renewed triennially. -- HB0917 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then CPH then JDC (586-7788)

HB0925 HD1 (HSCR 530)

RELATING TO LOANS.

Introduced by: Kawakami B, Morita H, Kanoho E

Authorizes the department of agriculture to make loans to provide financial assistance to agriculture and aquaculture enterprises on Kauai. Authorizes the board of agriculture to waive any provision relating to agricultural loans and aquaculture loan program with the exception that interest charged shall not be less than 3 per cent per year, simple interest, and collateral shall consist of assets deemed reasonable by the board. Repeals the board's authority to issue loans under such conditions on July 31, 2003 (sunset). -- HB0925 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to AGT then WAM (586-7340)

HB0937 HD1 (HSCR 693)

RELATING TO PROFESSIONAL SERVICE CONTRACTS.

Introduced by: Magaoay M, Luke S, Oshiro M, Takai K, Schatz B

Amends provisions relating to the Hawaii public procurement code. Requires the head of each purchasing agency to use a selection committee, rather than a screening committee to evaluate and rank persons engaged in providing professional services for that agency. -- Provides that the volume of work previously awarded to the person as a criterion for selection may be used by the committee and allows the selection committee to add sub criteria within each criterion. -- HB0937 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then WAM (586-6970)

HB0945 HD1 (HSCR 707)

RELATING TO SOCIAL WORK.

Introduced by: Arakaki D, Morita H, Abinsay F, Takai K

Amends provision relating to social workers by amending the definition of the practice of social work. Includes clinical diagnosis or psychotherapy, or both, only if the licensed social worker is currently certified as a qualified clinical social worker or diplomate in clinical social work by the National Association of Social Workers or as a board certified diplomate by the American Board of Examiners in Clinical Social Work as a part of the practice of social work. -- HB0945 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then CPH (586-7788)

HB0946

RELATING TO EDUCATION.

Introduced by: Yonamine N, Takai K

Establishes the Pearl City high school cultural center reserve account. Provides that a portion of the moneys derived from the school run business venture shall be deposited into the fund and used for the repair and maintenance of the Pearl City high school cultural center. -- HB0946

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB0953

RELATING TO THE PUBLIC UTILITIES COMMISSION.

Introduced by: Say C, Morita H, Oshiro B, Hale H, Suzuki N, Kanoho E, Takai K, Kahikina M, Lee M, Oshiro M, Cabrerros B, Magaoay M, Case E, Schatz B, Luke S

Requires the legislative auditor to conduct a management audit of the public utilities commission. Report to the legislature and the governor. -- HB0953

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then CPH (586-6970)

HB0954 HD3 (HSCR 750)

RELATING TO REGULATORY PROCESSES.

Introduced by: Morita H, Thielen C, Takumi R, Oshiro B, Schatz B

Requires agencies that are subject to provision to establish maximum time periods for business or development related permits, to adopt rules and implement the provision by

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December 31, 2003. Provides that the failure of an agency to comply shall result in a maximum time period of 365 calendar days for that agency, providing that the maximum time period shall begin after the agency has determined an application to be complete; and acceptance of a final environmental impact statement. Amends Act 164, session laws of 1998. Requires the attorney general to develop and propose model rules for state and county agencies. Requires agencies that administer state permit programs, delegated, authorized, or approved under federal law to review statutory references and report to the legislature. -- HB0954 HD3

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG/ WLE/ then EDT then CPH
(586-6970)

HB0962

RELATING TO A SENTENCING SIMULATION MODEL.

Introduced by: Garcia N, Schatz B, Rath J, Espero W, Magaoay M, Moses M
Appropriation to the department of public safety to develop, implement, and maintain a sentencing simulation model. Requires matching federal funds from the Edward Byrne memorial state and local law enforcement assistance formula grant program. (\$\$) -- HB0962

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to JDC then WAM (586-6830)

HB0978 HD1 (HSCR 550)

RELATING TO THE PENAL CODE.

Introduced by: Say C (BR)

Defines law enforcement officer to mean any public servant, whether employed by the State or county or by the US, vested by the law with the duty to maintain public order or, to make arrests for offenses or to enforce the criminal laws, whether that duty extends to all offenses or is limited to a specific class of offenses. -- Replaces the term peace officer with law enforcement officer. -- HB0978 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to JDC (586-6830)

HB0986 HD1 (HSCR 559)

RELATING TO IDENTIFICATION DOCUMENTS.

Introduced by: Say C (BR)

Establishes provisions relating to sale or manufacture of deceptive identification document; penalties. Provides that a person commits the offense of sale or manufacture of deceptive identification document (fake ID) if the person intentionally or knowingly manufactures, offers for sale, furnishes, offers to be furnished, transports, offers to be transported, or imports or offers to be imported into this State, a deceptive identification document. Defines deceptive identification document to mean any document not issued by a governmental agency of this State or any county, another state, or the federal government, which purports to be, or which might deceive a reasonable person into believing that it is, a document issued by such an agency, including driver's license, identification card, birth certificate, passport, or social security card. Makes violation a class C felony. Adds that any property used or intended for use in the commission of, attempt to commit, or conspiracy to commit an offense, or that facilitated or assisted such activity, shall be forfeited subject. -- HB0986 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to JDC (586-6830)

HB0993 HD1 (HSCR 552)

RELATING TO PROMOTING CHILD ABUSE.

Introduced by: Say C (BR)

Provides that a person commits the offense of promoting child abuse in the 1st degree if, knowing or having reason to know its character and content, the person, produces, directs, or participates in the preparation of pornographic material or engages in a pornographic performance that employs, uses, or otherwise contains a person having sexual contact with a minor; a minor engaging in or assisting others to engage in sexual conduct; or a minor depicted in a sexually explicit or lascivious manner. -- Provides that a person commits the offense of promoting child abuse in the 2nd degree if, knowing or having reason to know its character and content, the person possesses or disseminates pornographic material which employs, uses, or otherwise contains the above stated provisions. -- HB0993 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then JDC (586-7788)

HOUSE BILLS WHICH PASSED THIRD READING

- HB0996 RELATING TO DRUG DEMAND REDUCTION ASSESSMENTS.
Introduced by: Say C (BR)
Amends Act 205, session laws of 1995, as amended by Act 7, session laws of 1996, and Act 152, session laws of 1998, relating to the criminal offender treatment Act, by repealing the sunset date. -- HB0996
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to JDC then WAM (586-6830)
- HB0998 HD2 (HSCR 731) RELATING TO LAND COURT.
Introduced by: Say C (BR)
Amends provisions relating to conveyance of fee; procedure, in regards to the land court law. Provides that no deeds, mortgages, leases, or other voluntary instruments shall be accepted by the assistant registrar in the bureau of conveyances unless a reference to the number of the certificate of title of the land affected by such instrument is incorporated in the body of the instrument tendered for registration. Provides that if the certificate reference in the instrument is not current, an endorsement of the current certificate of title may be required. -- Adds that all names of all natural persons signing in their individual capacity in the instrument shall be typewritten, stamped, legibly printed by hand, or by a mechanical or electrical printing method. Provides that the assistant registrar may refuse to file any instrument that is larger than 8 1/2 inches by 11 inches. -- Provides that a certified copy of an acknowledgment of authority may be used instead of a certified copy of letters showing the powers of the personal representative. -- HB0998 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then JDC (586-7335)
- HB1000 HD1 (HSCR 873) RELATING TO THE JUDICIARY.
Introduced by: Say C (BR)
Judiciary appropriations Act of 2001 (judiciary budget). Appropriations to the judiciary for the 2001 - 2002 fiscal biennium. (\$\$) -- HB1000 HD1
Current Status: Mar=08 01 Passed Third Reading House as amended (HD1)
- HB1001 RELATING TO GARNISHMENT.
Introduced by: Say C (BR)
Repeals provision relating to garnishment fees and costs in garnishment cases. -- HB1001
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to JDC (586-6830)
- HB1003 HD1 (HSCR 547) RELATING TO THE PENAL CODE.
Introduced by: Say C (BR)
Amends provision relating to summons or arrest of defendant on probation; commitment without bail. Provides that at any time before the discharge of a defendant or the termination of the period of probation, a probation or peace officer may arrest the defendant without a warrant and the defendant shall be held in custody pending the posting of bail provided that when the punishment for the original offense does not exceed 1 year, the probation or peace officer may admit the probationer to bail. -- HB1003 HD1
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to JDC (586-6830)
- HB1004 HD1 (HSCR 194) RELATING TO ORIGINAL JURISDICTION OF THE HAWAII SUPREME COURT.
Introduced by: Say C (BR)
Amends provisions relating to litigation; jurisdiction by replacing supreme court with circuit court of the 1st circuit. Transfers from the supreme court to the circuit court of the 1st circuit, original jurisdiction over issues relating to the management of financing agreements, the procurement code, the Hawaii tourism authority, and the Hawaii community development authority and the Kalaeloa (Barbers Point) community development authority. Amends provision relating to the Hawaii community development authority providing that any action or proceeding shall be brought in the circuit court of the circuit where the case or controversy arises. -- HB1004 HD1
Current Status: Feb=15 01 Introduction/Passed First Reading - Senate
Feb=15 01 Single Referral to JDC (586-6830)
- HB1016 RELATING TO THE MEMBERS OF THE BOARD OF EDUCATION.
Introduced by: Say C (BR)

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Amends provision relating to the immunity from liability for members of boards and commissions. Extends the definition of member to include the board of education and persons elected to serve on the board of education. -- HB1016
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then JDC (586-8585)

HB1026 HD1 (HSCR 691)

RELATING TO KIKALA-KEOKEA.
Introduced by: Hale H, Chang J, McDermott B
Amends Act 242, session laws of 1991 by changing low interest loans to residents who have suffered the loss of their homes and lands to the devastating effects of the continued volcanic eruptions on the island of Hawaii to funds for the development of infrastructure at Kikala Keokea. Appropriation to the department of land and natural resources, rather than the housing finance and development corporation, to provide funding for infrastructure development to benefit residents of Hawaiian ancestry at Kalapana. Establishes an infrastructure development fund to be administered by the department of land and natural resources. Provides that all funding commitments to complete the design and construction of infrastructure improvements shall be executed before any moneys can be disbursed. (\$\$)
-- HB1026 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HAW then WAM (586-7344)

HB1028 HD1 (HSCR 379)

MAKING AN APPROPRIATION FOR A MODEL UNITED NATIONS PROGRAM FOR HIGH SCHOOL STUDENTS.
Introduced by: Hale H, Ito K
Appropriation to the department of education to expand the model United Nations program initially to all high schools on the island of Hawaii and subsequently to high schools in the State, including the hiring of a model United Nations coordinator in the school district of Hawaii to organize the program and work with a community based organization to supplement the funds necessary for the program. (\$\$) -- HB1028 HD1
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB1041 HD2 (HSCR 768)

RELATING TO TEACHER COMPENSATION.
Introduced by: Ito K, Takai K, Schatz B, Abinsay F
Establishes that an employee of the department of education paid under the salary schedule contained in the unit 5 (teachers and other personnel) collective bargaining agreement shall receive the employee's normal annual increment of longevity increase, for a year's satisfactory service in any fiscal year. Provides that movement between incremental and longevity steps within the salary range for employees in appropriate bargaining unit 5 shall be specified by law. Amends Act 253, session laws of 2000. -- HB1041 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU/ LBR/ then WAM (586-8585)

HB1044 HD1 (HSCR 328)

RELATING TO THE SALARY STRUCTURE OF EDUCATIONAL OFFICERS IN THE DEPARTMENT OF EDUCATION.
Introduced by: Ito K, Takai K, Schatz B
Requires the board of education to adopt a classification and compensation structure for educational officers that more accurately reflects the level of work being performed before July 1, 2002. Requires the department of education to conduct a classification study to better assess positions, allocations, and classifications; conduct a formal, comprehensive salary survey; and implement a formal job evaluation methodology that is consistent with the class structure. Also requires the department to obtain the assistance of the department of human resources development in correcting the inequities identified in the auditor's report.
-- HB1044 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB1048 HD2 (HSCR 760)

RELATING TO THE STATE LIBRARIAN.
Introduced by: Ito K, Takai K
Repeals the salary of the state librarian and provides that it shall be set by the board of education at a rate no greater than 120,000 dollars. -- HB1048 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HOUSE BILLS WHICH PASSED THIRD READING

- HB1056 HD1 (HSCR 829) RELATING TO PUBLIC EMPLOYEES.
Introduced by: Say C, Suzuki N, Oshiro M, Kanoho E, Luke S
Amends provision relating to the public employees health fund. Establishes that the level and type of benefits provided by the public employees health fund are subject to collective bargaining. Repeals exclusion of contributions to the Hawaii public employees health fund from collective bargaining. Amends Act 253, session laws of 2000. -- HB1056 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR then WAM (586-7330)
- HB1058 HD1 (HSCR 846) RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND.
Introduced by: Suzuki N, Say C, Oshiro M, Kanoho E
Amends provision relating to State and county contributions to the public employees health fund. Establishes that as employer, with regard to the payment of its share of the monthly cost of a health benefits plan, the State and the counties shall pay to the fund, no more than the amount appropriated for this purpose in fiscal year 2001 - 2002; provided that any amounts subject to a collective bargaining agreement in effect on July 1, 2001, shall be appropriated until the expiration of the collective bargaining agreement. -- HB1058 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR then WAM (586-7330)
- HB1074 HD2 (HSCR 806) RELATING TO DROUGHT MITIGATING FACILITIES.
Introduced by: Nakasone B
Provides a drought mitigating water storage facility income tax credit for the construction of a new water storage facility or repair or reconstruction of an existing water storage facility necessary for drought mitigation purposes. Act to be repealed on December 31, 2015 (sunset). -- HB1074 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to AGT then WAM (586-7340)
- HB1076 HD2 (HSCR 833) RELATING TO THE DEPARTMENT OF PUBLIC SAFETY.
Introduced by: Takai K, Garcia N, Lee M, Takumi R, Suzuki N, Case E
Appropriation to the department of public safety for substance abuse treatment for levels I and I minimum custody inmates who are sentenced felons and parole violators with at least 30 months remaining on their sentences at Halawa correctional facility, for substance abuse treatment in the Crossroads program at Waiawa community facility, for diagnostic drug assessment and drug screening programs for Maui correctional center and Kauai community correctional center, and for the project bridge program at Maui community correctional center. (\$\$) -- HB1076 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS/ JDC/ then WAM (586-7788)
- HB1089 HD2 (HSCR 863) RELATING TO AGRICULTURE.
Introduced by: Abinsay F, Cabrerros B
Amends Act 117, session laws of 1999, as amended by Act 206, session laws of 2000 by changing the lapse date to June 30, 2003. Appropriation to the department of agriculture. (\$\$) -- HB1089 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to AGT then WAM (586-7340)
- HB1100 HD1 (HSCR 874) RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS.
Introduced by: Say C (BR)
Appropriations to the office of Hawaiian affairs (OHA budget) for the 2001 - 2003 fiscal biennium. (\$\$) -- HB1100 HD1
Current Status: Mar-08 01 Passed Third Reading House as amended (HD1)
- HB1111 HD1 (HSCR 751) RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR AN INTERGENERATIONAL CARE CENTER AT EWA VILLAGES.
Introduced by: Espero W
Authorizes the issuance of special purpose revenue bonds to assist the EVCDC (Ewa Villages community development corporation) in financing costs related to the acquisition, development, and construction of an intergenerational care center at Kulana Malama to provide health care services to frail elderly and medically fragile infants and children. Authorizes the issuance of refunding special purpose revenue bonds to refund the special

HOUSE BILLS WHICH PASSED THIRD READING

purpose revenue bonds. (\$\$) -- HB1111 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then WAM (586-7788)

HB1113 HD1 (HSCR 433)

RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.

Introduced by: Hamakawa E

Establishes the reinstatement of benefits provision. Provides that a surviving spouse or reciprocal beneficiary whose benefits under this provision arose from the spouse's or reciprocal beneficiary's membership with the employees' retirement system, and whose pension or benefit was terminated by reason of remarriage or entry into a reciprocal beneficiary relationship occurring subsequent to the death of the member, may apply for reinstatement of the terminated pension or benefit. Provides that the level of reinstated pension or benefit payments shall be the amount received by the surviving spouse or reciprocal beneficiary on the date that the payment was terminated, adjusted to reflect ad hoc and scheduled increases from the date of termination to the date of reinstatement; provided that the reinstated pension or benefit payments shall be limited to 10 years from the day of reinstatement. -- Amends provisions relating to allowance on service retirement. Provides that allowance for the member's class C military service shall be reduced by 1/2 per cent for each month the member is less than age 62 at retirement, unless the member retires after attaining the age of 55 but before the age of 62 and has at least 30 years of credited service. Provides that as of July 1, 2001, any active military service that is acquired or for which a refund was made to the member shall be credited as a class C service at the rate of 1 and 1/4 per cent for each year of credited service. Allows any contributory member to exercise the option to purchase active military service to raise the member's base military service credit to a level equal to the members' contributory allowance status at the time the military service is purchased. Requires any election of an option to be made within 3 months of the approval of the applications for military service credit by the employees' retirement system and to be final and irrevocable. Provides that members who, prior to July 1, 2001, have made lump sum payments or additional deductions from their compensation to obtain membership service credit for active military service and who elect to receive a military service credit at the base military service credit rate, may up to the amount credited under the credit for military service provision. Appropriation out of the employees' retirement system to fund the refunds authorized in this Act. (\$\$) -- HB1113 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR/ TMG/ then WAM (586-7330)

HB1115

RELATING TO THE ADMISSIBILITY OF PAID BILLS IN COURT.

Introduced by: Hamakawa E

Establishes provision relating to bills for goods or services. Provides that a bill for goods or services provided and the fairness, reasonableness, and appropriateness of the charges of the provider of the goods or services represented by the bill, may be admitted into evidence without the testimony of the provider of the goods or services. Provides that upon introduction, the bill shall be deemed prima facie evidence and authentic. -- HB1115

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to JDC (586-6830)

HB1118 HD1 (HSCR 353)

RELATING TO HUNTING.

Introduced by: Hamakawa E

Amends public hunting areas by including game management areas; forest reserves and surrendered lands; natural area reserves; restricted watersheds; cooperative game management areas; military training areas; unencumbered state lands; designed sanctuaries; and other lands designated by the board of land and natural resources. -- HB1118 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDT then WLE (586-6450)

HB1127

RELATING TO STATEMENTS OF ASSETS AND LIABILITIES OF HAWAII FINANCIAL INSTITUTIONS.

Introduced by: Hiraki K

Requires every Hawaii financial institution, except a nondepository financial services loan company or credit union, to file a statement of assets and liabilities with the commissioner of financial institutions that shall be available to the public. -- HB1127

Current Status: Feb=15 01 Introduction/Passed First Reading - Senate

HOUSE BILLS WHICH PASSED THIRD READING

Feb=15 01 Single Referral to CPH (586-6740)

HB1130 HD2 (HSCR 752)

RELATING TO EMPLOYMENT SECURITY.

Introduced by: Say C (BR)

Amends provision relation to the employment and training fund. Requires the director of labor and industrial relations to require, rather than allow, employers who use or who are assisted by any of the programs to contribute up to 50 per cent of the cost. -- Provides that every employer shall be subject to the employment and training fund assessment that shall be .015 per cent of taxable wages. Repeals the decrease in percentage rates for 2001 and 2002. -- HB1130 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR then WAM (586-7330)

HB1131 HD1 (HSCR 700)

RELATING TO REAL PROPERTY APPRAISALS.

Introduced by: Say C (BR)

Amends provisions relating to lease renegotiations; calculation of rent; definition. Provides that the lease rent be based on fair market value as determined by a real property appraisal; and that is less than the rental amount currently being paid, which shall prevail over any existing contract provision that bars the lowering lease rent upon renegotiation. Requires any disagreement over fair market value that cannot be resolved by negotiation may be settled by an appraisal process selected by the lessee that is in conformance with the uniform standards of professional appraisal practices and not be subject to arbitration under the fraud law. -- HB1131 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then WAM (586-6740)

HB1134 HD1 (HSCR 569)

RELATING TO COLLECTION AGENCIES.

Introduced by: Say C (BR)

Amends provisions relating to fraudulent, deceptive, or misleading representations of collection agencies. Prohibits a collection agency to fail to disclose clearly in the initial written and oral communication made to collect, or attempt to collect, a claim or to obtain, or attempt to obtain, information about a debtor or alleged debtor that the collection agency is attempting to collect a claim and that any information obtained will be used for that purpose and in subsequent communications that the communication is from a debt collector. Exempts formal pleading made in connection with legal action. -- HB1134 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to CPH (586-6740)

HB1138

RELATING TO SUBMISSION OF REPORTS TO THE LEGISLATURE.

Introduced by: Say C (BR)

Amends provision relating to the legislative reference bureau (LRB). Establishes that the LRB shall develop a system to track and monitor the submission of reports to the legislature by executive agencies and the judiciary, report periodically to the legislature on compliance by the respective executive agencies and the judiciary, and coordinate the distribution of summaries of each report to all legislators. Requires the judiciary and any executive agency responsible for producing any annual report to submit 3 copies each to the president of the senate and the speaker of the house of representatives and 1 copy to the legislative reference bureau library, prepare a summary of each report, and post a copy of the report on the agency website. -- HB1138

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then WAM (586-6970)

HB1156 HD2 (HSCR 820)

RELATING TO THE HAWAII HURRICANE RELIEF FUND.

Introduced by: Say C, Luke S

Establishes a 2 year pilot program, to be developed and implemented by the Hawaii hurricane relief fund, to provide grants to residential property owners for installation of Hawaii hurricane relief fund approved wind damage mitigation devices. Provides that grants shall be made available to current and former policyholders of the Hawaii hurricane relief fund. Limits relief fund spending to 10 million dollars of investment revenue from the trust fund over 2 years. Requires grants to be awarded on a dollar for dollar matching funds basis, up to a maximum of 3,500 dollars per insured location. Requires the Hawaii hurricane relief fund to report on the status of the pilot program to the legislature. Appropriation out of the hurricane reserve trust fund to the Hawaii hurricane reserve relief

HOUSE BILLS WHICH PASSED THIRD READING

fund to develop and implement the pilot program. (\$\$) -- HB1156 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then WAM (586-6740)

- HB1159 RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS.
Introduced by: Say C (BR)
Amends or repeals various provisions of the Hawaii revised statutes and the session laws of Hawaii for the purpose of correcting errors, clarifying language, correcting references, and deleting obsolete or unnecessary provisions. -- HB1159
Current Status: Feb=06 01 Introduction/Passed First Reading - Senate
Feb=06 01 Single Referral to JDC (586-6830)
- HB1173 HD1 (HSCR 663) RELATING TO LODGING OR TENEMENT HOUSES, HOTELS, AND BOARDINGHOUSES.
Introduced by: Say C (BR)
Amends provisions relating to lodging or tenement houses, hotels, and boardinghouses. Repeals the requirement for a license for a lodging or tenement house, group home, group residence, group living arrangement, hotel, or boardinghouse. -- Amends the general excise tax exemption for hotels by redefining hotels. -- HB1173 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to CPH (586-6740)
- HB1176 RELATING TO INSPECTIONS BY THE COUNTY FIRE CHIEF OR THE CHIEF'S DESIGNEES.
Introduced by: Say C (BR)
Amends provision relating to right of entry for inspection; unlawful to obstruct, to include that designees of the county fire chief have the right of entry. Requires the county fire chief or the chief's designees to make an inspection of all state owned or county owned buildings and facilities, and make a report to the authorities responsible for the maintenance of any state owned or county owned building or facility when its found that a building or facility does not meet minimum standards of fire and safety protection. -- HB1176
Current Status: Mar=01 01 Introduction/Passed First Reading - Senate
Mar=01 01 Single Referral to TIA/ TMG/ (587-7200)
- HB1208 HD1 (HSCR 560) RELATING TO FIREARMS.
Introduced by: Say C (BR)
Amends provision relating to seizure of firearms in domestic abuse situations; requirements; return of. Provides that a firearm or ammunition shall be returned to the owner or person who was in lawful possession of the firearm or ammunition within 7 working days after the person makes a request for its return when the owner or person may legally possess a firearm. -- HB1208 HD1
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to JDC (586-6830)
- HB1211 HD1 (HSCR 561) RELATING TO FIREARMS.
Introduced by: Say C (BR)
Amends definition of electric gun to exclude defibrillators used in emergency situations. -- Provides that provision relating to restriction on possession, sale, gift, or delivery of electric guns shall not apply to law enforcement officers of county police sheriff departments of this State or to vendors providing electric guns to those entities for the purpose of studying the utility of electric guns in law enforcement in this State. Adds that no more than 3 electric guns per county shall be allowed into the State. Requires that these electric guns shall at all times remain in the custody and control of the county policy (police) or sheriff departments. Prohibits the electric guns from being used by anyone other than county law enforcement officers in test or study situations. -- HB1211 HD1
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to JDC (586-6830)
- HB1216 HD1 (HSCR 198) RELATING TO THE KOREAN CENTENNIAL CELEBRATION COMMISSION.
Introduced by: Luke S, Schatz B, Chang J, Lee M, Oshiro M, Takai K, Magaoay M, Moses

HOUSE BILLS WHICH PASSED THIRD READING

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Appropriation to the Korean centennial celebration commission for the Korean centennial celebration. (\$\$) -- HB1216 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB1221 HD2 (HSCR 773)

RELATING TO CYBERSQUATTING.

Introduced by: Luke S, Oshiro B, Takai K, Garcia N, Morita H, Hale H, Espero W, Oshiro M, Kanoho E, Saiki S

Amends provision relating to unfair and deceptive practices by establishing provisions relating to cybersquatting. Prohibits cybersquatting (the bad faith registration of domain names on the internet). Establishes that it is unlawful for a person, with a bad faith intent to register, traffic in, or use a domain name, that is identical or confusingly similar to the personal name of another living or deceased person. Provides factors to be considered by the courts in determining bad faith, as well as exceptions. -- Establishes penalties, including a civil fine of up to 5,000 dollars per domain name. Requires the attorney general to enforce this part on behalf of the State. Adds that if the attorney general declines to prosecute the action, the person or the deceased person's legal representative may file an action in court, and shall be entitled to attorney's fees and costs. -- HB1221 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then JDC (586-6740)

HB1231 HD1 (HSCR 570)

RELATING TO CONDOMINIUMS.

Introduced by: Ito K, Takai K

Establishes provisions relating to mediation. Provides that if an apartment owner or the board of directors requests mediation of a dispute involving the interpretation or enforcement of the association of apartment owners' bylaws, or its house rules, or involving provisions relating to contents of bylaws, purchaser's right to vote, or management contracts, the other party in the dispute shall be required to participate in mediation and make a good faith effort to resolve the dispute through the mediation process. Adds that if an owner or the board refuses to participate in the mediation of a particular dispute, the refusing party shall be precluded from being awarded its attorneys' fees and costs in any subsequent mediation, arbitration, or legal action concerning that dispute. -- HB1231 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to CPH (586-6740)

HB1233 HD1 (HSCR 498)

RELATING TO YOUTH SERVICES.

Introduced by: Kahikina M, McDermott B

Amends provision relating to the office of youth services by adding that each youth service center shall be responsive to the needs to its immediate community and offer an array of services that are tailored to the needs of its constituents; and consider services, activities, and components when developing its core activities. Requires the office to monitor and evaluate youth service centers and report to the legislature. Appropriation to the department of human services, provided that the office evaluate the centers for descriptive data on client status, program utilization data, participant and community satisfaction ratings, and information pertaining to the lessons learned from operating under the youth services centers concept; and to conduct training sessions and provide technical assistance in developing and promoting youth service centers. Appropriation to the office of youth services for the Hookala project. (\$\$) -- HB1233 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then WAM (586-7788)

HB1234 HD1 (HSCR 348)

RELATING TO QUEST.

Introduced by: Kahikina M, Kawakami B, McDermott B

Directs the QUEST medicaid agency to calculate and withhold from health plan capitalization payments all dollars budgeted for perinatal services, and to request the state health plans to provide claims paid data on substance abuse and related behavioral health encounter information for assessing the feasibility of a substance abuse carve out. Appropriation to the department of human services to provide enabling services under QUEST including all federally qualified health center (FQHC) enabling services covered by Medicaid payments prior to initiation of the QUEST program, native Hawaiian and traditional healing services, and other FQHC services such as case management, outreach services, and supportive counseling services. Requires the department to submit for federal review

HOUSE BILLS WHICH PASSED THIRD READING

any changes in the state Medicaid plan. (\$\$) -- HB1234 HD1
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then WAM (586-7788)

HB1243 HD1 (HSCR 469)

RELATING TO CAPTIVE INSURANCE.

Introduced by: Hiraki K

Amends captive insurance company to establish provisions for leased capital facility captive insurance company. Allows 1 or more sponsors to form a leased capital facility and provides that a leased capital facility shall only insure the risks of its participants. -- HB1243 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then WAM (586-6740)

HB1245 HD1 (HSCR 694)

RELATING TO THE STATE BUDGET.

Introduced by: Halford C

Requires every executive budget, and every subsequent draft of the bill submitted by the governor to the legislature to summarize total appropriations for each program, expending agency, means of financing, for capital improvement projects and investment appropriations, and grand totals for each fiscal year. Department of budget and finance to submit (report) the required summary of the proposed executive budget to the legislature. -- HB1245 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to WAM (586-6460)

HB1254 HD1 (HSCR 71)

RELATING TO GASOLINE.

Introduced by: Morita H, Oshiro B, Hale H, Jaffe M, Kanoho E, Thielen C, Schatz B

Establishes maximum concentrations of methyl tertiary butyl ether in gasoline that any distributor sells or supplies. Requires each distributor to annually file with the director of commerce and consumer affairs a certified statement showing methyl tertiary butyl ether concentration in gasoline sold, supplied or imported and the ethyl tertiary butyl ether and tertiary amyl methyl ether concentrations of gasoline sold or supplied. Establishes a maximum fine of 25,000 dollars for each violation. -- HB1254 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE/ CPH/ then WAM (586-7335)

HB1255 HD1 (HSCR 553)

RELATING TO MINORS.

Introduced by: Hamakawa E

Establishes provision relating to expungement orders. Provides that upon written application by the minor, or the minor's parent or guardian, the court may issue an order expunging the arrest records of a minor, if the minor was arrested and was not counseled and released by the police; the matter was not referred to the prosecuting attorney or family court; the minor was not adjudicated responsible; or the matter was dismissed with prejudice. Adds that prior to issuing an expungement order, the court shall consult with appropriate law enforcement agencies to determine if there is any reason to retain the arrest record. Provides that upon issuance of an expungement order, the court shall forward copies of the expungement order to the police and department of the attorney general; and explain to the minor the process of expungement, and issue to the minor a certificate stating that the order has been issued and that its effect is to annul the record of a specified arrest. Provides that upon receipt of an expungement order issued by the family court, the police and attorney general shall expunge the arrest record of the minor. Further provides that the records of any police department and of any juvenile division shall be confidential, except for expunged records in regards to family court. -- HB1255 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to JDC (586-6830)

HB1256 HD2 (HSCR 825)

RELATING TO SOLID WASTE MANAGEMENT.

Introduced by: Morita H, Schatz B, Oshiro B, Jaffe M, Hale H, Lee M, Kanoho E

Establishes provisions relating to beverage container fee and deposit under integrated solid waste management law. Prohibits any person to sell, distribute, collect, or redeem a beverage container that has not received approval from the director of health as a recyclable. Requires every beverage distributor to pay to the department of health a beverage container fee on each container manufactured or imported into the State. Provides that the fee shall be imposed only once on the same beverage container and shall

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be ____ cents per beverage container, beginning October 1, 2002. Establishes the beverage container deposit special fund to reimburse refund values and pay handling fees to certified redemption operations. Requires every beverage container sold to clearly indicate the refund value of the container and the word Hawaii or the letters HI. Exempts the special fund from contributing to the central service expenses of the government. Provides that beginning October 1, 2002, the glass advance disposal fee of ____ cents per container shall only apply to glass containers that are not glass beverage containers. -- HB1256 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then WAM (586-7335)

HB1257 HD1 (HSCR 249)

RELATING TO LEI DAY.

Introduced by: Kawakami B, Auwae E, Morita H, Kanoho E, Kahikina M, Ahu Isa L, Yonamine N

Establishes that May 1 of each year shall be known as May day is lei day in Hawai'i (Hawaii), provided that this day is not and shall not be construed to be a state holiday. -- HB1257 HD1

Current Status: Mar=01 01 Introduction/Passed First Reading - Senate
Mar=01 01 Single Referral to TIA (587-7200)

HB1273 HD2 (HSCR 823)

RELATING TO TRANSPORTATION.

Introduced by: Souki J

Requires the department of transportation to conduct a study of authorizing toll roads for motor vehicles in each county. Report to the legislature. Appropriation out of the highway special fund. (\$\$) -- HB1273 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then WAM (586-6970)

HB1281 HD1 (HSCR 246)

RELATING TO BIOFUEL.

Introduced by: Morita H, Kanoho E

Establishes that contracts for the purchase of fuel shall be awarded to the lowest responsible and responsive bidders, with preference being given to bidders using or selling bio based oils. Provides that state and county agencies are urged to, give preference to biodiesel or biodiesel mixes when purchasing diesel fuel for transportation; and to give preference to bidders using bio based oil when purchasing low grade fuel for power generation. Defines bio based oil as biodiesel fuel produced from recycled or recyclable cooking oil; and fuel produced from waste cooking oils, fats, or greases, including grease traps and used for power generation. -- HB1281 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG/ WLE/ then WAM (586-6970)

HB1282 HD2 (HSCR 807)

RELATING TO ENERGY CONSERVATION TAX CREDITS.

Introduced by: Say C, Morita H, Schatz B, Jaffe M, Oshiro B, Luke S, Hamakawa E, Hiraki K, Lee M, Hale H, Magaoay M, Yonamine N, Kahikina M, Ahu Isa L, Case E, Meyer C, Hale H, Bukoski K, Kanoho E, Thielen C

Extends the sunset date for the tax credits relating to wind energy systems, solar energy systems, heat pumps, and ice storage system from July 1, 2003 to July 1, 2006 (sunset). -- HB1282 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then WAM (586-7335)

HB1287 HD1 (HSCR 862)

RELATING TO AGRICULTURE.

Introduced by: Say C

Appropriation to the university of Hawaii for the continued development of high value agricultural products and a breeding program to provide new agricultural products, for the continued development of the agricultural biotechnology initiative, and for the creation and adoption of agricultural management practices that protect Hawaii's environment. (\$\$) -- HB1287 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to AGT/ EDU/ then WAM (586-7340)

HB1288 HD1 (HSCR 695)

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES.

HOUSE BILLS WHICH PASSED THIRD READING

Introduced by: Say C

Authorizes the issuance of special purpose revenue bonds to assist Kahala Senior Living Community, Inc., a Hawaii not for profit corporation in the leasing of land for, and the planning, design, construction, and operation of a senior housing community. Authorizes the issuance of refunding special purpose revenue bonds to refund the special purpose revenue bonds. Repeals section 4 of Act 303, session laws of 1991 (authorizing the issuance of special purpose revenue bonds to assist the Episcopal Homes of Hawaii, Inc.). (\$\$) -- HB1288 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then WAM (586-7788)

HB1309

RELATING TO SPECIAL PURPOSE REVENUE BONDS.

Introduced by: Kanohe E

Amends Act 208, session laws of 2000, authorizing the issuance of special purpose revenue bonds in a total amount not to exceed 38 million dollars, rather than 19 million dollars for assisting Rickmar properties, inc. Department of budget and finance to report to legislature in 2002 and 2003. Department to issue from time to time, including times subsequent to June 30, 2003, rather than 2004, refunding special purpose revenue bonds. Provides that any unused portion of the authorization shall lapse on June 30, 2004 (sunset), rather than 2003. -- HB1309

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE/ EDT/ then WAM (586-7335)

HB1310 HD1 (HSCR 769)

RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR HI-TECH HAWAII, INC.

Introduced by: Kanohe E

Establishes that the activities of hi - tech Hawaii, inc., constitute industrial enterprises and that the cost of constructing the facilities to be financed is qualified to be financed through the issuance of special purpose revenue bonds. Authorizes the department of budget and finance with the approval of the governor, to issue special purpose revenue bonds in a total amount not to exceed ____ dollars in 1 or more series for the purpose of assisting hi - tech Hawaii, inc. with the financing, refinancing, or both of the costs related to the planning, design, and construction of a high technology research and development facility, including the costs of constructing, equipping, and purchasing tangible assets. Authorizes the department of budget and finance with the approval of the governor, to issue from time to time refunding special purpose revenue bonds. -- HB1310 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDT then WAM (586-6450)

HB1318 HD1 (HSCR 396)

RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND.

Introduced by: Hiraki K

Amends provision relating to the public employees health fund. Authorizes the board of trustees to contract with provided health benefits plans and repeals the requirement for the benefits provided under any respective plan to be equally available to all employee beneficiaries and dependent beneficiaries selecting the plan regardless of age. -- HB1318 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR then WAM (586-7330)

HB1335 HD1 (HSCR 710)

RELATING TO PUBLIC UTILITIES.

Introduced by: Ahu Isa L

Provides that a public utility shall not include persons who holds an exclusive wireless telecommunication license by the Federal Communications Commission. -- HB1335 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDT then CPH (586-6450)

HB1339 HD1 (HSCR 842)

RELATING TO WATER SUPPLY BOARDS.

Introduced by: Kanohe E, Morita H, Kawakami B

Amends provisions relating to counties. Defines board or boards to mean the board of water supply or water board or water commission of each county. Provides that impact fees may be assessed, imposed, levied, and collected by the counties for any development, or portion thereof, not involving water supply or service; or boards for any development, or portion thereof, involving water supply or service; provided that the county enacts appropriate impact fee ordinances or the board adopts rules to effectuate the imposition and

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collection of the fees within their respective jurisdictions. -- HB1339 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then WAM (586-7335)

HB1345 HD1 (HSCR 58)

RELATING TO ENERGY CONTENT OF FUELS.
Introduced by: Morita H, Kanoho E, Magaoay M, Hale H, Oshiro B, Garcia N
Amends fuel tax provisions to provide reduced taxes for alternative fuels. -- HB1345 HD1
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE then WAM (586-7335)

HB1351 HD1 (HSCR 753)

RELATING TO GOVERNMENT.
Introduced by: Saiki S
Establishes an impact litigation unit, consisting of attorneys and other specialized personnel in private practice. Provides that the attorney general shall contract with private attorneys to provide legal services relating to the investigation, prosecution, and defense of claims against the State that impose a substantial financial liability or hardship on the State. Requires the attorney general to approve of all major litigation strategies and shall approve and submit to the governor and legislature for review of all settlements negotiated by the unit on behalf of the State. Appropriation to the department of the attorney general to establish and implement the impact litigation unit. (\$\$) -- HB1351 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to JDC then WAM (586-6830)

HB1357 HD1 (HSCR 260)

RELATING TO HEALTH.
Introduced by: Arakaki D, Takai K
Appropriation to the department of health for a grant to the organ donor center of Hawaii.
-- HB1357 HD1
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then WAM (586-7788)

HB1361 HD1 (HSCR 342)

RELATING TO A HAWAIIAN AFFAIRS TASK FORCE.
Introduced by: Kanoho E, Kahikina M, Auwae E, Ahu Isa L, Ontai G, Morita H, Bukoski K, Kawakami B
Establishes a joint committee of the senate and the house of representatives to chair the Hawaiian affairs task force. Task force shall provide fact finding and recommendations to the legislature on the impacts that federal case laws have on the future of the Hawaiian people. Task force to report to legislature. Appropriation to the senate president and the speaker of the house of representatives. (\$\$) -- HB1361 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HAW then JDC (586-7344)

HB1385 HD3 (HSCR 843)

RELATING TO NET ENERGY METERING.
Introduced by: Morita H, Schatz B, Suzuki N, Oshiro B, Garcia N, Abinsay F, Whalen P, Thielen C
Repeals and replaces net energy metering provisions. Requires every electric service provider to develop a standard contract or tariff providing for net energy metering and make the contract available to eligible customer generators. -- HB1385 HD3
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE/ CPH/ then WAM (586-7335)

HB1391 HD1 (HSCR 152)

RELATING TO THE ARTS.
Introduced by: Chang J, Takai K, Suzuki N, Morita H
Appropriation to the department of education for at least 28 full time equivalent (28.00 FTE) school level positions. Requires at least 1 specialist each in dance, drama, visual arts, and music in each of the 7 departmental districts. Amends provision relating to the duties of the state foundation on culture and the arts requiring the foundation to convene the Hawaii arts education partners, to fully implement the terms of the Hawaii arts education strategic plan. (\$\$) -- HB1391 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB1399 HD1 (HSCR 391)

RELATING TO SPECIAL ATTORNEYS GENERAL.
Introduced by: Kawakami B, Kahikina M

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Appropriation to the department of the attorney general to appoint 2 special deputy attorneys general to defend the State and its agencies in Patrick Barrett v. state of Hawaii and Governor Benjamin Cayetano, civil number CV00-00645 and John Carroll v. James Nakatani, et al., civil number CV00-00641. (\$\$) -- HB1399 HD1
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to JDC then WAM (586-6830)

HB1400 RELATING TO STATE BONDS.
Introduced by: Takamine D
Provides declaration of findings on debt limit with respect to general obligation refunding bonds and provides authorization for the issuance of general obligation bonds. -- HB1400
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to WAM (586-6460)

HB1405 HD1 (HSCR 554) A BILL FOR AN ACT RELATING TO USE OF INTOXICANTS.
Introduced by: Say C
Amends ocean recreation and coastal areas programs, county vehicle tax, intoxicating liquor, highway safety, driver education and training fund, motor vehicle safety responsibility, chemical testing by the department of health, motor vehicle rental industry, motor vehicle insurance, district court, dispositions under the penal code, and use of intoxicants while operating a vehicle laws to conform the use of intoxicants law. -- HB1405 HD1
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then JDC (586-6970)

HB1411 RELATING TO SECONDARY MARKET SERVICES CORP.--HAWAII.
Introduced by: Takumi R
Provides that the secondary market services corp. Hawaii, be established and operated to acquire student loan notes under the Federal Higher Education Act of 1965, as amended. Repeals requirement that the loan notes be held by local financial institutions. -- HB1411
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then CPH then WAM (586-8585)

HB1473 HD2 (HSCR 708) RELATING TO MOTOR VEHICLES.
Introduced by: Case E
Requires the transferee of a motor vehicle to transfer the certificate of ownership so endorsed to the director of finance within 60 days if the lien holder does not have an office in the State. -- HB1473 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Single Referral to TMG (586-6970)

HB1474 HD1 (HSCR 250) ADOPTING AN OFFICIAL STATE TARTAN.
Introduced by: Case E
Establishes provision designating the official tartan of the State. Provides that the state foundation on culture and arts shall register the state tartan with the register of all publicly known tartans maintained by the Scottish tartans society. -- HB1474 HD1
Current Status: Mar=01 01 Introduction/Passed First Reading - Senate
Mar=01 01 Single Referral to TIA (587-7200)

HB1526 HD1 (HSCR 669) RELATING TO DOGS.
Introduced by: Oshiro B, Pendleton D, Magaoay M, Thielen C, Morita H, Schatz B, Luke S, Saiki S
Amends provision relating to the liability of dog owners. Provides counties the authority to enact and enforce ordinances regulating persons who own, harbor, or keep any dog which attacks, injures, kills, or poses a risk of serious injury or death to an animal belonging to another person; or any dog that has on more than 1 occasion bitten another person; provided that the ordinance shall not affect the civil liability of a person owning, harbor, or keeping the dog. -- HB1526 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TIA then JDC (587-7200)

HB1538 RELATING TO THE UNIFORM CHILD-CUSTODY JURISDICTION AND ENFORCEMENT ACT.

HOUSE BILLS WHICH PASSED THIRD READING

Introduced by: Hamakawa E

Establishes the uniform child custody jurisdiction and enforcement Act. -- Exempts child custody proceedings that pertains to Indian children, who shall be governed by the Indian Child Welfare Act. -- Provides that a child custody determination made by a court of the State that had jurisdiction, binds all persons who have been served in accordance with the laws of the State. -- Provides that a party to a child custody proceeding, is not subject to personal jurisdiction for another proceeding or purpose solely by reason of having participated in the proceeding. Adds that a person who is subject to personal jurisdiction on a basis other than physical presence is not immune from service of process. Provides that the court may communicate with a court in another state concerning a proceeding and may allow the parties to participate in the communication. -- Establishes jurisdiction. Provides that a court has jurisdiction to make an initial child custody determination only if this State is the home state of the child on the date of the commencement of the proceeding, or was the home state of the child within 6 months before the commencement of the proceeding and child is absent from this State but a parent or person acting as a parent continues to live in this State. Adds that physical presence of a party or a child is not necessary or sufficient to make a child custody determination. Provides that before a child custody determination is made, an opportunity to be heard must be given to all persons entitled to notice any parent whose parental rights have not been previously terminated, and any person having physical custody of the child. Prohibits a court from exercising its jurisdiction at the time of the commencement of the proceeding, a proceeding concerning the custody of the child has been commenced in a court of another state having jurisdiction substantially, unless the proceeding has been terminated or is stayed by the court of the other state. -- Provides that in a child custody proceeding, the court may order a party to the proceeding to appear before the court with or without the child. -- Establishes enforcement. Provides that a court may order the return of a child made under the Hague Convention on the civil aspects of international child abduction as if it were a child custody determination. Provides criteria. -- Repeals the uniform child custody jurisdiction law. -- HB1538

Current Status: Feb=15 01 Introduction/Passed First Reading - Senate
Feb=15 01 Multiple Referral to HHS then JDC (586-7788)

HB1547 HD1 (HSCR 544)

RELATING TO TOWING.

Introduced by: Souki J

Increases the maximum towing fees allowed by towing companies. Allows an overtime towing charge from 6:00 pm Friday to 6:00 am Monday. -- HB1547 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then WAM (586-6970)

HB1552 HD1 (HSCR 664)

RELATING TO TIME SHARING.

Introduced by: Ahu Isa L

Amends provision relating to planned community association to include a time share plan. -- Amends provision relating to interest and usury by excluding indebtedness secured by a time share interest if that time share interest is not otherwise governed and if the rate of interest does not exceed 18 per cent per year. Provides that this shall not limit the seller's right to charge interest. -- HB1552 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TIA then CPH (587-7200)

HB1554 HD1 (HSCR 369)

RELATING TO HYDROGEN RESEARCH AND DEVELOPMENT.

Introduced by: Say C, Morita H, Magaoay M, Hale H, Lee M, Schatz B, Suzuki N, Oshiro B, Garcia N, Abinsay F, Takumi R, Takai K, Luke S, Kawakami B, Chang J, Whalen P, Kahikina M, Espero W, Kanoho E, Thielen C, Cabrerros B

Establishes the hydrogen public / private partnership to support and promote hydrogen use in Hawaii's energy economy. Provides that the department of business, economic development, and tourism shall invite the participation of the State, including the university of Hawaii; the counties; the federal government, including the military; the utilities; the private sector; and the environmental community. Establishes duties of partnership. Department to submit annual reports to the legislature. Act to be repealed on July 1, 2006 (sunset). Appropriation to the department to support hydrogen research and development efforts. Requires funds to be made available on the basis of 1 dollar for every ____ dollars from the federal government or private sector. (\$\$) -- HB1554 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to WLE/ EDT/ then WAM (586-7335)

HOUSE BILLS WHICH PASSED THIRD READING

- HB1555 HD2 (HSCR 770) RELATING TO ADOLESCENCE SCHOOL-BASED SUBSTANCE ABUSE TREATMENT.
Introduced by: Abinsay F, Cabrerros B, Pendleton D, Gomes J, Magaoay M, Garcia N, Suzuki N, Chang J
Appropriation to the department of health for statewide adolescence school based treatment programs. (\$\$) -- HB1555 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU/ HHS/ then WAM (586-8585)
- HB1556 RELATING TO AGRICULTURAL LOANS.
Introduced by: Abinsay F, Magaoay M, Case E, Cabrerros B, Suzuki N, Ahu Isa L, Kawakami B, Chang J, Gomes J, Kanohe E
Amends provision relating to agricultural loans, providing that class A and class C loans shall be for an amount not to exceed 800,000 dollars, rather than 400,000 dollars. -- HB1556
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to AGT then WAM (586-7340)
- HB1561 HD2 (HSCR 826) RELATING TO EDUCATION.
Introduced by: Ito K, Takai K, Kahikina M, Luke S, Suzuki N
Appropriation to the department of education for the career pathway development grant awards to schools, career development centers, professional development for project based learning, and career development transition office. (\$\$) -- HB1561 HD2
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU/ LBR/ then WAM (586-8585)
- HB1586 HD1 (HSCR 761) RELATING TO UNEMPLOYMENT.
Introduced by: Kawakami B, Kanohe E, Morita H, Takamine D
Requires unemployment insurance benefits for the displaced employees of Amfac sugar Kauai to be extended for an additional period of 12 months. -- HB1586 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR then WAM (586-7330)
- HB1587 RELATING TO ACQUISITION OF HOSPITALS.
Introduced by: Kawakami B, Kanohe E, Morita H
Repeals the exemption of the requirement to get approval from the state health planning and development agency and to notify the attorney general prior to acquisition of a hospital for a non profit corporation. -- HB1587
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to HHS then CPH (586-7788)
- HB1589 HD1 (HSCR 812) RELATING TO TRANSIENT ACCOMMODATIONS TAX.
Introduced by: Takamine D, Kawakami B, Hamakawa E
Amends the transient accommodations tax to apply the tax on gross rental to each person with respect to the person's portion of the proceeds. Also defines an operator to include a travel agency or tour packager furnishing transient accommodations through noncommissionable negotiated contract rates who is dividing gross income between the person operating the accommodation and the agency or packager. -- HB1589 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TIA then WAM (587-7200)
- HB1595 HD1 (HSCR 435) RELATING TO PUBLIC EMPLOYEES.
Introduced by: Takamine D
Amends Act 253, session laws of 2000. Provides that the adjustments for excluded civil service employees shall be at least equal to the compensation and benefit packages provided under collective bargaining agreements for counterparts and subordinates and are consistent and equivalent or not less than adjustments provided in other jurisdictions. -- HB1595 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to LBR then WAM (586-7330)
- HB1636 HD1 (HSCR 484) MAKING AN APPROPRIATION FOR COMMUNITY-BASED ECONOMIC DEVELOPMENT.
Introduced by: Espero W, Luke S
Appropriation to the community based economic development program of the department

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of business, economic development, and tourism for the planning, design, and construction of physical improvements selected as part of an existing or emerging comprehensive, regional, multi sector community based strategic action planning process coordinated by the Hawaii alliance for community based economic development and implemented by the appropriate regional community based economic development nonprofit organization lead entity. (\$\$) -- HB1636 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDT then WAM (586-6450)

HB1640 HD1 (HSCR 297)

RELATING TO TRANSPORTATION.

Introduced by: Espero W, Garcia N, Morita H, Magaoay M

Appropriation to the department of transportation to establish and implement a permanent intra island water ferry transportation system. Requires the department to work with the counties, the federal government, and other interested parties from the public and private sectors in establishing and implementing the system. (\$\$) -- HB1640 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then WAM (586-6970)

HB1662 HD1 (HSCR 762)

RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION.

Introduced by: Say C (BR)

Establishes special facility revenue bonds provision. Authorizes the high technology development corporation to issue special facility revenue bonds with the approval of the governor, and as may be authorized by a specific act or acts of the legislature. Provides that the high technology development corporation shall not enter into any special facility lease unless the development corporation at or prior to the entering into of the special facility lease find and determine that the facility which is to be the subject of the special facility lease will not be used to provide services, which are adequately being made available otherwise in the State; that the result of the use or occupancy of the facility under the special facility lease would not result in the reduction of the revenues derived from the industrial parks or other properties of the development corporation; and the entering into of the special facility lease would not be in violation of or result in a breach of any covenant contained in any resolution or certificate authorizing any bonds of the State then outstanding. Requires all special facility revenue bonds authorized to be issued under this provision to be issued pursuant to state revenue bonds. Allows the development corporation to enter into agreements, establish funds or accounts, and take any action required to comply with applicable federal law. -- HB1662 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDT then WAM (586-6450)

HB1666 HD2 (HSCR 853)

RELATING TO THE REPAIR AND MAINTENANCE OF SCHOOLS.

Introduced by: Say C (BR)

Establishes the Hawaii school level minor repairs and maintenance special fund. Provides that there is to be an option on income tax returns for the taxpayer to designate monies toward the fund (check off). Requires monies in the fund to be administered by the department of education to fund school level minor repairs and maintenance. Appropriation. (\$\$) -- HB1666 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB1667 HD2 (HSCR 803)

RELATING TO STUDENT LOANS FOR TEACHERS.

Introduced by: Say C (BR)

Establishes the Hawaii educator loan program administered by the university of Hawaii to provide financial support to students who complete department of education approved teacher education program and who agree to teach in the public school system. Establishes the Hawaii educator loan program special fund. Appropriation into the fund. (\$\$) -- HB1667 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB1668 HD1 (HSCR 329)

RELATING TO REHIRING RETIRED TEACHERS IN THE DEPARTMENT OF EDUCATION.

Introduced by: Say C (BR)

Allows the department of education to employ retired teachers at up to 100 per cent full time equivalent status in shortage areas and as mentors for new classroom teachers, with prior

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approval of the superintendent, pursuant to collective bargaining agreements. Prohibits retired teachers who are rehired to earn retirement service credit, to contribute to the retirement system, or to gain additional retirement system benefits, provided that the retired teacher continues to receive entitled normal retirement benefits without penalty. Provides that in order for the teacher to qualify the teacher must be retired for 3 calendar years. Act to be repealed on July 1, 2005 (sunset).. -- HB1668 HD1

Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU/ LBR/ then WAM (586-8585)

HB1669 HD1 (HSCR 837)

RELATING TO NATIONAL BOARD CERTIFICATION FOR DEPARTMENT OF EDUCATION TEACHERS.

Introduced by: Say C (BR)

Creates a national board certification support program in the department of education to provide assistance to any teacher in a public school who becomes a candidate for national board certification. Requires the Hawaii teacher standards board to develop, implement and administer the program. Appropriation. (\$\$) -- HB1669 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB1670 HD2 (HSCR 754)

MAKING AN APPROPRIATION FOR THE ESTABLISHMENT AND CONTINUATION OF PROFESSIONAL DEVELOPMENT SCHOOLS.

Introduced by: Say C (BR)

Appropriation to the department of education to establish and continue development of professional development schools in Hawaii public schools. Defines professional development schools. Allows department to allocate funds by means of competitive grants, which will include a description of how the school will meet the standards of the National Council for the Accreditation of Teacher Education and the department's 6 images of success (standards based learning, professionalism and the capacity of the system, quality of student support, coordinated team work, responsiveness of the system, and focused and sustained action). Requires 5 per cent of the funds to be set for program administration, including an annual conference. Grants may be awarded for up to a 5 year period, subject to available resources, and may be renewed every 5 years. Schools to present annual reports to the department and the conference. (\$\$) -- HB1670 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB1671 HD2 (HSCR 771)

RELATING TO EDUCATION.

Introduced by: Say C (BR)

Amends Hawaii teacher standards board provisions. Repeals sunset date of the definitions for the teacher standards board. Changes the membership of the board and limits term to 3 consecutive 3 year terms. Requires the board to consider alternative routes to licensing of teachers. Transfers licensing and credentialing powers of the department of education to the board. Changes credential and credentialing to permit and permitting. Allows the department to hire unlicensed teachers in emergencies and in a case by case basis. Annual report to the board. Provides that the board shall be responsible for approving teacher education programs. Allows the board to participate in issues affecting teacher quality. Amends Act 106, session laws of 2000, by repealing the sunset date. Amends Act 122, session laws of 1996, as amended by Act 218, session laws of 1999, by repealing the sunset date. Appropriation. (\$\$) -- HB1671 HD2

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU then WAM (586-8585)

HB1678 HD1 (HSCR 448)

RELATING TO EDUCATION.

Introduced by: Say C, Saiki S

Establishes Felix class (Felix v. Cayetano consent decree) eligibility provisions which includes children under 20 years of age. Requires the department of education to establish a service voucher system which allows families of children found to be in the Felix class to exchange vouchers issued by the department to obtain a set dollar amount of services. Appropriation. (\$\$) -- HB1678 HD1

Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to EDU/ HHS/ then WAM (586-8585)

HB1679 HD1 (HSCR 324)

RELATING TO DILLINGHAM AIRFIELD.

Introduced by: Magaoay M
Establishes the official name of the Dillingham airfield as the Kawaihapai airfield. -- HB1679
HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then HAW (586-6970)

HB1684 HD1 (HSCR 314)

RELATING TO STATE AND LOCAL TAXATION OF MOBILE TELECOMMUNICATIONS SERVICES.

Introduced by: Souki J
Amends public service company tax provisions to include persons engaged in the business of home service provider selling mobile telecommunication services. Amends use tax on imported services to provide that an importer or purchaser who is a customer of mobile telecommunications services shall be taxable if the customer's place of primary use is within the State and subject to tax only in the county in which the customer's place of primary use is located. -- HB1684 HD1
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to CPH then WAM (586-6740)

HB1685 HD1 (HSCR 772)

RELATING TO TAXATION.

Introduced by: Souki J, Garcia N, Yoshinaga T, Suzuki N, Chang J
Provides a general excise tax exemption for amounts received as rent for the rental or leasing of aircraft or aircraft engine used by the lessees or renters for interstate air transportation of passengers and goods. -- Amends the definition of use for use tax provisions to not include the acquisition or importation of any such aircraft or aircraft engine by any lessee or renter engaged in interstate air transportation. -- HB1685 HD1
Current Status: Mar=08 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then WAM (586-6970)

HB1686 HD1 (HSCR 298)

RELATING TO THE ISSUANCE OF REVENUE BONDS FOR INTER-ISLAND MARITIME TRANSPORTATION.

Introduced by: Souki J, Espero W
Authorizes the issuance of special facility revenue bonds to make improvements and equipping special facilities for use by Rainbow Island Express at harbor facilities on the islands of Molokai, Maui, Lanai, Hawaii, and Oahu to operate an inter island and intra island ferry service. (\$\$) -- HB1686 HD1
Current Status: Mar=06 01 Introduction/Passed First Reading - Senate
Mar=08 01 Multiple Referral to TMG then WAM (586-6970)